



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, etc.
1967

PART I.

ORDINANCES.

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Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.

LS



No. 1

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To give effect to certain International
Conventions relating to the Employment of
Women, Young Persons and Children.

Title.

(1st June 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Employment of
Women, Young Persons and Children Ordinance, 1967.

Short title.

2. In this Ordinance unless the context otherwise requires —

Interpretation.

“child” means a person under the age of fourteen years;

“competent authority” means the Governor in Council;

“duly authorized officer” means any officer authorized by the
Governor by notice in the Gazette to act under the provisions
of this Ordinance;

“industrial undertaking” has, with respect to the employment of
children, young persons and women, the meanings respec-
tively assigned thereto in the conventions set out in Parts I,
II and III of the Schedule to this Ordinance;

“ship” means any sea-going ship or boat of any description which
is registered in the Colony as a British ship;

“woman” means a woman of the age of eighteen years and
upwards;

“young person” means a person who has ceased to be a child
and who is under the age of eighteen years.

3. (1) No child shall be employed in any industrial undertaking.

(2) No child shall be employed in any ship except to the extent to which and in the circumstances in which such employment is permitted under the Convention set out in Part IV of the Schedule to this Ordinance.

(3) No young person or woman shall be employed at night in any industrial undertaking, except to the extent to which and in the circumstances in which such employment is permitted under the Conventions set out in Part II and Part III respectively of the Schedule to this Ordinance.

(4) Where young persons are employed in any industrial undertaking, a register of the young persons so employed, and the dates of their birth, and of the dates on which they enter and leave the service of their employer, shall be kept and shall at all times be open to inspection by any duly authorized officer.

(5) No woman or female young person shall be employed on underground work in any mine, quarry or other work for the extraction of minerals from under the surface of the earth.

(6) There shall be included in every agreement with the crew entered into under the Merchant Shipping Act, 1894, a list of the young persons under the age of sixteen years who are members of the crew, together with particulars of the dates of their birth, and, in the case of a ship in which there is no such agreement, the master of the ship shall, if young persons under the age of sixteen years are employed therein, keep a register of those persons with particulars of the dates of their birth and of the dates on which they become or cease to be members of the crew, and the register so kept shall at all times be open to inspection by any duly authorized officer.

(7) This section, so far as it relates to employment in a ship, shall have effect as if it formed part of the Merchant Shipping Acts, 1894 to 1948.

(8) (a) If any person employs a child or a young person in any industrial undertaking in contravention of this Ordinance, he shall be guilty of an offence and shall be liable on summary conviction for each offence to a fine not exceeding £2, or, in case of a second or subsequent offence, not exceeding £5; and where a child is taken into employment in any industrial undertaking in contravention of this Ordinance on the production, by or with the privity of the parent, of a false or forged certificate, or on the false representation of his parents that the child or young person is of an age at which such employment is not in contravention of this Ordinance, that parent shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £2; and

(b) If any child is employed in any ship in contravention of this Ordinance, the master of the ship shall be guilty of an offence and shall be liable on summary conviction for each offence to a fine not exceeding £2, or, in the case of a second or subsequent offence, not exceeding £5; and where a child is taken into employment in any ship in contravention of this Ordinance on the production, by or with the privity of the parent, of a false or forged certificate or on the false representation of his parent that the child is of an age at which such employment is not in contravention of this Ordinance, that parent shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £2; and

(c) If any person, being the employer of a young person fails to keep such a register so required to be kept by him as

aforesaid, or refuses or neglects, when required, to produce it for inspection by a duly authorized officer, he shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £20; and

(d) If the master of a ship fails to keep such a register so required to be kept by him as aforesaid, or refuses or neglects, when required, to produce it for inspection by a duly authorized officer or any other person having power to enforce compliance with the provisions of the Merchant Shipping Acts, 1894 to 1948, he shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £20; and

(e) If a person employs a woman in contravention of this Ordinance, he shall be guilty of an offence and shall be liable on summary conviction to a fine not exceeding £20.

4. (1) The provisions of this Ordinance shall be in addition Savings.
to and not in derogation of any of the provisions of any other law restricting the employment of women, young persons, or children.

(2) Nothing in this Ordinance shall apply to an industrial undertaking or ship in which only members of the same family are employed.

5. (1) Any duly authorized officer may, for the purpose of Inspection.
ascertaining whether the provisions of this Ordinance are being or have been complied with, at all reasonable times enter any land, premises, ship or other place and make such examination and inquiry and ask such questions of any person as may be reasonably necessary for that purpose.

(2) If any person —

(a) wilfully delays or obstructs a duly authorized officer in the exercise of any power under this section, or

(b) refuses or neglects to answer any question or to furnish any information when required so to do by such officer,

he shall be liable on summary conviction to a fine not exceeding £5:

Provided that no person shall be required under this section to answer any question tending to incriminate himself.

(3) Every duly authorized officer shall be furnished with a certificate of his authorization, and on entering any place for the purposes of this section shall, if so required, produce the said certificate.

(4) Every duly authorized officer may take with him a constable if he has reasonable cause to apprehend any serious obstruction in the execution of his duty.

SCHEDULE

PART I

Sections 2 and 3

Convention fixing Minimum Age for Admission of Children to Industrial Employment.

1. For the purpose of this Convention, the term "industrial undertaking" includes particularly —

(a) Mines, quarries and other works for the extraction of minerals from the earth;

(b) Industries in which articles are manufactured, altered, cleaned, repaired, ornamented, finished, adapted for sale, broken up or demolished, or in which materials are transformed; including shipbuilding, and the generation, transformation, and transmission of electricity and motive power of any kind.

(c) Construction, reconstruction, maintenance, repair, alteration, or demolition of any building, railway, tramway, harbour, dock, pier, canal, inland waterway, road, tunnel, bridge, viaduct, sewer,

drain, well, telegraphic or telephonic installation, electrical undertaking, gaswork, waterwork, or other work of construction, as well as the preparation for or laying the foundations of any such work or structure.

- (d) Transport of passengers or goods by road or rail or inland waterway, including the handling of goods at docks, quays, wharves, and warehouses, but excluding transport by hand.

The competent authority in each country shall define the line of division which separates industry from commerce and agriculture.

2. Children under the age of fourteen years shall not be employed or work in any public or private industrial undertaking, or in any branch thereof, other than an undertaking in which only members of the same family are employed.

3. The provisions of Article 2 shall not apply to work done by children in technical schools, provided that such work is approved and supervised by public authority.

4. In order to facilitate the enforcement of the provisions of this Convention, every employer in an industrial undertaking shall be required to keep a register of all persons under the age of sixteen years employed by him, and of the dates of their births.

PART II

Convention concerning the Night Work of Young Persons employed in Industry.

1. For the purpose of this Convention, the term "industrial undertaking" includes particularly —

- (a) Mines, quarries, and other works for the extraction of minerals from the earth.
- (b) Industries in which articles are manufactured, altered, cleaned, repaired, ornamented, finished, adapted for sale, broken up, or demolished, or in which materials are transformed; including shipbuilding, and the generation, transformation, and transmission of electricity or motive power of any kind.
- (c) Construction, reconstruction, maintenance, repair, alteration, or demolition of any building, railway, tramway, harbour, dock, pier, canal, inland waterway, road, tunnel, bridge, viaduct, sewer, drain, well, telegraphic or telephonic installation, electrical undertaking, gaswork, waterwork, or other work of construction as well as the preparation for or laying the foundations of any such work or structure.
- (d) Transport of passengers or goods by road or rail, including the handling of goods at docks, quays, wharves, and warehouses, but excluding transport by hand.

The competent authority in each country shall define the line of division which separates industry from commerce and agriculture.

2. Young persons under eighteen years of age shall not be employed during the night in any public or private industrial undertaking, or in any branch thereof, other than an undertaking in which only members of the same family are employed, except as hereinafter provided for.

Young persons over the age of sixteen may be employed during the night in the following industrial undertakings on work which by reason of the nature of the process, is required to be carried on continuously day and night:

- (a) Manufacture of iron and steel; process in which reverberatory or regenerative furnaces are used, and galvanising of sheet metal or wire (except the pickling process).
- (b) Glass works.
- (c) Manufacture of paper.
- (d) Manufacture of raw sugar.
- (e) Gold mining reduction work.

3. For the purpose of this Convention, the term "night" signifies a period of at least eleven consecutive hours, including the interval between ten o'clock in the evening and five o'clock in the morning.

In coal and lignite mines work may be carried on in the interval between ten o'clock in the evening and five o'clock in the morning, if an interval or ordinarily fifteen hours, and in no case of less than thirteen hours separates two periods of work.

Where night work in the baking industry is prohibited for all workers, the interval between nine o'clock in the evening and four o'clock in the morning may be substituted in the baking industry for the interval between ten o'clock in the evening and five o'clock in the morning.

4. The provisions of Articles 2 and 3 shall not apply to the night work of young persons between the ages of sixteen and eighteen years in cases of emergencies which could not have been controlled or foreseen, which are not of a periodical character, and which interfere with the normal working of the industrial undertaking.

5. The prohibition of night work may be suspended by the Government, for young persons between the ages of sixteen and eighteen years, when in case of serious emergency the public interest demands it.

PART III

Convention concerning the Night Work of Women Employed in Industry.

1. For the purpose of this Convention, the term "industrial undertaking" includes particularly —

- (a) Mines, quarries, and other works for the extraction of minerals from the earth.
- (b) Industries in which articles are manufactured, altered, cleaned, repaired, ornamented, finished, adapted for sale, broken up or demolished, or in which materials are transformed; including shipbuilding and the generation, transformation and transmission of electricity or motive power of any kind.
- (c) Construction, reconstruction, maintenance, repair, alteration, or demolition of any building, railway, tramway, harbour, dock, pier, canal, inland waterway, road, tunnel, bridge, viaduct, sewer, drain, well, telegraphic or telephonic installation, electrical undertaking, gaswork, waterwork, or other work of construction, as well as the preparation for or laying the foundations of any such work or structure.

The competent authority in each country shall define the line of division which separates industry from commerce and agriculture.

2. For the purpose of this Convention, the term "night" signifies a period of at least eleven consecutive hours, including the interval between ten o'clock in the evening and five o'clock in the morning.

3. Women without distinction of age shall not be employed during the night in any public or private industrial undertaking, or in any branch thereof, other than an undertaking in which only members of the same family are employed.

4. Article 3 shall not apply —

- (a) In cases of force majeure, when in any undertaking there occurs an interruption of work which it was impossible to foresee, and which is not of a recurring character.
- (b) In cases where the work has to do with raw materials or materials in course of treatment which are subject to rapid deterioration, when such night work is necessary to preserve the said materials from certain loss.

5. In industrial undertakings which are influenced by the seasons and in all cases where exceptional circumstances demand it, the night period may be reduced to ten hours on sixty days of the year.

PART IV

Convention fixing the Minimum Age for Admission of Children to Employment at Sea.

1. For the purpose of this Convention, the term "vessel" includes all ships and boats, of any nature whatsoever, engaged in maritime navigation, whether publicly or privately owned: it excludes ships of war.

2. Children under the age of fourteen years shall not be employed or work on vessels other than vessels upon which only members of the same family are employed.

3. The provisions of Article 2 shall not apply to work done by children on school ships or training ships, provided that such work is approved and supervised by public authority.

4. In order to facilitate the enforcement of the provisions of this Convention, every shipmaster shall be required to keep a register of all persons under the age of sixteen years employed on board his vessel, or a list of them in the articles of agreement, and of the dates of their births.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.

LS

No. 2



1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To amend the Ionising Radiations (Pro-
tection of Workers) Ordinance, 1966. Title.

(1st June 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Ionising Radiations
(Protection of Workers) (Amendment) Ordinance, 1967. Short title.

2. Section 3 of the Ionising Radiations (Protection of
Workers) Ordinance, 1966, is amended by the insertion after the
word "therein" of the words "for the first time". Amendment of section 3.
(11 of 1966)

This printed impression has been carefully compared by me
with the Bill which has passed the Legislative Council, and is found
by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0535/XIV.

Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.

LS

No. 3



1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To legalise certain payments made in the
year 1965-66 in excess of the Expenditure
sanctioned by Ordinance No. 8 of 1965.

Title.

WHEREAS it is expedient to make further provision for the
service of the Colony for the period 1st July, 1965 to 30th June, 1966.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (1965-66) Ordinance, 1967.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services therein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period 1st July, 1965 to 30th June, 1966, the
same are hereby declared to have been duly laid out and expended
for the service of the Colony in that period, and are hereby approved,
allowed and granted in addition to the sum mentioned for those
services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July, 1965 to 30th
June, 1966.

Schedule.

SCHEDULE									
Number	HEAD OF SERVICE						Amount		
							£	s.	d.
FALKLAND ISLANDS									
IV.	Aviation	...	...	...	...	...	1,050	18	2
V.	Customs & Harbour			...	...	...	354	7	5
VIII.	Meteorological	...		...	...	...	14	15	2
IX.	Military	...	...	...	...	...	137	6	4
X.	Miscellaneous	...		...	...	...	11,281	3	5
XI.	Pensions & Gratuities			...	...	...	394	9	6
XIV.	Power & Electrical			...	...	...	2,633	15	8
XVI.	Public Works Recurrent			...	...	...	7,307	1	9
XIX.	Social Welfare	...		...	...	...	1,118	11	0
Total Expenditure							£ 24,292	8	6

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0284/XVIII.

Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.



No. 4

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Administration of
Justice Ordinance. Title.

(1st June 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Administration of Justice (Amendment) Ordinance 1967, and shall be read as one with the Administration of Justice Ordinance, hereinafter referred to as the principal Ordinance.

Short title.

Cap. 3.

2. Section 2 of the principal Ordinance is amended by the deletion of the definition "Record".

Amendment of section 2.

3. Part VIII of the principal Ordinance is repealed.

Repeal of Part VIII.

4. Section 69 of the principal Ordinance is amended by the deletion of the words "and the preparation of the record in appeals to His Majesty in Council".

Amendment of section 69.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2312/II.

Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.

LS

No. 5



1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Marriage Ordinance. Title.

(1st June 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Marriage (Amendment) Ordinance, 1967, and shall be read as one with the Marriage Ordinance, hereinafter referred to as the principal Ordinance. Short title.
(Cap. 43)

2. Section 6 of the principal Ordinance is amended by the deletion, in subsection (1), of the words "the Roman Catholic Church" and the substitution therefor of the words "St. Mary's Catholic Church". Amendment of section 6.

3. Section 7 of the principal Ordinance is amended by — Amendment of section 7.
(a) the deletion from paragraph (b) of the proviso to subsection (1) of the words "or in the house of a justice" and the substitution therefor of the words "or at the place therein stated";
(b) the deletion from subsection (2) of the words "in his office".

4. Section 11 of the principal Ordinance is amended by the deletion from paragraph (1) of the proviso of the words "or a minister". Amendment of section 11.

Amendment of section 12.

5. Section 12 of the principal Ordinance is amended by the deletion from paragraph (1) of the words "or in the office of the registrar, or in the house of a justice, or in such place as any special licence shall specify" and the substitution therefor of the words "or at the place stated in the licence".

Amendment of section 13.

6. Subsection (1) of section 13 is amended by the deletion of the word "in" and the substitution therefor of the word "at".

Amendment of Third Schedule.

7. The Third Schedule to the principal Ordinance is amended, by the insertion, after the words and figures "Marriage by Registrar 10. 0." of the following —

"Marriage by Registrar (Governor's special licence) 2. 0. 0."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1131.

Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.

LS

No. 6



1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
To provide for the service of the year Title.
1967-68.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Short title.
Appropriation (1967-68) Ordinance 1967.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1967 to 30th June 1968, a sum not exceeding Four hundred and eighty-six thousand four hundred and sixty-four pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1967-68.

Appropriation of £486,464
for the service of the
year 1967-68.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	9,949
II.	Agriculture	5,514
III.	Audit	1,444
IV.	Aviation	16,086
V.	Customs and Harbour	15,730
VI.	Education	59,326
VII.	Medical	45,221
VIII.	Meteorological	750
IX.	Military	3,360
X.	Miscellaneous	30,845
XI.	Pensions and Gratuities	11,000
XII.	Police and Prisons	6,471
XIII.	Posts and Telecommunications	61,374
XIV.	Power and Electrical	23,623
XV.	Public Works	21,560
XVI.	Public Works Recurrent	44,037
XVII.	Public Works Special	7,790
XVIII.	Secretariat, Treasury and Central Store	35,205
XIX.	Social Welfare	7,500
XX.	Supreme Court... ..	2,861
Total Ordinary Expenditure		409,646
Development		76,818
Total Expenditure		486,464

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0284/XX.

Assented to in Her Majesty's name this 12th day of May 1967.

C. HASKARD,
Governor.



No. 7

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Road Traffic Title.
Ordinance.

(1st June 1967) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1967 and shall be read as one with the Road Traffic Ordinance, hereinafter referred to as the principal Ordinance.

Short title.
Cap. 60.
2. The principal Ordinance is amended by the deletion of the words "Chief Constable" wherever those words occur and the substitution therefor of the words "Officer in Charge of Police".

Amendment of Ordinance.
3. Section 2 of the principal Ordinance is amended as follows —

Amendment of section 2.

(a) by the insertion, before the definition of "Invalid Carriage", of the following new definition —

" "Hire car" or "taxi" means a public service vehicle.";

(b) by the insertion, before the definition of "Registered", of the following new definition —

" "Public service vehicle" means a motor vehicle used in carrying passengers for hire or reward."

Amendment of section 3.

4. Section 3 of the principal Ordinance is amended —

- (a) by the deletion of subsection (2) and the substitution therefor of the following —

“(2) Every motor vehicle (except that owned or used by the Governor) brought into the Colony shall be registered within twenty-eight days after receipt of the vehicle by the owner thereof.”.

- (b) by the deletion, in subsection (3), of the figure “£5” and the substitution therefor of the figure “£25”.

Insertion of new section 4A.

5. The principal Ordinance is amended by the insertion after section 4 of the following new section —

“Public service vehicle licence.

4A. (1) The authority having power to grant a public service vehicle licence shall be the Officer in Charge of Police.

(2) A public service vehicle licence may be refused or, if it has already been granted may at any time be suspended or revoked by the Officer in Charge of Police, having regard to the conduct of the applicant for or holder of the licence or to the manner in which the vehicle is being used, it appears to the Officer in Charge of Police that he is not a fit person to hold such a licence; and a licence suspended under this subsection shall during the time of suspension be of no effect.

(3) A public service vehicle licence shall be renewable and the licence fee of £1 paid annually on the 1st day of January in every year.

(4) No person shall use, cause or permit a motor vehicle to be used as a public service vehicle unless he is the holder of a licence so to use the vehicle in accordance with the conditions of the licence.

(5) If any person uses, or causes or permits a motor vehicle to be used in contravention of this section or fails to comply with any condition of the licence, he shall be liable on summary conviction to a fine not exceeding £20, or in the case of a second or subsequent conviction to a fine not exceeding £50 or to imprisonment for a term not exceeding three months.”

Amendment of section 5.

6. Section 5 of the principal Ordinance is amended —

- (a) by the deletion in subsection (3) (a) of the figure “18” and the substitution therefor of the figure “17”.

- (b) by the insertion after subsection (3A) of the following new subsection —

“(3B) The fee to be paid in respect of each test conducted under subsection (3) shall be 10/-.”;

- (c) by the addition after subsection (13) of the following new subsection —

“(14) Any person who by virtue of a conviction or order under this Ordinance is disqualified from holding or obtaining a driver's licence may at any time after the expiration of whichever is relevant of the following periods from the date of the conviction or order, that is to say —

- (a) six months, if the disqualification is for less than a year;
(b) one half of the period of the disqualification, if it is for less than six years but not less than a year;
(c) three years in any other case,

apply to the court by which he was convicted or by which the order was made to remove the disqualification, and on any

such application the court may, as it thinks proper having regard to the character of the person disqualified and his conduct subsequent to the conviction or order, the nature of the offence, and any other circumstances of the case, either by order remove the disqualification as from such date as may be specified in the order or refuse the application:

Provided that where an application under this subsection is refused, a further application thereunder shall not be entertained if made within three months after the date of refusal.

If the court orders a disqualification to be removed the court shall cause particulars of the order to be endorsed on the licence, if any, previously held by the applicant.”.

7. Section 16 of the principal Ordinance is amended by the deletion of the words “Executive Engineer” where those words twice occur and the substitution therefor of the words “Superintendent of Works”.

Amendment of section 16.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1983.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.

LS



No. 8

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Old Age Pensions
Ordinance 1952. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. (1) This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1967 and shall be read as one with the Old Age Pensions Ordinance 1952, hereinafter referred to as the principal Ordinance. Short title and commencement.

(2) This Ordinance shall come into force on the first day of January, 1968.

2. Section 6 of the principal Ordinance is amended by the deletion of subsection (2) and the substitution therefor of the following — Amendment of section 6.

“(2) Subject to the provisions of this Ordinance —

- (a) every employed male person and every employed female contributor shall be liable to pay weekly contributions at the rate of 5/3 per week if between the ages of 18 and 60 years;
- (b) every employer of an employed person or a female contributor shall be liable to pay weekly contributions at the rate of 6/9 per week if the employed male person or female contributor is between the ages of 18 and 60 years;

- (c) every self-employed male person and every self-employed female contributor shall be liable to pay weekly contributions at the rate of 12/- per week if between the ages of 18 and 60 years."

Amendment of section 6A.

3. Section 6A of the principal Ordinance is amended —
- (a) by the insertion of the words "or she" immediately after the word "he" wherever that word occurs;
- (b) in subsection (2), by the deletion of the figures and words "7/6 per week if he is between the ages of 21 and 60 years or at the rate of 4/6 per week if he is between the ages of 18 and 21 years" and the substitution therefor of the figures and words "12/- per week if he is between the ages of 18 and 60 years".

Amendment of schedule.

4. The schedule to the principal Ordinance is amended by the deletion of the figures "52/-", "26/-", "26/-" and "26/-" and the substitution therefor of the figures "93/-", "46/6", "46/6" and "46/6" respectively.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0323/A/VI.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.

LS



No. 9

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To make further and better provision
for the organisation, discipline, powers and
duties of the Falkland Islands Police Force,
and matters incidental thereto and con-
nected therewith.

(1st December 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Police Ordinance, 1967.

Short title.

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

Interpretation.

"court" means a court of competent jurisdiction;

"Officer in Charge" means the person appointed by the Governor under section 6 of this Ordinance to be in charge of the Police Force;

"police officer" means any member of the Force;

"police reserve" means the Falkland Islands Police Reserve;

"standing orders" means all orders issued by the Officer in Charge under this Ordinance for the instruction and guidance of the members of the Force;

"subordinate officer" means any police officer below the rank of sergeant;

"the Force" means the Police Force established under this Ordinance and designated the Falkland Islands Police Force.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

PART I
CONSTITUTION AND EMPLOYMENT OF FORCE

Establishment of the Force.	3. There shall be established in the Falkland Islands a Police Force to be known as the Falkland Islands Police Force.
Objects of the Force.	4. The Force shall be employed in and throughout the Colony for — (a) the preservation of the peace; (b) the maintenance of law and order; (c) the prevention and detection of crime; (d) the apprehension and guarding of offenders; (e) the protection of property, and for the performance of such duties police officers may carry arms.
Constitution of the Force.	5. The Force shall consist of such police officers as may from time to time be approved by the Governor and enrolled in the Force.
Appointment of Officer in Charge.	6. By notice in the Gazette the Governor may from time to time appoint for the command and control of the Force, an Officer in Charge as he may deem necessary.
General powers of Officer in Charge.	7. (1) The Officer in Charge shall, subject to the orders and directions of the Governor, have the command, superintendence, direction and control of the Force. (2) The Officer in Charge may, subject to the orders and directions of the Governor, from time to time make orders for the general government of police officers, in relation to their enlistment, ranks, duties, discharge, training, accoutrements, clothing and equipment and places of residence, as well as their distribution and inspection and such other orders as he may deem expedient for promoting efficiency and discipline of such police officers. (3) The Sergeant shall act as principal assistant to the Officer in Charge in the performance of his duties in respect of the Force. Any act or thing which may be done, ordered or performed by the Officer in Charge may, during the absence or incapacity of the Officer in Charge or to the extent to which he is authorised by him, be done, ordered or performed by the Sergeant.
Declaration to be made.	8. Every member of the Force shall, on his appointment as such, make and sign before a magistrate or a justice of the peace the following declaration — "I, do solemnly and sincerely declare and affirm that I will well and truly serve Our Sovereign Lady the Queen in the office of police officer for the Colony without favour or affection, malice or ill-will; and that I will to the best of my power cause the peace to be kept and prevent all offences against the person and properties of Her Majesty's subjects; and while I continue to hold the said office, I will to the best of my skill and knowledge, discharge all the duties thereof faithfully according to law. C. D. <i>Signature of police officer.</i> Declared before me on this day of A. B. <i>Justice of the Peace"</i>

PART II
STATUS, DUTIES, PRIVILEGES AND IMMUNITIES

Status of members of the Force.	9. Every person for the time being serving in the Force shall be deemed to be a member of the Force, and shall have and enjoy all the rights, powers, authorities, privileges and immunities conferred upon a member of the Force by any law which is now or may hereafter be in force in the Colony.
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10. Every member of the Force shall have such rights, powers, authorities, privileges and immunities, and shall be liable to such duties and responsibilities as are conferred or imposed upon police officers or constables by any law which is now or may hereafter be in force in the Colony.

Rights and liabilities of members of the Force.

11. (1) Where the defence to any suit instituted against a police officer is that the act complained of was done in obedience to a warrant purporting to be issued by the Judge, a justice of the peace or any officer of any court, the court shall, upon production of the warrant containing the signature of any such person, notwithstanding any defect in such warrant, accept such warrant as prima facie evidence of the due making thereof, and upon proof that the act complained of was done in obedience to such warrant, enter judgment in favour of the police officer.

Non-liability for act done under warrant.

(2) No proof of the signature of such person shall be required unless the court has reason to doubt the genuineness thereof; and if it shall be proved that such signature is not genuine, judgment shall nevertheless be given for the police officer if it is proved that at the time when the act complained of was committed, he believed on reasonable grounds that such signature was genuine.

12. No salary or allowance paid to any member of the Force shall be liable to be attached, sequestered or levied upon for or in respect of any debt or claim for any money borrowed by him or any goods supplied to him or to any person on his behalf while he is a member of the Force.

Salary of police officer not to be attached.

13. It shall be the duty of all members of the Force —

- (a) to preserve the peace and prevent and detect crime and other infractions of the law;
- (b) to apprehend and bring before a court persons found committing any offence rendering them liable to arrest without warrant, or whom they may reasonably suspect of having committed any such offence, or who may be charged with having committed any such offence;
- (c) to summon before a court and to prosecute persons reasonably suspected of having committed offences, where an order to that effect is made by the Colonial Secretary or the Officer in Charge, either generally or in any particular case or class of cases;
- (d) to serve and execute at any time all process which they may be directed by any competent authority to serve or execute;
- (e) to keep order in and within the precincts and in the vicinity of all courts during all sittings of such courts;
- (f) to collect and communicate to his superior officers intelligence affecting the public peace or public security;
- (g) to take all steps necessary to prevent the commission of offences and public nuisances;
- (h) to obey all lawful orders of his superior officers;
- (i) to perform the duties of prison officer or warder under the provisions of the Prison Ordinance, 1966; and
- (j) generally, to do and perform all the duties appertaining to the office of a police officer.

General duties of the Force.

14. (1) A member of the Force shall perform such duties as the Officer in Charge or his superiors in the Force may direct.

Officer in Charge to direct duties.

(2) Any member of the Force, if so directed by the Officer in Charge, shall undertake such duties outside the Colony as may be

necessary for the due performance of the duties imposed on the Force by section 13 of this Ordinance.

Administrative Officer.

15. In any area or place where there is no police officer appointed to be in charge of the police stationed therein, the Administrative Officer in charge of that area or place shall, subject to the orders and directions of the Governor, exercise local control over such police in respect of their duties, discipline and well being.

Provided that nothing in this Ordinance shall be deemed to make such Administrative Officer a police officer, but nevertheless any such Administrative Officer shall, subject to any express limitations which may be imposed on him by the Governor, have all powers conferred by law upon police officers.

Police officers to be always on duty.

16. For the purposes of this Ordinance and any law, which is now or may hereafter be in force in the Colony, police officers shall be deemed to be always on duty when required to act as such.

Engaging in trade or business.

17. No member of the Force shall, while he holds such appointment, engage in any private business or trade without the prior consent in writing of the Colonial Secretary.

PART III

MEMBERSHIP OF ASSOCIATIONS, ETC.

Definition of "prohibited association".

18. For the purposes of this Part "prohibited association" means —

- (a) any league or association or body of persons, whether registered or not, which has for its objects or one of its objects, the promotion of feelings of ill-will and hostility between different classes of the community;
- (b) any association, society, club or body of persons, any of the objects of which may be subversive of good discipline on the part of a member of the Force, and which the Governor shall declare to be a prohibited association.

Penalty for offences in connection with prohibited associations.

19. (1) It shall not be lawful for —

- (a) any member of the Force to be or become a member of any prohibited association; or
- (b) any prohibited association to permit any member of the Force to receive any benefit, financial or otherwise, from the association or for any such association to receive money from a member of the Force.

(2) If there shall be any contravention of the provisions of this section, the member of the Force, the association, and every officer of the association who is knowingly a party to such contravention shall be guilty of an offence and liable on summary conviction to a fine not exceeding £25.

Prohibition against membership of trade unions.

20. (1) Except as regards membership of the Civil Servants Association, it shall not be lawful for a member of the Force to become a member of any trade union, or of any association having for its objects, or one of its objects, the controlling or influencing of the pay, pensions, or conditions of service of the Force and any member of the Force who contravenes this provision shall be disqualified from continuing to be a member of the Force; and if any member of the Force continues to act as such after becoming so disqualified, he shall forfeit all pension or gratuity rights and be disqualified from being thereafter employed in the Force.

(2) If any question arises whether any body is a trade union or an association to which this section applies, the question shall be determined by the Registrar of Trade Unions, whose decision shall be final.

PART IV

GENERAL ADMINISTRATION

21. (1) The Officer in Charge may from time to time issue standing orders, consistent with this Ordinance, for any of the following purposes, that is to say —

Standing orders.

- (a) duties to be performed by members of the Force;
- (b) the description and issue of uniforms, equipment and any other article necessary for the use of the Force;
- (c) the training of the Force;
- (d) the management and good government of all police buildings, accommodation, stores and furniture;
- (e) the posting of all members of the Force and the duties to be performed by them;
- (f) the welfare of members of the Force;
- (g) such other matters as may be necessary for preventing abuse or neglect of duty, for rendering the Force more efficient in the discharge of its duties and for carrying out the objects of this Ordinance.

(2) Every such standing order —

- (a) shall be subject to the approval of the Governor; and
- (b) shall be brought to the notice of every member of the Force, but need not be published in the Gazette.

22. No member of the Force shall be at liberty to resign from the Force until after the expiration of three months at least from the time when he gives to the Officer in Charge notice in writing of his intention to do so:

Resignation from the Force.

Provided that the Governor may in special circumstances allow a member of the Force to resign from the Force at any time between the giving of such notice and the expiration of the said period of three months.

23. Any member of the Force who leaves the Force at any time without the permission of the Governor, or without giving to the Officer in Charge a valid notice of his intention to resign from the Force, or before the expiration of any valid notice, shall be deemed to have illegally resigned from the Force, and shall be guilty of an offence and liable on summary conviction to a fine not exceeding £100 or to imprisonment not exceeding two months.

Penalty for illegal resignation.

24. It shall be sufficient in any charge or complaint for an offence under section 23 to state that the person proceeded against, being then a member of the Force, did illegally leave the Force, and the onus of proving that his leaving the Force was with the permission of the Governor and that a valid notice was given shall be on the person proceeded against.

Proving resignation with permission.

25. Any magistrate or justice of the peace, on a complaint being made to him on oath by any police officer that any member of the Force has illegally left the Force and that there is reasonable cause to suspect that such member of the Force is concealed in his own premises or on the premises of any other person, or is on board of any vessel within the limits of the Colony, shall grant to such police officer a warrant to search, with proper assistance, the premises or vessel in which such member of the Force is suspected of being concealed and, if found, to arrest him in order that he may be dealt with according to law.

Warrant to arrest police officer illegally leaving the Force.

26. Whenever any member of the Force ceases to belong to the Force he shall deliver over his uniforms and any other equipment which may have been supplied to him at such time and place and to

Return of equipment and clothing.

such person as shall be directed by the Officer in Charge. If he fails to produce, or to account satisfactorily for the absence of, such clothing or equipment he shall be guilty of an offence and liable on summary conviction to pay the value of the same, or in default of payment, to imprisonment not exceeding one month. If such failure to produce or to account satisfactorily be in the opinion of the court wilful, the defaulter shall be guilty of an offence and liable on summary conviction to a fine not exceeding £20.

Prolongation of service in case of war or emergency.

27. Any police officer whose period of service expires during a state of war or state of emergency may be retained in the Force and his service prolonged for such further period as the Governor may direct, but not for more than six months after the ending of such state or time.

PART V — DISCIPLINE

Method of dealing with offences by police officers.

28. (1) (a) Any offence committed by a member of the Force with respect to which criminal proceedings are not instituted in a court of competent jurisdiction shall be dealt with and punished in accordance with the provisions of this Ordinance and any regulations made by the Governor under the powers conferred on him by this Ordinance, and subject to the provisions of section 32 in accordance with Colonial Regulations and the Government General Orders;

(b) Any police officer convicted of a criminal offence by any court of competent jurisdiction may be reduced in rank or dismissed provided that the person so dealt with may within seven days of the notification to him of such reduction or dismissal, as the case may be, appeal to the Governor whose decision on the matter shall be final.

(2) In this Part "offence" means —

- (a) any offence against any other law;
- (b) any offence against, contravention of or failure to comply with this Ordinance;
- (c) any offence against, contravention of or failure to comply with standing orders.

Police officers guilty of offences.

29. (1) Any police officer who shall be guilty of any offence against discipline shall be liable on conviction in such manner and before such person as may be prescribed by Regulations to any of the punishments prescribed in section 30.

(2) Offences against discipline shall be those prescribed by Regulations made under section 38 of this Ordinance.

(3) A police officer shall not be dealt with under this Ordinance where the offence alleged against him is one cognisable under the general law:

Provided that any of the punishments specified in paragraphs (a) to (d) of section 30 shall be subject to the approval of the Governor.

Punishment.

30. When a charge or complaint is made against a subordinate officer for a disciplinary offence under the Regulations, the Officer in Charge may hear and determine the charge or complaint and where he is satisfied that the charge has been proved may recommend the imposition on the offender of any of the following punishments —

- (a) Dismissal;
- (b) Determination of services;
- (c) Reduction in rank;
- (d) Reduction in rate of pay;

- (e) Fine not exceeding £10;
- (f) Extra duty;
- (g) Reprimand;
- (h) Caution;

31. (1) The Officer in Charge shall have power under the preceding section to summon and examine witnesses on oath or affirmation and to require production of all documents relevant to such inquiry and to adjourn any hearing from time to time. In every case the proceedings shall be recorded in writing.

Powers of officers holding inquiry.

(2) Any person summoned as a witness under subsection (1) of this section who fails to attend at the time and place stated in the summons or at the adjournment or refuses to answer any question that is lawfully put to him shall be liable on conviction to a fine not exceeding £5 or to imprisonment for a period not exceeding one month; provided that no such witness shall be obliged to answer any question which may tend to incriminate him or render him liable to any forfeiture or penalty.

32. Any person who is dissatisfied with the decision of the Officer in Charge may appeal to the Governor in accordance with the Regulations relating to appeal made under this Ordinance.

Right of appeal to Governor.

33. Any police officer shall in respect of any matter not provided for in this Ordinance be subject to the provisions of Colonial Regulations and Government General Orders from time to time in force as may be applicable.

Application of Colonial Regulations and General Orders.

PART VI

DISPOSAL OF PROPERTY

34. Where any property has come into the possession of the police in connection with any criminal charge or under section 103 of the Larceny Act, 1861, the Court of Summary Jurisdiction may, on the application either by a member of the Force or by a claimant of the property, make an order for the delivery of the property to the person appearing to the court to be the owner thereof, or, if the owner cannot be ascertained, make such order with respect to the property as the court may think fit.

Power to make orders with respect to property in possession of police.

35. (1) Subject to the provisions of any other Ordinance it shall be the duty of every police officer to take charge of all unclaimed property and to furnish an inventory or description thereof to the Court of Summary Jurisdiction.

Unclaimed property.

(2) The Court of Summary Jurisdiction shall cause a notice to be posted in a conspicuous place at the Court of Summary Jurisdiction and at the Police Station specifying such property and calling upon any person who may have a claim thereto to appear and establish his claim within six months from the date of such notice.

(3) The Court of Summary Jurisdiction may also make such order as to such property as it may deem fit, including an order for detention, sale by auction or private treaty for the benefit of any person who may claim property or for the destruction of such property.

(4) The right to take legal proceedings for the recovery of such property or the proceeds of such sale shall cease if no person shall within six months from the date of the notice aforesaid establish his claim to such property or proceeds thereof.

(5) At the expiration of six months from the date of such notice the property or the proceeds of sale of such property shall, after deduction of any expenses incurred in connection therewith, be paid or returned to the finder of such property, provided he claims the same from the Police Station not later than nine months from the date of such notice.

(6) If at the expiration of three months from the date of expiry of such notice no claim has been made by the finder, the police shall refer the matter to the Court of Summary Jurisdiction who shall be at liberty to order any property other than money to be destroyed or sold by auction or private treaty. The proceeds therefrom and any unclaimed money shall forthwith be paid into the Treasury after deduction of any expense incurred.

Disposal of valueless unclaimed goods or chattels.

36. If goods and chattels of the nature specified in sections 34 and 35 are of no appreciable value or of value so small in the opinion of the Officer in Charge as to render impracticable the sale of such property, the Officer in Charge may order such property to be destroyed or otherwise disposed of as he thinks fit.

Disposal of perishable articles and livestock.

37. Where the property is a perishable article or livestock and the custody of the article or of the livestock involves unreasonable expense or inconvenience, it may be sold at any time but the proceeds of sale shall not be disposed of until they have remained in the possession of the police for a year unless it is proved to the satisfaction of the Officer in Charge that any person laying claim to such article or livestock is in fact the owner of such article or livestock in which case the Officer in Charge may pay the proceeds to the person whose ownership has been so established.

PART VII — MISCELLANEOUS

Regulations.

38. The Governor in Council may make Regulations relating to all or any of the following matters, that is to say —

- (a) the discipline and punishment of members of the Force;
- (b) the conduct of disciplinary proceedings;
- (c) appeals from the decision of the officer holding the inquiry into an offence against discipline;
- (d) the appointment of police officers and the promotion and reduction in rank of police officers;
- (e) the treatment of persons detained or confined in any police building;
- (f) the taking of measurements, photographs, and fingerprint impressions of persons in lawful custody;
- (g) prescribing anything which by this Ordinance is to be or may be prescribed; and
- (h) generally for the good order and government of the Force.

Application of Ordinance to persons already in the Force.

39. All police officers who at the date of commencement of this Ordinance are serving in the Force shall be deemed to have been appointed under and subject to the provisions of this Ordinance.

Repeal of Cap. 51.

40. The Police Ordinance is hereby repealed.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,

Clerk of the Legislative Council.

Ref. 0836/III.

The Police Ordinance, 1967.

REGULATIONS

(under section 38 of the Ordinance)

No. 7 of 1967.

C. HASKARD,
Governor.

1. These Regulations may be cited as the Police Regulations, 1967. Citation.

PART I

RECRUITMENT AND PROBATION

2. The following standard is required for enrolment of recruits for the Police Force — Physical standard for recruits.

- (a) Age: A minimum of eighteen years.
- (b) Of good physique.
- (c) Eyesight: Normal or fully corrected with spectacles.
- (d) Ears: No undue deafness.
- (e) Feet and legs: Sufficiently developed to cope with long periods of standing.

3. A recruit may, before entry into the Force, be required to pass a written educational examination, to be set and marked by the Superintendent of Education or such other person as the Colonial Secretary may approve. Examination before entry into Force.

4. A police officer will be on probation for two years after appointment as such, during which period his services may be dispensed with at any time if the Officer in Charge considers that he is not likely to become efficient and well conducted. If his services are so dispensed with, he will receive one month's notice. Probationary period.

PART II — DISCIPLINE

5. Any member of the Force commits an offence against discipline if he commits one or more of the offences set out below (hereinafter in these Regulations referred to as the disciplinary code) — Disciplinary code.

(1) Discreditable conduct, that is to say, if he acts in a disorderly manner or any manner prejudicial to discipline or reasonably likely to bring discredit on the reputation of the Force.

(2) Insubordinate or oppressive conduct, that is to say, if he —

- (a) is insubordinate by word, act or demeanour; or
- (b) is guilty of oppressive or tyrannical conduct towards an inferior in rank; or
- (c) uses obscene, abusive or insulting language to any other member of the Force; or
- (d) wilfully or negligently makes any false complaint or statement against any member of the Force; or
- (e) assaults any other member of the Force; or
- (f) improperly withholds any report or allegation against any member of the Force.

(3) Disobedience to orders, that is to say, if he disobeys or without good and sufficient cause omits or neglects to carry out any lawful order, written or otherwise, or any provision of any Standing Order or Routine Order, or contravenes any of the following requirements —

- (a) a police officer shall at all times abstain from activity which is likely to interfere with the impartial discharge of his duties or which is likely to give rise to the impression amongst members of the public that it may so interfere,

- and in particular a police officer shall not take any active part in politics;
- (b) the place at which a police officer resides shall be subject to the approval of the Officer in Charge;
- (c) a police officer shall not wilfully refuse or neglect to discharge any lawful debt.
- (4) Neglect of duty, that is to say, if he —
- (a) neglects or without good and sufficient cause omits promptly and diligently to attend to or carry out anything which is his duty as a police officer; or
- (b) idles or gossips while on duty; or
- (c) fails to work his beat in accordance with orders, or leaves his beat or other place of duty to which he has been ordered without due permission or sufficient cause; or
- (d) by carelessness or neglect permits a prisoner to escape; or
- (e) fails, when knowing where any offender is to be found, to report the same, or to make due exertions for making him amenable to justice; or
- (f) fails to report any matter which it is his duty to report; or
- (g) fails to report anything which he knows concerning a criminal charge, or fails to disclose any evidence which he, or any person within his knowledge, can give for or against any prisoner or defendant to a criminal charge; or
- (h) omits to make any necessary entry in any official document or book; or
- (i) neglects, or without good or sufficient cause omits to carry out, any instructions of a government medical officer, or while absent from duty on account of sickness, is guilty of any act or conduct calculated to retard his return to duty.
- (5) Falsehood or prevarication, that is to say, if he —
- (a) knowingly makes or signs any false statement in any official document or book; or
- (b) wilfully or negligently makes any false, misleading or inaccurate statement; or
- (c) without good and sufficient cause destroys or mutilates any official document or record, or alters or erases any entry therein.
- (6) Breach of confidence, that is to say, if he —
- (a) divulges any matter which is his duty to keep secret; or
- (b) gives notice directly or indirectly to any person against whom any warrant or summons has been or is about to be issued, except in the lawful execution of such warrant or service of such summons; or
- (c) without proper authority communicates to any person, who is not a member of the Force, any matter connected with the Force; or
- (d) without proper authority shows to any person outside the Force any book or written or printed document the property of the government; or
- (e) makes any anonymous communication to the Governor, any public officer, the Officer in Charge or to any superior officer; or
- (f) canvasses any member of the Legislative Council or any public officer with regard to any matter concerning the Force; or
- (g) signs or circulates any petition or statement with regard to any matter concerning the Force except through the proper channel of correspondence to the Officer in Charge; or

- (h) calls or attends any unauthorised meeting to discuss any matter concerning the Force.
- (7) Corrupt practice, that is to say, if he —
- (a) receives any bribe; or
- (b) fails to account for or to make a prompt and true return of any money or property received by him in his official capacity; or
- (c) directly or indirectly solicits or receives any gratuity, present, subscription or testimonial, without the consent of the Officer in Charge; or
- (d) places himself under pecuniary obligation to any publican or any person who holds a licence concerning the granting or renewal of which the police may have to report or give advice; or
- (e) improperly uses his character and position as a member of the Force for his private advantage; or
- (f) in his capacity as a member of the Force, writes, signs or gives without the sanction of the Officer in Charge any testimonial or character or other recommendation with the object of obtaining employment for any person or of supporting an application for the grant of a licence of any kind; or
- (g) without the sanction of the Officer in Charge supports an application for the grant of a licence of any kind.
- (8) Unlawful or unnecessary exercise of authority, that is to say, if he —
- (a) without good and sufficient cause makes any unlawful or unnecessary arrest; or
- (b) uses any unnecessary violence to any prisoner or other person with whom he may be brought into contact in the execution of his duty; or
- (c) is uncivil to any member of the public.
- (9) Malingering, that is to say, if he feigns or exaggerates any sickness or injury with a view to avoiding duty.
- (10) Absence without leave or being late for duty, that is to say, if he without reasonable excuse is absent without leave from or is late for parade, court or any other duty.
- (11) Uncleanliness, that is to say, if he, while on duty or while off duty in uniform in a public place, is improperly dressed or is dirty or untidy in his person, clothing or accoutrements.
- (12) Damage to clothing or other articles supplied, that is to say, if he —
- (a) wilfully or by carelessness causes any waste, loss or damage to any article of clothing or accoutrement, or to any book, document or other government property served out to him or used by him or entrusted to his care; or
- (b) fails to report any loss or damage as in the preceding paragraph however caused.
- (13) Drunkenness on duty or soliciting drink, that is to say, if he —
- (a) without the consent of his superior officer, drinks or receives from any person any intoxicating liquor while on duty; or
- (b) demands or endeavours to persuade any other person to give him or to purchase or to obtain from him, any intoxicating liquor while he is on duty.

(14) Entering licensed premises, that is to say, if without permission he enters —

- (a) while on duty any premises where intoxicating liquor is served, sold, stored or distributed when his presence there is not required in the execution of his duty; or
- (b) any such premises in uniform while off duty.

(15) Lending, borrowing or accepting presents, that is to say, if he lends money to any superior in rank or borrows or accepts any present from any inferior in rank.

(16) Conviction for a criminal offence, that is to say, if he has been found guilty by a court of law of any criminal offence.

(17) Being an accessory to a disciplinary offence, that is to say, if he connives at or is knowingly an accessory to any offence against discipline.

PART III — DEFAULTERS

Misconduct report.

6. For any offence against the disciplinary code a police officer will, if considered necessary, be placed on the defaulter's report.

Entries on record.

7. Every punishment will be entered on the defaulter's record sheet.

Defaulter to be served with a copy or report.

8. A defaulter shall, when going off duty or if off duty, as soon as practicable, be supplied with a written copy of the report preferred against him, which must disclose an offence against the disciplinary code with such details of time and place as will leave him under no misapprehension as to the offence for which he is reported.

Defaulter to be afforded access to reports.

9. The defaulter will be afforded access to all reports and statements relevant to the report against him, as soon as they are prepared. If he so desires, he will be permitted to take copies in his own time. Each folio of a report or statement of which a copy is taken must be marked by him "Copy Taken" and initialled by him to show that he has seen it.

Questions to be answered on report form.

10. (1) The defaulter will be invited to state in writing on a report form whether he admits or denies the charge. He will also be invited to state thereon the names and address of any witnesses to relevant facts whose attendance at the hearing of the case he wishes to secure.

(2) He may be present when the statements of his witnesses are being taken.

Trifling irregularities.

11. Police officers are not necessarily to be reported for trifling irregularities which can often be dealt with by immediate verbal reprimand, brief particulars of which should at the time be recorded in the official pocket book of the officer by whom the reprimand is administered. Repeated acts of negligence, although in themselves trifling, must be brought to notice.

Trial of defaulters.

12. Offences against the disciplinary code will be tried by the Officer in Charge.

Other member of Force may assist defaulter.

13. (1) At the trial of an offence against the disciplinary code, the defaulter may be assisted by another member of the Force.

(2) The member of the Force assisting the defaulter or the defaulter may address the Officer in Charge trying the case and examine or cross-examine the witnesses.

(3) The defaulter will be permitted to give evidence on his own behalf.

Absence of defaulter.

14. If a defaulter absconds or refuses or neglects without good and sufficient cause to attend the hearing of the charge at the time and place appointed or is serving a sentence of imprisonment the case may be decided in his absence.

15. When a police officer is reported for rendering himself unfit for duty through drink, whether on or off duty, or for drinking on duty, he shall have the right to require that a medical practitioner shall be called to examine him.

Drunkenness — attendance of doctor.

16. The Officer in Charge, when trying a case against a defaulter, shall record the substance of the evidence in writing.

Recording of evidence.

PART IV

APPEALS AND CONFIRMATION OF PUNISHMENT

17. (1) A police officer who is not satisfied with a decision reached on the trial of any offence against the disciplinary code may, subject to the provisions of this Part, appeal to the Governor, who may vary the decision or allow or reject the appeal.

Conditions to be complied with.

(2) Appeals may only be made on the condition that the officer shall have made his whole defence and called all his available witnesses at the original hearing.

(3) Notice of intention to appeal must be given in writing within forty-eight hours of the award of the punishment, stating whether the appeal is against the finding or the punishment or both.

18. On appeal, the appellant shall, within the prescribed time, give notice of appeal by serving on the Officer in Charge a notice in writing of his intention to appeal and of the general grounds of such appeal.

Notice of appeal.

19. A police officer, if found guilty of an offence by the Officer in Charge, may appeal to the Governor only if he has been sentenced to dismissal, termination of service, reduction in rank or reduction in rate of pay.

Limits of appeal.

20. When a member of the Force appeals to the Governor the Officer in Charge shall forward all records, statements and other papers relevant to the hearing to the Colonial Secretary for onward transmission to the Governor.

Appeals to Governor.

21. Any punishment specified in paragraphs (a) to (d) of section 30 of the Ordinance awarded by the Officer in Charge shall be subject to the approval of the Governor.

Confirmation of punishment.

PART V

COMPLAINTS AGAINST POLICE

22. All complaints against members of the Force shall be investigated without delay

Complaints.

23. (1) When a complaint is lodged against a member of the Force it shall be the duty of the officer receiving it to record it in writing.

Complaints to be recorded in writing.

(2) The officer against whom the complaint is made, will, whenever practicable, be permitted to be present while any statements are being taken from the complainant.

24. In all cases of complaint against a police officer, the Officer in Charge shall enquire into the allegation

Investigating complaints.

25. When the enquiry has been completed the Officer in Charge shall inform the complainant of the result of such enquiry.

Complainant to be informed.

Made by the Governor in Council on the 20th day of October, 1967.

H. L. BOUND,

Clerk of the Executive Council.

Ref. 0836/III.

The Police Ordinance, 1967
REGULATIONS

No. 8 of 1967.

C. HASKARD,
Governor.

Citation.

1. These Regulations may be cited as the Police Reserve Regulations, 1967.

Interpretation.

2. In these regulations, unless the context otherwise requires, "police reservist" means any member of the Police Reserve.

PART I — APPOINTMENT

Eligibility for appointment.

3. The Officer in Charge may, with the approval of the Governor, appoint as a police reservist any person —

- (a) who is not less than eighteen nor more than sixty years of age;
- (b) who is of good character;
- (c) who is of good health and physique; and
- (d) who is likely to become an efficient and well-conducted police reservist.

Application for appointment.

4. Any person wishing to be appointed as a police reservist shall apply to the Officer in Charge and shall supply such information as the Officer in Charge may require to enable him to decide whether or not the applicant should be so appointed.

Duration of appointment.

5. The appointment of a police reservist shall, unless otherwise specified by the Officer in Charge at the time of appointment, be without limitation as to period, subject to the provisions of regulations 8 and 9 and Part IV.

Declaration on appointment.

6. A police reservist shall on his appointment make and sign the declaration required to be made under section 8 of the Ordinance save that for the reference to police officer there shall be substituted reference to reserve police officer.

PART II

DETERMINATION OF SERVICE

7. A police reservist shall retire from his office as such on reaching the age of sixty-five years:

Provided that in any case, the Officer in Charge may permit a police reservist to continue to serve until such age not exceeding sixty-five as he may determine.

8. A police reservist may resign his office at any time upon giving to the Officer in Charge not less than one month's notice in writing:

Provided that the Officer in Charge may in any case allow a police reservist to withdraw from the Reserve at any time between the giving of the notice and the expiration of the said period of one month.

Determination by Officer in Charge.

9. The Officer in Charge may, at his discretion, determine the service of any police reservist by giving him not less than one month's notice in writing.

PART III

DUTIES, PRIVILEGES AND IMMUNITIES

Application of Part II of Ordinance.

10. Part II of the Ordinance shall apply to a police reservist as it applies to a member of the Force.

11. A police reservist shall, subject to the provisions of these Regulations, be subject to and governed by the provisions of any Standing Orders issued under the Ordinance in the same manner as a member of the Force, save in so far as such Standing Orders shall be expressed as not to be applicable to a police reservist.

Standing Orders and section 24 of the Ordinance.

PART IV

RANK AND CONDITIONS OF SERVICE

12. The Police Reserve shall consist of such numbers of the following ranks as the Governor may direct, in order of seniority as shown —

Sergeants
Constables.

Ranks in Reserve.

13. Any rank in the Police Reserve other than that of constable may be filled by a member of the Force, appointed to that rank in the Force and seconded for duty with the Police Reserve. Any member of the Force so seconded shall for all purposes be deemed to be still a member of the Force.

Secondment of police officers.

14. Police reservists shall receive such pay and allowances as may be assigned to them by the Governor in Council.

Pay and allowances.

15. The Pensions Ordinance and the Pensions Regulations shall not apply to a police reservist or (subject to regulation 16) to any service as a police reservist.

Service in Police Reserve not pensionable.

16. If a police reservist becomes a member of the Force, having been appointed thereto under the Ordinance, without any break in service, then one-half of his continuous service in the Police Reserve after the age of twenty years shall be deemed to have been service as a police officer for the purposes of the Pensions Ordinance and Pensions Regulations and to have been continuous with the period of his service as a police officer.

When service as police reservist may be pensionable service.

PART V

CONTROL AND DISCIPLINE OF POLICE RESERVE

17. Without prejudice to the powers conferred upon the Officer in Charge by regulation 9, and subject to the provisions of these Regulations —

Application of Police Ordinance and Police Regulations.

- (a) Part V of the Ordinance shall apply to a police reservist as it applies to a member of the Force;
- (b) Parts II, III, IV and V of the Police Regulations, shall apply to a police reservist as they apply to a member of the Force.

18. The Officer in Charge shall have command, superintendence and direction of the Police Reserve and shall be responsible for the efficient administration of the Police Reserve and for the proper expenditure of all public moneys appropriated for the service thereof.

Officer in Charge to command reserve.

Made by the Governor in Council on the 20th day of October, 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0836/III.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.

LS

No. 10



1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To make further and better provision
for the conduct of certain matrimonial pro-
ceedings and matters incidental thereto or
connected therewith.

Title.

(1st December 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Matrimonial Pro-
ceedings (Court of Summary Jurisdiction) Ordinance, 1967.

Short title.

2. In this Ordinance unless the context otherwise requires —

Interpretation.

“child”, in relation to one or both of the parties to a marriage,
includes an illegitimate or adopted child of that party or, as
the case may be, of both parties, but does not include a child
adopted by some other person or persons, and “parent”, in
relation to any child, shall be construed accordingly; “adopted”
means adopted in pursuance of an adoption order made under
the Adoption Act, 1958, or any enactment repealed by that
Act or by the Adoption Act, 1950;

“child of the family”, in relation to the parties to a marriage,
means —

- (a) any child of both parties; and
- (b) any other child of either party who has been accepted as
one of the family by the other party;

"dependant" means a person—

- (a) who is under the age of sixteen years; or
- (b) who, having attained the age of sixteen but not of twenty-one years, is either receiving full-time instruction at an educational establishment or undergoing training for a trade, profession or vocation in such circumstances that he is required to devote the whole of his time to that training for a period of not less than two years; or
- (c) whose earning capacity is impaired through illness or disability of mind or body and who has not attained the age of twenty-one years;

"drug addict" means a person (not being a mentally disordered person within the meaning of the Mental Treatment Ordinance) who, by reason of the habitual taking or using, otherwise than upon medical advice, of any drug to which any of the provisions of the Dangerous Drugs Ordinance, for the time being applies —

- (a) is at times dangerous to himself or to others, or incapable of managing himself or his affairs; or
- (b) so conducts himself that it would not be reasonable to expect a spouse of ordinary sensibilities to continue to cohabit with him;

"habitual drunkard" means a person (not being a mentally disordered person within the meaning of the Mental Treatment Ordinance) who, by reason of habitual intemperate drinking of intoxicating liquor —

- (a) is at times dangerous to himself or to others, or incapable of managing himself or his affairs; or
- (b) so conducts himself that it would not be reasonable to expect a spouse of ordinary sensibilities to continue to cohabit with him;

"interim order" means an order under section 8 of this Ordinance and includes any order made by virtue of section 10 of this Ordinance varying or reviving an order under the said section 8;

"matrimonial order" means an order under section 4 of this Ordinance and includes any order made by virtue of section 10 of this Ordinance varying or reviving an order under the said section 4.

Matrimonial proceedings
in court of summary
jurisdiction.

3. (1) A married woman or married man may apply by way of complaint to a court of summary jurisdiction for an order under this Ordinance against the other party to the marriage on any of the following causes of complaint arising during the subsistence of the marriage, that is to say, that the defendant —

- (a) has deserted the complainant; or
- (b) has been guilty of persistent cruelty to —
 - (i) the complainant; or
 - (ii) an infant child of the complainant; or
 - (iii) an infant child of the defendant who, at the time of the cruelty, was a child of the family; or
- (c) has been found guilty —
 - (i) on indictment, of any offence which involved an assault upon the complainant; or
 - (ii) by a court of summary jurisdiction, of an offence against the complainant under sections 20, 42, 43 or 47 of the Offences against the Person Act, 1861, being, in the case of the said section 42, an offence for which the defendant has been sentenced to imprisonment or any other form of detention for a term of not less than one month; or

(iii) of, or an attempt to commit, an offence under any of sections 1 to 29 of the Sexual Offences Act, 1956, or against an infant child of the complainant, or against an infant child of the defendant who, at the time of the commission of or attempt to commit the offence, was a child of the family; or

- (d) has committed adultery; or
- (e) while knowingly suffering from a venereal disease has insisted on, or has without the complainant being aware of the presence of that disease permitted, sexual intercourse between the complainant and the defendant, or
- (f) is for the time being a habitual drunkard or a drug addict; or
- (g) being the husband, has compelled the wife to submit herself to prostitution or has been guilty of such conduct as was likely to result and has resulted in the wife's submitting herself to prostitution; or
- (h) being the husband, has wilfully neglected to provide reasonable maintenance for the wife or for any child of the family who is, or would but for that neglect have been, a dependant; or
- (i) being the wife, has wilfully neglected to provide, or to make a proper contribution towards, reasonable maintenance for the husband or for any child of the family who is, or would but for that neglect have been, a dependant, in a case where, by reason of the impairment of the husband's earning capacity through age, illness, or disability of mind or body, and having regard to any resources of the husband and the wife respectively which are, or should properly be made, available for the purpose, it is reasonable in all the circumstances to expect the wife so to provide or contribute.

(2) A court of summary jurisdiction shall have jurisdiction to hear a complaint under this section —

- (a) if at the date of the making of the complaint either the complainant or the defendant is resident in the Colony; or
- (b) except in the case of a complaint by virtue of paragraph (c) of the foregoing subsection, if the cause of complaint arose wholly or partly within the Colony; or
- (c) in the case of a complaint by virtue of the said paragraph (c), if the offence or attempt to which the complaint relates occurred within the Colony.

4. (1) Subject to the provisions of this section and of section 6 of this Ordinance, on hearing a complaint under section 3 by either of the parties to a marriage the court may make an order (in this Ordinance referred to as a "matrimonial order") containing any one or more of the following provisions, namely —

- (a) a provision that the complainant be no longer bound to cohabit with the defendant (which provision while in force shall have effect in all respects as a decree of judicial separation);
- (b) a provision that the husband shall pay to the wife such weekly sum not exceeding £7 10s. 0d. as the court considers reasonable in all the circumstances of the case;
- (c) where, by reason of the impairment of the husband's earning capacity through age, illness, or disability of mind or body, it appears to the court reasonable in all the circumstances so to order, a provision that the wife shall pay to the husband such weekly sum not exceeding £7 10s. 0d. as the court considers reasonable in all the circumstances of the case;
- (d) a provision for the legal custody of any child of the family who is under the age of sixteen years;

Order by court of
summary jurisdiction in
matrimonial proceedings.

- (e) if, in the case of any child committed by the order to the legal custody of any person, it appears to the court that there are exceptional circumstances making it desirable that the child should be under the supervision of an independent person, a provision that the child be under the supervision of a probation officer;
 - (f) a provision for access to any child of the family by either of the parties or by any other person who is a parent of that child, in a case where the child is committed by the order to the legal custody of a person other than that party or parent;
 - (g) a provision for the making by the defendant or by the complainant or by each of them, for the maintenance of any child of the family, of payments by way of a weekly sum not exceeding in the case of payments by either one of the parties in respect of any one child the sum of £2 10s. 0d., being —
 - (i) if and for so long as the child is under the age of sixteen years, payments to any person to whom the legal custody of the child is for the time being committed by the order, or by any other order made by a court in the Colony and for the time being in force;
 - (ii) if it appears to the court that the child is, or will be, or if such payments were made would be, a dependant though over the age of sixteen years, and that it is expedient that such payments should be made in respect of that child while such a dependant, payments to such person (who may be the child) as may be specified in the order, for such period during which the child is over the age of sixteen years but under the age of twenty-one years as may be so specified.
- (2) Where, on a complaint under section 3 of this Ordinance, the court makes a matrimonial order on the ground that the defendant is for the time being a habitual drunkard or a drug addict, and the order contains such a provision as is mentioned in paragraph (a) of the foregoing subsection, then, if in all the circumstances, and after giving each party to the proceedings an opportunity of making representations, the court thinks it proper so to do, the court may include in that order —
- (a) if the complainant is the husband, a provision such as is mentioned in paragraph (b) of the foregoing subsection; or
 - (b) if the complainant is the wife, a provision such as is mentioned in paragraph (c) of that subsection;
- but save as aforesaid the said paragraphs (b) or (c) shall not authorise the court to require any payment such as is therein mentioned to be made by the complainant.
- (3) The court hearing a complaint under section 3 of this Ordinance shall not make a matrimonial order containing a provision such as is mentioned in paragraphs (a), (b) or (c) of subsection (1) of this section —
- (a) on the ground that the defendant has committed an act of adultery, unless the court is satisfied that the complainant has not condoned or connived at, or by wilful neglect or misconduct conduced to, the act of adultery; or
 - (b) where the complainant is proved to have committed an act of adultery during the subsistence of the marriage, unless the court is satisfied that the defendant has condoned or connived at, or by wilful neglect or misconduct conduced to, that act of adultery.
- (4) The court shall not make an order containing such a provision as is mentioned in paragraph (d) of subsection (1) of this section in respect of any child with respect to whose custody an order made by a court in the Colony is for the time being in force.

(5) In considering whether any, and if so what, provision should be included in a matrimonial order by virtue of paragraph (g) of subsection (1) of this section for payments by one of the parties in respect of a child who is not a child of that party, the court shall have regard to the extent, if any, to which that party had, on or after the acceptance of the child as one of the family, assumed responsibility for the child's maintenance, and to the liability of any person other than a party to the marriage to maintain the child.

5. (1) Where a matrimonial order provides for a child to be under the supervision of a probation officer, that officer shall be selected in like manner as if the order were a probation order.

Supplementary provisions as to supervision of a child.

(2) Any provision of a matrimonial order that a child be under the supervision of a probation officer shall cease to have effect as respects any child when the child attains the age of sixteen years.

6. (1) Where the court has begun to hear a complaint —

Special powers and duties with respect to children.

- (a) under section 3 of this Ordinance; or
- (b) for the variation of a matrimonial order —
 - (i) by the revocation, addition or alteration of provision for the legal custody of a child; or
 - (ii) by the revocation of a provision that a child be under the supervision of a probation officer; or
- (c) for the revocation of a matrimonial order consisting of or including any such provision as aforesaid,

then, whether or not the court makes the order for which the complaint is made, but subject to subsections (4) and (5) of section 4 of this Ordinance and subsection (6) of this section, the court may make a matrimonial order, containing, or, as the case may be, vary the matrimonial order so that it contains, any provision such as is mentioned in paragraphs (d) to (g) of subsection (1) of the said section 4 which, after giving each party to the proceedings an opportunity of making representations, the court thinks proper in all the circumstances; and the court shall not dismiss or make its final order on any complaint in a case where the powers conferred on the court by this subsection are or may be exercisable until it has decided whether or not, and if so how, those powers should be exercised.

(2) Where, on hearing such a complaint as aforesaid or a complaint for the variation of a matrimonial order by the revocation, addition or alteration of provision for access to a child, the court, after it has made any decision which falls to be made on the complaint with respect to any provision such as is mentioned in paragraphs (a) to (c) of subsection (1) of section 4 of this Ordinance, is of the opinion that it has not sufficient information to make the decision required by the foregoing subsection or, as the case may be, to make a decision as to access to the child, the court may call for a report, either oral or in writing, by a probation officer, with respect to such matters as the court may specify, being matters appearing to the court to be relevant to that decision.

(3) Any statement which is or purports to be a report in pursuance of the last foregoing subsection shall be made, or if in writing be read aloud, before the court at a hearing of the complaint, and immediately after it has been read aloud the court shall ask whether any party to the proceedings who is present at the hearing objects to anything contained therein; and where objection is made —

- (a) the court shall require the officer by whom the statement was or was purported to be made to give evidence on oath with respect to the matters referred to therein; and
- (b) any party to the proceedings may give or call evidence with respect to any matter referred to in the statement or in any evidence given by the officer.

(4) Subject to the next following subsection, the court may take account of any statement made or read aloud under the last foregoing subsection and of any evidence given under paragraph (a) of that subsection, so far as that statement or evidence relates to the matters specified by the court under subsection (2) of this section, notwithstanding any law relating to the admissibility of evidence.

(5) A report in pursuance of subsection (2) of this section shall not include anything said by either of the parties to a marriage in the course of an interview which took place with, or in the presence of, a probation officer with a view to the reconciliation of those parties, unless both parties have consented to its inclusion; and if anything so said is included without the consent of both those parties as part of any statement made or read aloud under subsection (3) of this section, then, unless both those parties agree otherwise, that part of the statement shall, for the purposes of the giving of evidence under the said subsection (3) and for the purposes of subsection (4) of this section, be deemed not to be contained in the statement.

(6) On the hearing of a complaint under section 3 of this Ordinance in the case of which there is a child of the family who is not a child of both parties, other than a child with respect to whose custody an order made by a court in the Colony is for the time being in force —

- (a) subsections (1) and (3) of this section shall have effect as if any person, who, though not a party to the proceedings, is a parent of that child and who is present at the hearing were a party to the proceedings; and
- (b) if any such person is not so present, the court shall not make a matrimonial order on the complaint unless it is proved to the satisfaction of the court, on oath or in such other manner as may be prescribed, that such steps have been taken as may be so prescribed with a view to giving notice to that person of the making of the complaint and of the time and place appointed for the hearing:

Provided that nothing in paragraph (b) of this subsection shall require notice to be given to any person as the father of an illegitimate child unless that person has been adjudged by a court to be the father of that child.

(7) Where for the purposes of this section the court adjourns the hearing of any complaint, then, subject to subsection (2) of section 46 of the Magistrates' Courts Act, 1952 (which requires adequate notice of the time and place of the resumption of the hearing to be given to the parties) the court may resume the hearing at the time and place appointed notwithstanding the absence of both or all of the parties.

(8) In any proceedings in which the powers conferred on the court by subsection (1) of this section are or may be exercisable, the question whether or not, and if so how, those powers should be exercised shall be excepted from the issues arising in the proceedings which, under the proviso to subsection (1) of section 60 of the Magistrates' Courts Act, 1952, must be determined by the court before the court may direct a probation officer to make to the court under that section a report on the means of the parties.

7. Where on hearing any complaint under section 3 of this Ordinance a court of summary jurisdiction is of the opinion that any of the matters in question between the parties would be more conveniently dealt with by the Supreme Court, the court of summary jurisdiction may refuse to make a matrimonial order on the complaint, and no appeal shall lie from that refusal; but if in any proceedings in the Supreme Court relating to or comprising the same subject matter as that complaint, the Supreme Court so orders, the complaint shall be re-heard and determined by a court of summary jurisdiction.

Refusal of order in case more suitable for Supreme Court.

8. (1) Where in the case of any complaint made to a court of summary jurisdiction under section 3 of this Ordinance —

Interim order by court of summary jurisdiction or Supreme Court.

- (a) the court of summary jurisdiction, at any time before making its final order on the complaint, adjourns the hearing of the complaint for any period exceeding one week; or
- (b) the court of summary jurisdiction refuses by virtue of section 7 of this Ordinance to make a matrimonial order on the complaint; or
- (c) after such a refusal by the court of summary jurisdiction as aforesaid or on an appeal under section 13 of this Ordinance from, or from the refusal of, a matrimonial order on the complaint, the Supreme Court by virtue of the said section 7 or 13 orders that the complaint shall be reheard by a court of summary jurisdiction,

then, in a case falling within paragraphs (a) or (b) of this subsection the court of summary jurisdiction, or in a case falling within paragraph (c) thereof the Supreme Court, may make an order under this section (in this Ordinance referred to as an "interim order").

(2) An interim order may contain —

- (a) any such provision as is mentioned in paragraphs (b), (c) or (g) of subsection (1) of section 4 of this Ordinance; and
- (b) where by reason of special circumstances the court thinks it proper, but subject to subsection (4) of the said section 4, any provision such as is mentioned in paragraphs (d) or (f) of that subsection;

and for the purposes of paragraph (a) of this subsection the reference in sub-paragraph (i) of the said paragraph (g) to any person to whom the legal custody of a child is for the time being committed by an order shall be construed as including a reference to any person, being one of the parties or a parent of the child, who for the time being has the care of the child, and an appeal against an interim order shall not lie if the appeal relates only to such a provision of the order as is mentioned in paragraph (a) of this subsection.

(3) Without prejudice to sections 9, 10 and 13 of this Ordinance, an interim order in connection with any complaint shall cease to be in force on whichever of the following dates occurs first, that is to say —

- (a) the date, if any, specified for the purpose in the interim order;
- (b) the date of the expiration of the period of three months beginning with the date of —
 - (i) the making of the interim order; or
 - (ii) if the interim order is one of two or more such orders made with respect to the same complaint by virtue of the same paragraph of subsection (1) of this section, the making of the first of those interim orders;
- (c) the date of the making of a final order on, or the dismissal of, the complaint by a court of summary jurisdiction.

(4) An interim order made by the Supreme Court under this section on ordering that a complaint be reheard by a court of summary jurisdiction shall, for the purposes of its enforcement and for the purposes of section 10 of this Ordinance, be treated as if it were an order of that court of summary jurisdiction and not of the Supreme Court.

(5) The powers conferred on the Supreme Court by this section shall be without prejudice to the powers of that court on an appeal under section 13 of this Ordinance from the refusal of an interim order by a court of summary jurisdiction.

Suspension or cessation of order.

9. (1) Where a matrimonial or interim order is made while the parties to the marriage in question are cohabiting —

- (a) the order shall not be enforceable and no liability shall accrue thereunder until they have ceased to cohabit; and
- (b) if in the case of a matrimonial order they continue to cohabit for the period of three months beginning with the date of the making of the order, the order shall cease to have effect at the expiration of that period:

Provided that, unless the court in making the order directs otherwise, this subsection shall not apply to any provision of the order —

- (i) committing a child to the legal custody of a person other than one of the parties, or for access to that child by either of the parties or by any other person who is a parent of the child; or
- (ii) providing for a child to be under the supervision of a probation officer; or
- (iii) for the making by either or each of the parties to a person other than one of the parties of payments for the maintenance of a child.

(2) Without prejudice to section 10 of this Ordinance, any provision of a matrimonial or interim order other than such a provision as is referred to in the proviso to the foregoing subsection shall cease to have effect upon the parties to the marriage in question resuming cohabitation.

(3) Where after the making by a court of summary jurisdiction of —

- (a) a matrimonial order consisting of or including a provision such as is mentioned in paragraphs (b), (c) or (g) of subsection (1) of section 4 of this Ordinance; or
- (b) an interim order,

proceedings between, and relating to the marriage of, the parties to the proceedings in which that order was made have been commenced in the Supreme Court, the Supreme Court may, if it thinks fit, direct that the said provision or, as the case may be, the interim order shall cease to have effect on such date as the Supreme Court may specify.

Revocation, revival and variation of orders.

10. (1) Subject to section 6 of this Ordinance, section 53 of the Magistrates' Courts Act, 1952 (which provides for the revocation, revival or variation, by order on complaint, of an order of a court of summary jurisdiction for the periodical payment of money) and the proviso to subsection (1) of section 55 of that Act (which relates to costs on the hearing of such a complaint) shall apply for the purpose of the revocation, revival or variation of any matrimonial or interim order as if that order were an order for the periodical payment of money, whether or not it is in fact such an order; and a complaint for the said purpose may be heard whatever the time at which it is made; and for the avoidance of doubt it is hereby declared that for the purposes of this Ordinance the expression "variation" in relation to any order includes the addition to that order of any provision authorised by this Ordinance to be included in such an order:

Provided that, without prejudice to the powers and duties of the court under section 6 of this Ordinance, nothing in this section shall authorise the making of a complaint —

- (a) for the variation of an order by the addition of a provision that a child be under the supervision of a probation officer; or
- (b) for the revival of any such provision as aforesaid which has ceased to be in force.

(2) Where on a complaint for the revocation of a matrimonial order it is proved that the parties to the marriage in question have

resumed cohabitation or that the party on whose complaint the order was made has during the subsistence of the marriage committed an act of adultery, the court shall revoke the order:

Provided that —

- (a) the court shall not be bound by reason of such a resumption of cohabitation to revoke any provision of the order such as is mentioned in the proviso to subsection (1) of section 9 of this Ordinance;
- (b) the court shall not revoke the order by reason of such an act of adultery as aforesaid —
 - (i) except at the request of the person who was the defendant to the proceedings in which the order was made; or
 - (ii) if the court is of the opinion that the person aforesaid has condoned or connived at, or by wilful neglect or misconduct condoned to, that act of adultery,

and shall not be bound by reason of that act of adultery to revoke any provision of the order included therein by virtue of paragraphs (d) to (g) of subsection (1) of section 4 of this Ordinance.

(3) The court before which there fall to be heard any proceedings for the variation of a provision for the payment of money contained in a matrimonial or interim order may, if it thinks fit, order that those proceedings and any other proceedings being heard therewith shall be treated for the purposes of the Magistrates' Courts Act, 1952, as domestic proceedings; and that Act shall thereupon have effect accordingly notwithstanding anything in subsection (1) of section 56 thereof; and no appeal shall lie from, or from the refusal of, an order under this subsection.

11. (1) It is hereby declared that any jurisdiction conferred on a court by virtue of section 10 of this Ordinance is exercisable notwithstanding that the proceedings are brought by or against a person residing outside the Colony:

Complaint for variation, etc., by or against person outside the Colony.

Provided that a matrimonial order shall not be varied by the addition of such a provision as is mentioned in paragraph (a) of subsection (1) of section 4 of this Ordinance if the defendant to the complaint for the variation resides outside the Colony.

(2) Where, at the time and place appointed for the hearing of a complaint by virtue of section 10 of this Ordinance, the defendant does not appear but —

- (a) the court is satisfied that there is reason to believe that the defendant has been outside the Colony during the whole of the period beginning one month before the making of the complaint and ending with the date of the hearing; and
- (b) it is proved to the satisfaction of the court, on oath, or in such other manner as may be prescribed, that such steps have been taken as may be so prescribed with a view to giving notice to the defendant of the making of the complaint and of the time and place aforesaid,

the court may, if it thinks it reasonable in all the circumstances so to do, proceed to hear and determine the complaint at the time and place appointed for the hearing or for any adjourned hearing in like manner as if the defendant had appeared at that time and place.

(3) Where a complaint for the revocation or variation of any provision for the making of payments by the complainant to the defendant is heard by virtue of subsection (2) of this section in the absence of the defendant, and the court is satisfied that there is reason to believe that during the period of six months immediately preceding the making of the complaint the defendant was continuously outside the Colony or was not in the Colony on more than thirty days, then, if in all the circumstances, and having regard to any communication to the court in writing purporting to be from the

defendant, the court thinks it reasonable so to do, the court may make the order for which the complaint is made or make such variation in that provision by way of reducing the amount of the payments as the court thinks fit.

(4) For the purposes of the hearing by virtue of subsection (2) of this section, in the absence of the defendant, of a complaint for the revocation or variation of a matrimonial order under which payments fall to be made by the complainant to the defendant through a court of summary jurisdiction, a certificate in writing by an officer of the court dated not earlier than ten days before the date of the hearing and stating that, during the period mentioned in paragraph (a) of subsection (2) of this section (or so much as precedes the date of the certificate) or, as the case may be, during the period mentioned in subsection (3) of this section —

- (a) every payment made under the order has been forwarded by the court collecting officer to an address outside the Colony; and
- (b) the defendant has not to the knowledge of the court collecting officer been in the Colony at any time or, in the case of the period mentioned in the said subsection (3), on more than thirty days, shall be sufficient evidence that there is reason to believe as mentioned in paragraph (a) of the said subsection (2) or, as the case may be, in the said subsection (3).

(5) Nothing in this section shall be construed as authorising the making of an order by virtue of section 10 of this Ordinance against a person residing outside the Colony for the inclusion in a matrimonial or interim order of any provision requiring payments to be made by that person exceeding in amount those, if any, required to be made by him under the order sought to be varied, unless the order by virtue of the said section 10 is made at a hearing at which either that person appears or the requirements of subsection (3) of section 47 of the Magistrates' Courts Act, 1952, with respect to proof of service of summons or appearance on a previous occasion are satisfied in respect of that person.

Parties to complaint for variation etc.

12. (1) A complaint by virtue of section 10 of this Ordinance for the revocation, revival or variation of a matrimonial or interim order may be made in the following cases by the following persons in addition to the parties to the marriage in question, that is to say —

- (a) where a child of the family is not a child of both the parties to the marriage, a complaint relating to any provision with respect to the child such as is mentioned in paragraphs (d) or (f) of subsection (1) of section 4 of this Ordinance may be made by any person who, though not one of the parties to the marriage, is a parent of the child;
- (b) a complaint relating to payments under the order such as are mentioned in paragraph (g) of the said subsection (1) may be made by any person to whom such payments fall, or upon the making of the order for which the complaint is made would fall, to be made;
- (c) where under the order a child is for the time being committed to the legal custody of some person other than one of the parents, a complaint relating to any provision with respect to the child such as is mentioned in the said paragraphs (d) or (f) may be made by any person to whose legal custody the child is committed by the order or who seeks the legal custody of the child by the complaint;
- (d) where under the order a child is for the time being under the supervision of a probation officer, the probation officer may make a complaint relating to any provision with respect to the child such as is mentioned in the said paragraphs (d), (f) and (g);

- (e) a complaint for the variation or revocation of a provision of the order that a child be under the supervision of a probation officer, may be made by a probation officer, or by any person to whose legal custody the child is for the time being committed by the order or who by the same complaint also seeks the legal custody of the child.

(2) Provision may be made by rules as to what persons shall be made defendants to any such complaint as aforesaid; and where in the case of any such complaint there are two or more defendants, the powers of the court under subsection (1) of section 55 of the Magistrates' Courts Act, 1952, shall be deemed to include power, whatever adjudication the court makes on the complaint, to order any of the parties to pay the whole or part of the costs of all or any of the other parties.

13. (1) Subject to section 7, subsection (2) of section 8 and subsection (3) of section 10 of this Ordinance, an appeal shall lie to the Supreme Court from, and from the refusal or revocation of, or a refusal to revoke, a matrimonial or interim order by a court of summary jurisdiction.

Appeals.

(2) Subject to subsection (3) of this section, any order of the Supreme Court on an appeal under this section shall for the purposes of the enforcement of the order and for the purposes of section 10 of this Ordinance be treated as if it were an order of the court of summary jurisdiction from which the appeal was brought and not of the Supreme Court.

(3) The last foregoing subsection shall not apply to an order directing that a complaint shall be re-heard by a court of summary jurisdiction or, without prejudice to the provisions of subsection (4) of section 8 of this Ordinance, to an order to which the said subsection (4) applies.

14. (1) A complaint under section 3 of this Ordinance on the ground of the commission of an act of adultery by the defendant may be heard if it is made within six months of the date when that act of adultery first became known to the complainant.

Time limit for complaint on ground of adultery.

(2) Such a complaint as aforesaid shall not be dismissed by reason only that it was not made within the six months allowed by the foregoing subsection if the court is satisfied that the complainant, on the date of the making of the complaint, had not been in the Colony for a continuous period of three months since the date of his return to the Colony after the expiration of the six said months or, if he was in the Colony at the expiration of those six months, the date of his last return to the Colony during those six months.

15. (1) Without prejudice to section 52 of the Magistrates' Courts Act, 1952, the court making an order by virtue of this Ordinance for payment of a periodical sum by one person to another may direct that it shall be paid through the court or to some third party on that other person's behalf instead of directly to that other person; and, for the purposes of any order made by virtue of this Ordinance, the said section 52 shall have effect as if, in subsection (2) thereof, for the words "the applicant for the order" in the first place where those words occur there were substituted the words "the person to whom the payments under the order fall to be made".

Enforcement etc.

(2) Where an order made by virtue of this Ordinance contains a provision committing a child to the legal custody of any person, a copy of the order may be served on any other person in whose actual custody the child for the time being is; and thereupon that provision without prejudice to any other remedy which may be available, be enforced under subsection (3) of section 54 of the Magistrates' Courts Act, 1952, as if it were an order of the court requiring that other person to give up the child to the person to whom the legal custody of the child is committed.

(3) Any person for the time being under an obligation to make payments under any order made in proceedings brought by virtue of this Ordinance shall give notice to such persons, if any, as may be specified in the order of any change of address; and any person who without reasonable excuse fails to comply with this subsection shall be liable on summary conviction to a fine not exceeding £5.

Rules.

16. The Governor in Council may make Rules —

- (a) prescribing the manner of, and the practice and procedure to be followed in, appeals to the Supreme Court under this Ordinance;
- (b) prescribing anything which may be prescribed;
- (c) generally for the better carrying out of the purposes and provisions of this Ordinance.

Cessation of application.

17. The Imperial enactments set out in the first column of the Schedule shall, to the extent specified in the second column thereof, cease to apply in the Colony.

SCHEDULE

CESSATION OF APPLICATION OF ENACTMENTS

	Imperial enactments	Extent of cessation of application
(58 & 59 Vict. c. 39)	The Summary Jurisdiction (Married Women) Act, 1895	The whole Act.
(10 & 11 Geo. 5 c. 63)	The Married Women (Maintenance) Act, 1920	The whole Act.
(15 & 16 Geo. 5 c. 51)	The Summary Jurisdiction (Separation and Maintenance) Act, 1925	The whole Act.
(12, 13 & 14 Geo. 6 c. 99)	The Married Women (Maintenance) Act, 1949	The whole Act.
(14 & 15 Geo. 6 c. 56)	The Guardianship and Maintenance of Infants Act, 1951	Section 2.
(15 & 16 Geo. 6 & 1 Eliz. 2 c. 55)	The Magistrates' Courts Act, 1952	In section 52 the proviso to subsection (2). In section 126, in subsection (1), the paragraph commencing with the words "Maintenance order".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2416.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.

LS



No. 11

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Non-Contributory
Old Age Pensions Ordinance, 1961.

(1st December 1967) Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Date of commencement.

1. This Ordinance may be cited as the Non-Contributory Old Age Pensions (Amendment) Ordinance, 1967. Enacting clause.

2. Section 4 (a) as amended is deleted and the following substituted therefor — Short title.

- “(a) (i) the person shall have attained the age of 74 years on or before 1st July 1961; or
- (ii) a spinster who shall have attained the age of 65 years on or before 1st July 1970:

Provided that where the person is a widow whose husband died before 1st July 1952, or where a husband although alive on that date was excluded by age from contributing under the Old Age Pensions Ordinance, 1952, or where a husband was a contributor under the Old Age Pensions Ordinance, 1952, and died before reaching pensionable age and his contributions were refunded, she shall have attained the age of 65 years.” Amendment of section 4. (7 of 1961)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0323/F.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.

LS

No. 12



1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
To amend the Immigration Ordinance,
1965. Title.

(1st December 1967)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Immigration (Amendment) Ordinance, 1967, and shall be read as one with the Immigration Ordinance, 1965, hereinafter referred to as the principal Ordinance.

Short title.
10 of 1965.

2. Section 11 of the principal Ordinance is amended by the deletion of subsections (3) and (4) and the substitution therefor of the following —

Amendment of section 11.

“(3) The Employment Permit shall forthwith cease to be effective and shall be deemed to have been cancelled if the holder —

- (a) fails within one month from the date of his landing in the Colony to take up the employment in respect of which it was issued; or
- (b) leaves the employment in respect of which his Employment Permit was issued.

(4) A person whose Employment Permit has been cancelled shall not take up new employment without having made application to and being granted a new Employment Permit by the Immigration Officer.”

Amendment of section 23.

3. Section 23 of the principal Ordinance is amended —

(a) by the insertion in sub-paragraph (v) after the semicolon the word "or";

(b) by the insertion after sub-paragraph (v) of the following new sub-paragraph —

"(vi) employs any person who is required to be in possession of an Employment Permit who does not possess such Employment Permit;"

Amendment of the principal Ordinance.

4. The principal Ordinance is amended by deleting the figures "30" in the margin opposite section 26 and substituting the figures "31".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0837/II.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.

LS



No. 13

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To legalise certain payments made in the year 1966-67 in excess of the Expenditure sanctioned by Ordinance No. 4 of 1966.

Title.

WHEREAS it is expedient to make further provision for the service of the Colony for the period 1st July 1966 to 30th June 1967.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1966-67) Ordinance, 1967.

Short title.

2. The sums of money set forth in the Schedule hereto having been expended for the services therein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period 1st July 1966 to 30th June 1967, the same are hereby declared to have been duly laid out and expended for the service of the Colony in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance.

Appropriation of excess expenditure for the period 1st July 1966 to 30th June 1967.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

SCHEDULE

Number	Head of Service	Amount
FALKLAND ISLANDS		£
III	Audit	1,168
V	Customs & Harbour	19
VII	Medical	447
IX	Military	943
X	Miscellaneous	11,765
XVII	Public Works Special	392
XVIII	Secretariat, Treasury & Central Store ...	5,162
		19,896
Development "A"		24,522
Total Expenditure £		44,418

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0284/XIX.

Assented to in Her Majesty's name this 8th day of November 1967.

C. HASKARD,
Governor.



No. 14

1967

Colony of the Falkland Islands.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
To revise the law relating to Education.

(1st December 1967)

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Education Ordinance, 1967.

2. In this Ordinance and Regulations thereunder unless the context otherwise requires —

- "child" means any person who has attained the age of five years and has not attained the age of fifteen years;
- "parent" in relation to a child includes guardian and every person who has the actual custody of a child;
- "recognised school" means a school approved by the Governor by notice in the Gazette;
- "recognised teacher" means a teacher approved by the Governor by notice in the Gazette;
- "Superintendent" means the Superintendent of Education or the Officer acting in that behalf;
- "Headmaster" means the officer appointed to be in charge of a recognised school or schools;

"bursary" means an award enabling a pupil over the statutory school leaving age to continue his studies at an approved level either within or outside the Colony;

"scholarship" means an award enabling a pupil within the statutory school attendance age limits to continue his studies at an approved level outside the Colony;

"term" means the period appointed for continuous instruction in a school;

"overseas educational allowance" means an allowance to the parent of a child who is receiving full time education outside the Colony and is not in receipt of any other allowance or award from any public or institutional source.

PART I.

Education within the Colony.
Age of entry.

3. A child shall be entered at a recognised school on the first day of the term in which he shall reach the age of five years, provided that for the purposes of this section a term shall include the subsequent holiday period.

Boarding pupils Darwin School.

4. Boarding pupils at Darwin School shall be entered upon or after attaining the age of seven years, provided that entry after the twelfth birthday shall be at the discretion of the Superintendent of Education.

Age of entry camp tuition.

5. A child who is to receive tuition from a recognised teacher in camp shall attend for such tuition from the date of his fifth birthday.

Duty of parent to have child educated.

6. It shall be the duty of the parent of a child to cause that child to receive education by attending regularly either —

- (a) a recognised school; or
- (b) the classes held by a recognised teacher; or
- (c) in certain circumstances, with the permission of the Superintendent, to receive instruction by the parent:

Provided that it shall be a sufficient cause for non-compliance with the requirements of this section if:

- (a) in the case of a child under the age of seven years, there is neither a recognised school nor a recognised teacher within one mile, or in the case of a child of the age of seven years or over, within two miles from the residence of such child, provided further that this subsection shall not apply to a child resident within the limits of Stanley;
- (b) the child has been prevented from receiving education by reason of sickness;
- (c) the child is absent on any day set apart for religious observance by the religious body to which a parent belongs.

School attendance orders.

7. (1) If it appears to the Superintendent that any parent is failing to perform the duty imposed on him by section 6 he shall serve on such parent a notice requiring him within seven days, if the parent resides in Stanley, or thirty days if the parent resides outside Stanley, from the date of service thereof, to satisfy the Superintendent that the child is receiving sufficient education.

(2) If, after the said notice, and without reasonable cause, the parent of any child fails to cause the child to receive education as provided in section 4 the Superintendent shall serve on the parent an order in the prescribed form (hereinafter referred to as a school attendance order) requiring him to cause the child to receive education as specified in the order.

(3) Any person upon whom a school attendance order is served who fails to comply with the requirements of the order shall be guilty of an offence.

8. Children registered at a recognised school or with a recognised teacher may be inspected by a Government medical or dental officer at appropriate intervals as the Senior Medical Officer may direct and the parent of any such child who shall fail without reasonable cause to submit that child for such inspection shall be guilty of an offence.

Medical and dental inspections.

9. (1) The Superintendent shall cause inspection to be made of all recognised schools or classes under a recognised teacher at such intervals as may appear to him to be appropriate.

Inspection of schools.

(2) If any person obstructs a person authorised under this section to make an inspection in the execution of his duty he shall be liable on summary conviction to a fine not exceeding twenty pounds, or on a second or subsequent conviction to a fine not exceeding fifty pounds or to imprisonment for a term not exceeding three months, or to both such fine and imprisonment.

PART II.

SCHOLARSHIPS AND BURSARIES.

10. There shall be a scholarships board for the Colony composed of the following members —

Scholarships board.

The Colonial Secretary who shall be chairman of the board, the Superintendent and such other members not exceeding three as shall be appointed biennially by the Governor, and it shall be lawful for the Governor from time to time to fill any vacancy or vacancies on the board.

11. The board shall meet from time to time as may be necessary by order of the Governor, or on a summons from the chairman, or in his absence the senior member.

Meetings.

12. At all meetings of the board three members shall form a quorum for the transaction of business, and in the absence of the chairman the senior member present shall preside.

Quorum.

13. Minutes of proceedings of the board shall be entered in a book kept for the purpose by the chairman and a copy of the minutes shall be forwarded to the Governor in Council.

Minutes of board.

14. The board shall award scholarships and bursaries in accordance with Regulations made under this Ordinance for such purposes.

PART III. — GENERAL.

15. Any person guilty of an offence under this Ordinance for which a penalty is not prescribed shall be liable on summary conviction in the case of a first offence to a fine not exceeding five pounds, in the case of a second offence to a fine not exceeding twenty-five pounds and in the case of a third or subsequent offence to a fine not exceeding fifty pounds or to imprisonment for a term not exceeding three months, or to both such fine and imprisonment.

16. (1) The Governor in Council may make Regulations for carrying this Ordinance into effect.

Regulations.

(2) In particular and without prejudice to the generality of the foregoing power such Regulations may —

- (a) prescribe the hours of attendance at schools;
- (b) prescribe the periods of vacation;
- (c) make provision for the closure of schools;

- (d) make provision for the administration of punishment in schools;
- (e) make provision for the medical examination of pupils;
- (f) make provision for the administration of boarding allowances;
- (g) make provision for the payment of assisted passages for pupils travelling within the Colony;
- (h) make provision for the sitting of overseas external examinations;
- (i) prescribe conditions for the grant and withdrawal of scholarships, overseas education allowances, and bursaries;
- (j) make provision concerning school buildings and physical conditions in schools.

Repeal. (Cap. 22)

17. The Education Ordinance is repealed.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2390.

The Education Ordinance (Cap. 22)

REGULATIONS

(under section 10 of the Ordinance)

No. 6 of 1967.

C. HASKARD,
Governor.

PART I — GENERAL

1. These Regulations may be cited as the Schools Regulations. Citation.

2. (1) The minimum number of hours of tuition at Stanley Schools and Darwin Boarding School shall be twenty-five per week: Hours of attendance.

Provided that the minimum number of hours of tuition in the reception class, Stanley Infant School, shall be twenty-two and one half per week.

(2) The times of attendance shall be prescribed by the Superintendent of Education.

(3) The minimum number of hours of tuition by recognised teachers in camp shall be twenty-two and one half per week. The times of attendance shall be subject to local circumstances and shall be prescribed by the Superintendent of Education in consultation with farm managers.

3. Teachers shall register the attendance of children at each morning and afternoon session and shall not register an attendance where a child arrives more than fifteen minutes after the commencement of the session except in the case where a child is late because of medical or dental treatment. Registration of pupils.

4. The regular school holidays shall be — School holidays.

(1) Recognised schools other than Darwin Boarding School. The school year shall be of three terms, the first of thirteen weeks, the second of fourteen weeks and the third of thirteen weeks duration so arranged as to allow a holiday of two weeks towards the end of May, two weeks at the beginning of September and eight weeks beginning on the Friday of the week preceding the week in which Christmas Day occurs; such dates to be notified by publication in the Gazette. Recognised schools.

(2) A mid-term holiday not exceeding one and a half days duration may be granted in each term at the discretion of the Headmaster.

(3) Darwin Boarding School. The school year shall be of three terms, the first term of not less than twelve weeks, the second of eleven weeks and the third of fourteen weeks duration so arranged as to allow three weeks holiday in May, three weeks in August and not less than nine weeks at Christmas.

5. Tuition by recognised teachers in camp will take place except during the following periods — School holidays in camp.

- (a) three weeks commencing from the Friday of the week preceding the week in which Christmas Day occurs;
- (b) one week which shall coincide with the annual camp sports meetings;
- (c) two other weeks authorised by the Superintendent;
- (d) Battle Day and Good Friday.

6. The Senior Medical Officer may close any school or order the cessation of teaching by recognised teachers in the camp on account of disease or for any other sufficient cause. Closure due to disease.

7. (1) Time tables and schemes of work shall be prepared in advance of the beginning of the school year by the Headmaster and submitted to the Superintendent for his approval. Schemes of work.

	(2) Schemes of work for use by recognised teachers in camp shall be prepared by the Superintendent.
Log books.	8. (1) The senior teacher in each school shall maintain a log book containing entries relevant to the school, pupils and staff. (2) An entry shall not be removed or altered other than by a subsequent entry. (3) Recognised teachers in camp shall maintain a log book containing entries relevant to all pupils in their charge.
Materials.	9. Half the cost of all materials used in the instruction of subjects of a practical nature other than that which the Headmaster decides is necessary for the purpose of instruction shall be borne by the parent of the child or by the pupil receiving such instruction.
Continuation classes.	10. (1) Any child over school leaving age but under seventeen years of age may attend continuation classes subject to expulsion from such classes if, in the opinion of the Headmaster, he is not availing himself of the instruction provided. (2) Pupils attending continuation classes may be required to sit public examinations planned by recognised education authorities approved by the Superintendent.
Punishments.	11. (1) The Headmaster of Stanley Schools and the Headmaster of Darwin Boarding School may, should it be necessary, inflict moderate and reasonable corporal punishment. Such punishment shall be entered in the school log book. (2) No child shall be detained after normal school hours for a period in excess of twenty minutes.
Ailments effecting progress.	12. The Superintendent may require the parent or guardian of any pupil suspected of suffering from a physical or mental defect having an adverse effect upon the child's educational progress to submit the pupil for medical inspection in accordance with arrangements made by him; and any such parent who fails without reasonable excuse to comply with any such requirement shall be liable on summary conviction to a fine of £5.
Boarding allowances camp children.	13. Boarding allowances at rates authorised by the Governor in Council shall be paid in respect of camp children lodging in Stanley for the sole purpose of attending Stanley Schools; and camp children lodging away from home in order to attend a recognised school or to study under a recognised teacher.
Fares for pupils to and from recognised schools.	14. Government shall pay half air fare or half sea passage for a child travelling to and from his home for a term of study at a recognised school within the Colony.

PART II

PAYMENT OF OVERSEAS EDUCATION ALLOWANCES

Definitions.	15. In this Part of these Regulations — the term "child" means a son or daughter including a stepson, stepdaughter, lawfully adopted son or daughter, not having passed his or her eighteenth birthday and being unmarried and wholly dependent upon the person claiming the allowance. It shall also apply to a child who is in the legal custody of a person who is not the parent provided that the child is wholly dependent on the custodian; the term "person" means anyone who normally resides in the Colony or is in the Colony under a contract of service and who is not entitled to any education allowance as an officer employed by the Colonial Government.
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	16. (1) Rates of allowance shall be as follows —	Rates of allowance.
	(a) for children who are between their eleventh and eighteenth birthdays on the first day of the term in respect of which allowance is claimed and who are at approved boarding schools in the United Kingdom, the Commonwealth or Uruguay.	
	(b) for children attending approved schools in Uruguay which do not provide boarding facilities;	
	(c) for children attending approved boarding schools in countries other than the United Kingdom, the Commonwealth or Uruguay, which have been approved by the Governor in Council —	
	first child £235 per annum	
	second child £285 per annum	
	third and each subsequent child ... £335 per annum.	
	(2) Rates of allowance for children who are between their eleventh and eighteenth birthdays on the first day of term in respect of which the allowance is claimed and who are staying with guardians in the United Kingdom or Commonwealth or other location approved by the Governor in Council and attending day school —	
	Each child £65 per annum:	
	Provided that this allowance shall not be payable when a child is staying with a parent.	
	17. The following conditions shall apply to the payment of allowances —	Conditions attaching to the payment of the allowances.
	(1) The child shall receive full time education.	
	(2) Annual reports on the progress and conduct of child shall be produced to the Superintendent on request.	
	(3) Allowances shall be payable for each year of three school terms. The term in which a child reaches its minimum or maximum qualifying age shall be regarded as a full term. Where an adverse report on morals or character is received the payment of an allowance may be withheld.	
	(4) Where some other form of assistance is received from a public or institutional source towards the cost of a child's education the amount of the education allowance shall be reduced so that the total payment shall not exceed the actual fees paid.	
	18. The decision of the Governor in Council with regard to the payment or disallowance of an overseas education allowance shall be final.	

PART III

SCHOLARSHIPS AND BURSARIES

	19. The scholarship board shall be guided by the result of an annual examination and the report of the Superintendent on the children concerned.	Annual examinations.
	20. A child entering for the examination must be not more than 11 years and 3 months of age, and must be at least 10 years of age, on the 31st December of the year preceding that in which the award is made.	
	21. At least one parent of such a child must be —	Qualification of parent.
	a Falkland Islander born; or	
	in permanent and pensionable employment of the Government of the Falkland Islands having completed at least one tour; or	

on the 31st December of the year in which the examination be held have resided in the Falkland Islands for the five years immediately preceding and who shall satisfy the scholarship board of an intention to reside in the Colony for a further two years.

Tenure of scholarship.

22. Scholarships will be tenable for four years in the first instance at approved United Kingdom schools but may be extended to five years to enable scholars to pass the General Certificate of Education 'O' level examination and in exceptional cases to seven years to enable the scholars to pass the General Certificate of Education 'A' level examinations.

Content of scholarship.

23. A scholarship award may include free passages to and from the United Kingdom, free tuition, free board and lodging at the school, free board and lodging in the United Kingdom during holidays, provided that this shall not be payable when the child is staying with a parent, and reasonable fares to and from the holiday place in the United Kingdom. Awards shall not include pocket money or clothing.

Continuation of scholarship.

24. If the scholarship has been taken up or extended by the date of a parent's final departure from the Colony it shall continue.

Award of bursaries.

25. The board shall consider and make recommendations in respect of such applications for bursaries as may be made to it.

Other matters.

26. Any other matters relating to scholarships and bursaries not provided for in these Regulations shall be considered by the board which may submit recommendations to the Governor in Council.

The scholarship entitlement of a return passage shall be taken up within two years of the child completing the scholarship unless an extension of this period be granted by the Governor in Council.

Made by the Governor in Council on the 20th day of October 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 2390.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 26th day of January 1968.

W. H. THOMPSON,
Acting Governor.

LS

No. 1

1967



Falkland Islands Dependencies.

IN THE SIXTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
To apply certain Laws of the Colony to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws Ordinance, 1967. Short title.

2. The Ordinances of the Colony specified in the first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite their short titles in the third column of the Schedule to this Ordinance. Application of Colony Ordinances.

SCHEDULE

No.	Short title	Effective Date
1 of 1967	The Employment of Women, Young Persons and Children Ordinance, 1967.	1st June 1967
2 of 1967	The Ionising Radiations (Protection of Workers) (Amendment) Ordinance, 1967.	1st June 1967
4 of 1967	The Administration of Justice (Amendment) Ordinance, 1967.	1st June 1967
5 of 1967	The Marriage (Amendment) Ordinance, 1967.	1st June 1967
9 of 1967	The Police Ordinance, 1967.	1st December 1967
10 of 1967	The Matrimonial Proceedings (Court of Summary Jurisdiction) Ordinance, 1967.	1st December 1967
12 of 1967	The Immigration (Amendment) Ordinance, 1967.	1st December 1967

Enacted by the Governor the 12th day of December 1967.

H. L. BOUND,
for Colonial Secretary.

Ref. 0188/II.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

PART II.

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FALKLAND ISLANDS.

The Pensions Ordinance, 1965.

ORDER

(under section 2 of the Ordinance)

No. 1 of 1967.

W. H. THOMPSON,
Acting Governor.

In exercise of the powers vested in him by section 2 of the Pensions Ordinance, 1965, the Governor in Council has been pleased to order as follows — 6 of 1965.

1. This Order may be cited as the Pensions (Pensionable Offices) Order, 1967. Short title.

2. The following offices are hereby declared to be pensionable offices in the public service of the Colony — Pensionable offices.

COLONY

THE GOVERNOR	Steward / Chauffeur
POLICE AND PRISONS	Inspector
PUBLIC WORKS	General Foreman

Made by the Governor in Council on the 14th day of July 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1171.

FALKLAND ISLANDS.

The Old Age Pensions (Amendment) Ordinance, 1958.

ORDER

(under section 2 of the Ordinance)

No. 2 of 1967.

W. H. THOMPSON,
Acting Governor.

In exercise of the powers vested in him by section 2 of the Old Age Pensions (Amendment) Ordinance, 1958, the Governor in Council has been pleased to order as follows —

1. This Order may be cited as the Old Age Pensions Order, 1967.
2. The provisions of the Old Age Pensions Ordinance, 1952, shall not apply and shall be deemed never to have applied to Lawrence Gordon Blizzard and Arthur John Leeks, of the Christian Church in England.

Made by the Governor in Council on the 14th day of July 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0323/A/VI.

FALKLAND ISLANDS.

The Income Tax Ordinance (Cap. 32)

ORDER

(under section 49 of the Ordinance)

W. H. THOMPSON,
Acting Governor.

No. 3 of 1967.

In exercise of the powers vested in him by the Income Tax Ordinance the Governor in Council has been pleased to order as follows — Cap. 32.

1. This Order may be cited as the Income Tax (Double Taxation Relief) (Amendment) Order, 1967. Short title.

2. The Arrangement made in 1949 between His Majesty's Government and the Government of the Falkland Islands for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income (hereinafter referred to as "the existing Arrangement") shall be amended — Amendment to Schedule to Order No. 1 of 1949.

(a) by the addition at the end of paragraph 6 of the following new sub-paragraph —

"(3) If the recipient of a dividend is a company which owns 10 per cent or more of the class of shares in respect of which the dividend is paid then sub-paragraph (1) shall not apply to the dividend to the extent that it can have been paid only out of profits which the company paying the dividend earned or other income which it received in a period ending twelve months or more before the relevant date. For the purposes of this sub-paragraph the term "relevant date" means the date on which the beneficial owner of the dividend became the owner of 10 per cent or more of the class of shares in question:

Provided that this sub-paragraph shall not apply if the beneficial owner of the dividend shows that the shares were acquired for *bona fide* commercial reasons and not primarily for the purpose of securing the benefit of this paragraph."; and

(b) by the substitution for sub-paragraphs (1) and (2) of paragraph 13 of the following two new sub-paragraphs —

"(1) Subject to the provisions of the law of the United Kingdom regarding the allowance as a credit against United Kingdom tax of tax payable in a territory outside the United Kingdom (which shall not affect the general principle hereof) —

(a) Colonial tax payable under the laws of the Colony and in accordance with this Arrangement, whether directly or by deduction, on profits or income from sources within the Colony (excluding in the case of a dividend, tax which is not chargeable specifically on the dividend but which is tax, whether deducted from the dividend or not, payable in respect of the profits out of which the dividend is paid) shall be allowed as a credit against any United Kingdom tax computed by reference to the same profits, or income by reference to which the Colonial tax is computed;

(b) where a company which is a resident of the Colony pays a dividend to a company resident in the United Kingdom which controls, directly or indirectly, at least 10 per cent of

the voting power in the first-mentioned company, the credit shall take into account (in addition to any Colonial tax for which credit may be allowed under (a) of this sub-paragraph) the Colonial tax payable by that first-mentioned company in respect of the profits out of which such dividend is paid.

- (2) Subject to the provisions of the law of the Colony regarding the allowance as a credit against Colonial tax of tax payable in a territory outside the Colony (which shall not affect the general principle hereof) —

(a) United Kingdom tax payable under the laws of the United Kingdom and in accordance with this Arrangement, whether directly or by deduction, on profits or income from sources within the United Kingdom (excluding in the case of a dividend, tax which is not chargeable specifically on the dividend but which is tax, whether deducted from the dividend or not, payable in respect of the profits out of which the dividend is paid) shall be allowed as a credit against any Colonial tax computed by reference to the same profits, or income by reference to which the United Kingdom tax is computed;

(b) where a company which is a resident of the United Kingdom pays a dividend to a company resident in the Colony which controls directly or indirectly at least 10 per cent of the voting power in the first-mentioned company, the credit shall take into account (in addition to any United Kingdom tax for which credit may be allowed under (a) of this sub-paragraph) the United Kingdom tax payable by that first-mentioned company in respect of the profits out of which such dividend is paid."

Commencement.

3. This Arrangement shall enter into force when the last of all such things shall have been done in the United Kingdom and the Colony as are necessary to give the Arrangement the force of law in the United Kingdom and the Colony respectively, and the new sub-paragraph (3) of paragraph 6 of the existing Arrangement shall have effect immediately and the new sub-paragraphs (1) and (2) of paragraph 13 thereof shall have effect —

(a) in the United Kingdom:

- (i) as respects income tax including surtax for any year of assessment beginning on or after 6th April 1968; and
(ii) as respects corporation tax for any financial year beginning on or after 1st April 1968.

(b) in the Colony:

1st January 1968.

Made by the Governor in Council on the 14th day of July 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0527/IV.

FALKLAND ISLANDS.

PROCLAMATION

No. 1 of 1967.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1955.

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

C. HASKARD.

By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.



WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1955, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Tuesday the 2nd day of May 1967, at 9.45 a. m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 17th day of April in the Year of our Lord One thousand Nine hundred and Sixty-seven.

By His Excellency's Command

W. H. THOMPSON,

Colonial Secretary.

Ref. 0529/III.

FALKLAND ISLANDS.

PROCLAMATION

No. 2 of 1967.

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

W. H. THOMPSON — *By His Excellency WILLOUGHBY HARRY THOMPSON, Esquire, Member of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.*

LS

WHEREAS by the seventh clause of the Letters Patent passed under the Great Seal of the United Kingdom, dated the 13th December, 1948, constituting the office of Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, it is provided that "whenever the Office of Governor is vacant, or the Governor is absent from the Colony or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as We may appoint under Our Sign Manual and Signet, or if there is no such person in the Colony so appointed and capable of discharging the duties of the administration, the Senior Member of the Executive Council then in the Colony and so capable, shall, during Our pleasure, administer the Government of the Colony".

AND WHEREAS HIS EXCELLENCY SIR COSMO HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, has this day left the Colony on leave of absence.

AND WHEREAS no person has been appointed under the Royal Sign Manual and Signet to administer the Government of this Colony in the absence of the Governor;

NOW, THEREFORE, I, WILLOUGHBY HARRY THOMPSON, Colonial Secretary of the Falkland Islands, the Senior Member of the Executive Council aforesaid, do hereby proclaim and make known that, in pursuance of the said clause of the said Royal Letters Patent and having taken the oaths prescribed by law, have this day assumed the Administration of the Government of this Colony and its Dependencies.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 15th day of May, in the Year of Our Lord One thousand Nine hundred and Sixty-seven.

By Command of the Acting Governor,

H. L. BOUND,
Assistant Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 3 of 1967.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1955.

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

W. H. THOMPSON. *By His Excellency* WILLOUGHBY HARRY THOMPSON,
ESQUIRE, *Member of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.*



WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1955, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, WILLOUGHBY HARRY THOMPSON, Member of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 18th day of October 1967, at 9.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 22nd day of September in the Year of our Lord One thousand Nine hundred and Sixty-seven.

By Command of the Acting Governor

H. L. BOUND,
Assistant Colonial Secretary.

PROCLAMATION

No. 4 of 1967.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.*

WHEREAS it is provided by subsection (1) of section 26 of the Falkland Islands (Legislative Council) Order in Council, 1948-1950, that the Governor may dissolve the Legislative Council at any time;

AND WHEREAS it is necessary to make arrangements for a General Election within three months from the date of dissolution;

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in pursuance of the powers vested in me by the said Falkland Islands (Legislative Council) Order in Council, 1948-1950, do hereby order and proclaim the dissolution of the Legislative Council with effect from the 22nd day of December 1967.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 7th day of December 1967.

By His Excellency's Command,

W. H. THOMPSON,
Colonial Secretary.

FALKLAND ISLANDS.

The Pensions Ordinance, 1965.

REGULATIONS

(under section 3(2) of the Ordinance)

No. 1 of 1967.

C. HASKARD,
Governor.

In exercise of the powers conferred by subsection (2) of section 3 of the Pensions Ordinance, 1965, the Governor in Council, with the sanction of the Secretary of State, has made the following Regulations —

1. These Regulations may be cited as the Pensions (Amendment) Regulations, 1967. Citation.

2. The Schedule to the Pensions Regulations, 1965, is amended by the insertion of the following words in their proper alphabetical context — Amendment of Schedule.

“Guyana”

“Republic of Botswana”

“Kingdom of Lesotho”.

Made by the Governor in Council this 14th day of February, 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0829/IV.

FALKLAND ISLANDS.

The Pensions Ordinance 1965

REGULATIONS

(under section 3(2) of the Ordinance)

No. 2 of 1967.

C. HASKARD,
Governor.

In exercise of the powers conferred by subsection (2) of section 3 of the Pensions Ordinance 1965, the Governor in Council, with the sanction of the Secretary of State, has made the following regulations —

1. These Regulations may be cited as the Pensions (Amendment) (No. 2) Regulations 1967.

Citation.

2. Sub-paragraph (b) of paragraph (2) of regulation 18 of the Pensions Regulations 1965, is amended —

Amendment of
regulation 18.

- (a) by the deletion of the full stop and the substitution thereof of a colon; and
- (b) by the insertion of the following new proviso —

“Provided that if he has been transferred from an office which has been abolished and for this reason the pensionable emoluments of that office have not been considered in a general revision of pensionable emoluments, then, for the purposes of this regulation, the pensionable emoluments attached to the abolished office shall be equated with those of such office or offices as are certified by the Governor in his discretion as having enjoyed the same pensionable emoluments as the abolished office at the time of the said revision.”

Made by the Governor in Council this 4th day of April 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0323/A/VI.

FALKLAND ISLANDS.

The Road Traffic Ordinance, (Cap. 60)

REGULATIONS

(under section 18 of the Ordinance)

W. H. THOMPSON,
Acting Governor.

No. 3 of 1967.

In exercise of the powers conferred by section 18 of the Road Traffic Ordinance, the Governor in Council has made the following Regulations —

1. These Regulations may be cited as the Road Traffic (Amendment) Regulations, 1967, and shall be read as one with the Road Traffic Regulations, hereinafter referred to as the principal Regulations.

Citation.

Revised Edition Vol. II
p. 270.

2. The principal Regulations are amended by the deletion of the words "Chief Constable" wherever those words occur and the substitution therefor of the words "Officer in Charge of Police".

Amendment of Regulations.

3. Regulation 2 of the principal Regulations is amended —

Amendment of regulation 2.

- (a) by the deletion, in paragraph (2), of the words "in the applicant's handwriting";
- (b) by the insertion, in paragraph (2) after the word "white", of the comma and the words ", silver or light grey";
- (c) by the deletion of paragraph (4) and the substitution therefor of the following new paragraph —

"(4) A motor vehicle shall not be registered for use on a road if its weight shall exceed a weight which the Superintendent of Works considers safe for use on a road."

4. Regulation 3 of the principal Regulations is amended by the deletion of paragraph (2) and the substitution thereof of the following new paragraph —

Amendment of regulation 3.

"(2) No trailer together with its load shall be used on a road if its weight shall exceed a weight which the Superintendent of Works considers safe for use on a road."

5. Regulation 4 of the principal Regulations is amended by the deletion of paragraph (3) and the substitution therefor of the following new paragraph —

Amendment of regulation 4.

"(3) Drivers' licences shall be renewed triannually and shall be valid for three years from date of issue and the licence fee shall be 15/-."

6. The principal Regulations are amended by the addition, after regulation 5, of the following new regulation —

Addition of new regulation 5A.

"Distinguishing
mark.

5A. Every public service vehicle shall have the word "taxi" affixed to the windscreen, and the letters of such word shall be capital Latin characters of a height of at least two inches and a breadth throughout of not less than a quarter of an inch."

7. Regulation 7 of the principal Regulations is amended —

Amendment of regulation 7.

- (a) by the deletion of paragraph (1) (c) and the substitution therefor of the following —

"(c) two lamps each showing to the rear a red light visible for a reasonable distance:

Provided that in the case of a motor cycle not having a side car attached thereto, only a single lamp showing a red light to the rear instead of two such lamps need to be carried,";

- (b) by the deletion of the full stop at the end of paragraph (2) and the substitution therefor of a colon and the addition thereto of the following proviso —

"Provided that this paragraph shall not apply to any device for giving signals of direction."; and

- (c) by the deletion of the full stop at the end of paragraph (3) and the substitution therefor of a colon and the addition thereto of the following proviso —

"Provided that this paragraph shall not apply to lamps carried by vehicles for the purpose of illuminating any identification mark or any device for giving signals of direction.".

Amendment of
regulation 11.

8. Regulation 11 of the principal Regulations is amended by the insertion after the word "reducing" of the words "as far as may be reasonable".

Amendment of
regulation 14.

9. Regulation 14 of the principal Regulations is amended by the deletion, in paragraph (2), of the words "Executive Engineer" and the substitution therefor of the words "Superintendent of Works".

Made by the Governor in Council this 8th day of May 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1983/II.

FALKLAND ISLANDS.

Old Age Pensions Ordinance, 1952.

REGULATIONS

(under section 25 of the Ordinance)

W. H. THOMPSON,
Acting Governor.

No. 4 of 1967.

In exercise of the powers conferred by section 25 of the Old Age Pensions Ordinance, 1952, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Old Age Pensions (Amendment) Regulations, 1967. Citation.

2. The First Schedule to the Old Age Pensions Regulations, 1952, is amended — Amendment of Schedule.

- (a) by the deletion of Form 13 and the substitution therefor of the following —

"Sections 6 D and 11.

Form 13.

The Old Age Pensions Ordinance

Application by contributor for refund of contributions

To the Board of Management.

Name of Contributor

Registered Number of Contributor

Address

Occupation

Age Date of Birth

1. I, the above named contributor, state that I have paid contributions under the Ordinance since the 19..... as appears by the pension cards issued to me and delivered to the Board in accordance with Regulation 7 (2) or by the payment of a lump sum under section 10 of the Ordinance.
2. During the said period I have been employed by (give names of employers with dates) or I have been a self-employed person.
3. I am about to leave the Colony permanently, or, I am now married and my husband is a contributor.
4. I therefore apply for the refund of the contributions paid by me amounting to £.....

Date Signed

- (b) by the addition, after Form 13, of the following new Forms —

"Section 6 B (f).

Form 14.

The Old Age Pensions Ordinance

Application for Assistance by a Female Contributor

To The Board of Management.

Full name of Contributor

Registered Number of Contributor.....

Address

In accordance with the provisions of Section 6 B (f) of the Old Age Pensions Ordinance I wish to apply for assistance in paying old age pensions contributions with effect from.....

- (a) I am employed by
I am not employed.
I am a widow with children under school leaving age.
I am a spinster.

I am a married woman living apart from my husband and not maintained by him.
I am a divorced woman.
My age is..... I was born on
My current earning rate is per year/per month/per week.
I have other income as follows —

Signature of applicant

Notes: Complete the statements at (a) above and strike out those parts that do not apply to your case.

Assistance may be claimed by a widow, spinster, divorced woman or married woman not living with or being maintained by her husband provided —

(i) she is between the ages of 50 and 60;

(ii) her earning rate is less than £300 per annum, £25 per month or £5 15s. 5d. per week. In the case of a widow with children below school leaving age this rate is increased by £100 for each such child.

Application considered at meeting No..... of

Assistance at the rate of approved.

Chairman.

Section 6 B (f).

Form 15.

The Old Age Pensions Ordinance

I certify that throughout the period
I was in full time employment / in part time employment / unemployed *
and that my average earning rate was
per year / per month / per week. * I had no other income, or, I had other income as detailed below. *

I further certify that for any part of the above period when my income exceeded £5 15s. 5d. per week I purchased contribution stamps and affixed them to the contribution card.

Signed.....

..... 19.....

* Strike out where inapplicable.

CONTRIBUTORS REGISTRATION NO....."

Made by the Governor in Council this 14th day of February 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0323/A/VI.

FALKLAND ISLANDS.

The Road Traffic Ordinance, (Cap. 60)

REGULATIONS

(under section 18 of the Ordinance)

W. H. THOMPSON,
Acting Governor.

No. 5 of 1967.

In exercise of the powers conferred by section 18 of the Road Traffic Ordinance, the Governor in Council has made the following Regulations —

1. These Regulations may be cited as the Road Traffic (Amendment) (No. 2) Regulations, 1967, and shall be read as one with the Road Traffic Regulations, hereinafter referred to as the principal Regulations.

Citation.
Revised Edition Vol. II.
p. 270.

2. Regulation 4 of the principal Regulations is amended by the deletion in paragraph (3) of the word "triannually" and the substitution therefor of the word "triennially".

Amendment of regulation 4.

Made by the Governor in Council on the 14th day of July 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1983/II.

FALKLAND ISLANDS.

The Education Ordinance (Cap. 22)

REGULATIONS

(under section 10 of the Ordinance)

No. 6 of 1967.

C. HASKARD,
Governor.

PART I — GENERAL

1. These Regulations may be cited as the Schools Regulations. Citation.
2. (1) The minimum number of hours of tuition at Stanley Schools and Darwin Boarding School shall be twenty-five per week: Hours of attendance.
Provided that the minimum number of hours of tuition in the reception class, Stanley Infant School, shall be twenty-two and one half per week.
(2) The times of attendance shall be prescribed by the Superintendent of Education.
(3) The minimum number of hours of tuition by recognised teachers in camp shall be twenty-two and one half per week. The times of attendance shall be subject to local circumstances and shall be prescribed by the Superintendent of Education in consultation with farm managers.
3. Teachers shall register the attendance of children at each morning and afternoon session and shall not register an attendance where a child arrives more than fifteen minutes after the commencement of the session except in the case where a child is late because of medical or dental treatment. Registration of pupils.
4. The regular school holidays shall be — School holidays.
(1) Recognised schools other than Darwin Boarding School. Recognised schools.
The school year shall be of three terms, the first of thirteen weeks, the second of fourteen weeks and the third of thirteen weeks duration so arranged as to allow a holiday of two weeks towards the end of May, two weeks at the beginning of September and eight weeks beginning on the Friday of the week preceding the week in which Christmas Day occurs; such dates to be notified by publication in the Gazette.
(2) A mid-term holiday not exceeding one and a half days duration may be granted in each term at the discretion of the Headmaster.
(3) Darwin Boarding School. The school year shall be of three terms, the first term of not less than twelve weeks, the second of eleven weeks and the third of fourteen weeks duration so arranged as to allow three weeks holiday in May, three weeks in August and not less than nine weeks at Christmas.
5. Tuition by recognised teachers in camp will take place except during the following periods — School holidays in camp.
 - (a) three weeks commencing from the Friday of the week preceding the week in which Christmas Day occurs;
 - (b) one week which shall coincide with the annual camp sports meetings;
 - (c) two other weeks authorised by the Superintendent;
 - (d) Battle Day and Good Friday.
6. The Senior Medical Officer may close any school or order the cessation of teaching by recognised teachers in the camp on account of disease or for any other sufficient cause. Closure due to disease.
7. (1) Time tables and schemes of work shall be prepared in advance of the beginning of the school year by the Headmaster and submitted to the Superintendent for his approval. Schemes of work.

(2) Schemes of work for use by recognised teachers in camp shall be prepared by the Superintendent.

Log books.

8. (1) The senior teacher in each school shall maintain a log book containing entries relevant to the school, pupils and staff.

(2) An entry shall not be removed or altered other than by a subsequent entry.

(3) Recognised teachers in camp shall maintain a log book containing entries relevant to all pupils in their charge.

Materials.

9. Half the cost of all materials used in the instruction of subjects of a practical nature other than that which the Headmaster decides is necessary for the purpose of instruction shall be borne by the parent of the child or by the pupil receiving such instruction.

Continuation classes.

10. (1) Any child over school leaving age but under seventeen years of age may attend continuation classes subject to expulsion from such classes if, in the opinion of the Headmaster, he is not availing himself of the instruction provided.

(2) Pupils attending continuation classes may be required to sit public examinations planned by recognised education authorities approved by the Superintendent.

Punishments.

11. (1) The Headmaster of Stanley Schools and the Headmaster of Darwin Boarding School may, should it be necessary, inflict moderate and reasonable corporal punishment. Such punishment shall be entered in the school log book.

(2) No child shall be detained after normal school hours for a period in excess of twenty minutes.

Ailments effecting progress.

12. The Superintendent may require the parent or guardian of any pupil suspected of suffering from a physical or mental defect having an adverse effect upon the child's educational progress to submit the pupil for medical inspection in accordance with arrangements made by him; and any such parent who fails without reasonable excuse to comply with any such requirement shall be liable on summary conviction to a fine of £5.

Boarding allowances camp children.

13. Boarding allowances at rates authorised by the Governor in Council shall be paid in respect of camp children lodging in Stanley for the sole purpose of attending Stanley Schools; and camp children lodging away from home in order to attend a recognised school or to study under a recognised teacher.

Fares for pupils to and from recognised schools.

14. Government shall pay half air fare or half sea passage for a child travelling to and from his home for a term of study at a recognised school within the Colony.

PART II

PAYMENT OF OVERSEAS EDUCATION ALLOWANCES

Definitions.

15. In this Part of these Regulations —

the term "child" means a son or daughter including a stepson, stepdaughter, lawfully adopted son or daughter, not having passed his or her eighteenth birthday and being unmarried and wholly dependent upon the person claiming the allowance. It shall also apply to a child who is in the legal custody of a person who is not the parent provided that the child is wholly dependent on the custodian;

the term "person" means anyone who normally resides in the Colony or is in the Colony under a contract of service and who is not entitled to any education allowance as an officer employed by the Colonial Government.

16. (1) Rates of allowance shall be as follows —

Rates of allowance.

(a) for children who are between their eleventh and eighteenth birthdays on the first day of the term in respect of which allowance is claimed and who are at approved boarding schools in the United Kingdom, the Commonwealth or Uruguay.

(b) for children attending approved schools in Uruguay which do not provide boarding facilities;

(c) for children attending approved boarding schools in countries other than the United Kingdom, the Commonwealth or Uruguay, which have been approved by the Governor in Council —

first child	...	...	...	£235 per annum
second child	...	...	...	£285 per annum
third and each subsequent child	...	...	...	£335 per annum.

(2) Rates of allowance for children who are between their eleventh and eighteenth birthdays on the first day of term in respect of which the allowance is claimed and who are staying with guardians in the United Kingdom or Commonwealth or other location approved by the Governor in Council and attending day school —

Each child ... £65 per annum:

Provided that this allowance shall not be payable when a child is staying with a parent.

17. The following conditions shall apply to the payment of allowances —

Conditions attaching to the payment of the allowances.

(1) The child shall receive full time education.

(2) Annual reports on the progress and conduct of child shall be produced to the Superintendent on request.

(3) Allowances shall be payable for each year of three school terms. The term in which a child reaches its minimum or maximum qualifying age shall be regarded as a full term. Where an adverse report on morals or character is received the payment of an allowance may be withheld.

(4) Where some other form of assistance is received from a public or institutional source towards the cost of a child's education the amount of the education allowance shall be reduced so that the total payment shall not exceed the actual fees paid.

18. The decision of the Governor in Council with regard to the payment or disallowance of an overseas education allowance shall be final.

PART III

SCHOLARSHIPS AND BURSARIES

19. The scholarship board shall be guided by the result of an annual examination and the report of the Superintendent on the children concerned.

Annual examinations.

20. A child entering for the examination must be not more than 11 years and 3 months of age, and must be at least 10 years of age, on the 31st December of the year preceding that in which the award is made.

21. At least one parent of such a child must be —

Qualification of parent.

a Falkland Islander born; or

in permanent and pensionable employment of the Government of the Falkland Islands having completed at least one tour; or

on the 31st December of the year in which the examination be held have resided in the Falkland Islands for the five years immediately preceding and who shall satisfy the scholarship board of an intention to reside in the Colony for a further two years.

Tenure of scholarship.

22. Scholarships will be tenable for four years in the first instance at approved United Kingdom schools but may be extended to five years to enable scholars to pass the General Certificate of Education 'O' level examination and in exceptional cases to seven years to enable the scholars to pass the General Certificate of Education 'A' level examinations.

Content of scholarship.

23. A scholarship award may include free passages to and from the United Kingdom, free tuition, free board and lodging at the school, free board and lodging in the United Kingdom during holidays, provided that this shall not be payable when the child is staying with a parent, and reasonable fares to and from the holiday place in the United Kingdom. Awards shall not include pocket money or clothing.

Continuation of scholarship.

24. If the scholarship has been taken up or extended by the date of a parent's final departure from the Colony it shall continue.

Award of bursaries.

25. The board shall consider and make recommendations in respect of such applications for bursaries as may be made to it.

Other matters.

26. Any other matters relating to scholarships and bursaries not provided for in these Regulations shall be considered by the board which may submit recommendations to the Governor in Council.

The scholarship entitlement of a return passage shall be taken up within two years of the child completing the scholarship unless an extension of this period be granted by the Governor in Council.

Made by the Governor in Council on the 20th day of October 1967.

H. L. BOUND,

Clerk of the Executive Council.

Ref. 2390.

FALKLAND ISLANDS.

The Police Ordinance, 1967.

REGULATIONS

(under section 38 of the Ordinance)

No. 7 of 1967.

C. HASKARD,
Governor.

1. These Regulations may be cited as the Police Regulations, 1967. Citation.

PART I

RECRUITMENT AND PROBATION

2. The following standard is required for enrolment of recruits for the Police Force — Physical standard for recruits.

- (a) Age: A minimum of eighteen years.
- (b) Of good physique.
- (c) Eyesight: Normal or fully corrected with spectacles.
- (d) Ears: No undue deafness.
- (e) Feet and legs: Sufficiently developed to cope with long periods of standing.

3. A recruit may, before entry into the Force, be required to pass a written educational examination, to be set and marked by the Superintendent of Education or such other person as the Colonial Secretary may approve. Examination before entry into Force.

4. A police officer will be on probation for two years after appointment as such, during which period his services may be dispensed with at any time if the Officer in Charge considers that he is not likely to become efficient and well conducted. If his services are so dispensed with, he will receive one month's notice. Probationary period.

PART II — DISCIPLINE

5. Any member of the Force commits an offence against discipline if he commits one or more of the offences set out below (hereinafter in these Regulations referred to as the disciplinary code) — Disciplinary code.

(1) Discreditable conduct, that is to say, if he acts in a disorderly manner or any manner prejudicial to discipline or reasonably likely to bring discredit on the reputation of the Force.

(2) Insubordinate or oppressive conduct, that is to say, if he —

- (a) is insubordinate by word, act or demeanour; or
- (b) is guilty of oppressive or tyrannical conduct towards an inferior in rank; or
- (c) uses obscene, abusive or insulting language to any other member of the Force; or
- (d) wilfully or negligently makes any false complaint or statement against any member of the Force; or
- (e) assaults any other member of the Force; or
- (f) improperly withholds any report or allegation against any member of the Force.

(3) Disobedience to orders, that is to say, if he disobeys or without good and sufficient cause omits or neglects to carry out any lawful order, written or otherwise, or any provision of any Standing Order or Routine Order, or contravenes any of the following requirements —

- (a) a police officer shall at all times abstain from activity which is likely to interfere with the impartial discharge of his duties or which is likely to give rise to the impression amongst members of the public that it may so interfere,

- and in particular a police officer shall not take any active part in politics;
- (b) the place at which a police officer resides shall be subject to the approval of the Officer in Charge;
 - (c) a police officer shall not wilfully refuse or neglect to discharge any lawful debt.
- (4) Neglect of duty, that is to say, if he —
- (a) neglects or without good and sufficient cause omits promptly and diligently to attend to or carry out anything which is his duty as a police officer; or
 - (b) idles or gossips while on duty; or
 - (c) fails to work his beat in accordance with orders, or leaves his beat or other place of duty to which he has been ordered without due permission or sufficient cause; or
 - (d) by carelessness or neglect permits a prisoner to escape; or
 - (e) fails, when knowing where any offender is to be found, to report the same, or to make due exertions for making him amenable to justice; or
 - (f) fails to report any matter which it is his duty to report; or
 - (g) fails to report anything which he knows concerning a criminal charge, or fails to disclose any evidence which he, or any person within his knowledge, can give for or against any prisoner or defendant to a criminal charge; or
 - (h) omits to make any necessary entry in any official document or book; or
 - (i) neglects, or without good or sufficient cause omits to carry out, any instructions of a government medical officer, or while absent from duty on account of sickness, is guilty of any act or conduct calculated to retard his return to duty.
- (5) Falsehood or prevarication, that is to say, if he —
- (a) knowingly makes or signs any false statement in any official document or book; or
 - (b) wilfully or negligently makes any false, misleading or inaccurate statement; or
 - (c) without good and sufficient cause destroys or mutilates any official document or record, or alters or erases any entry therein.
- (6) Breach of confidence, that is to say, if he —
- (a) divulges any matter which is his duty to keep secret; or
 - (b) gives notice directly or indirectly to any person against whom any warrant or summons has been or is about to be issued, except in the lawful execution of such warrant or service of such summons; or
 - (c) without proper authority communicates to any person, who is not a member of the Force, any matter connected with the Force; or
 - (d) without proper authority shows to any person outside the Force any book or written or printed document the property of the government; or
 - (e) makes any anonymous communication to the Governor, any public officer, the Officer in Charge or to any superior officer; or
 - (f) canvasses any member of the Legislative Council or any public officer with regard to any matter concerning the Force; or
 - (g) signs or circulates any petition or statement with regard to any matter concerning the Force except through the proper channel of correspondence to the Officer in Charge; or

- (h) calls or attends any unauthorised meeting to discuss any matter concerning the Force.
- (7) Corrupt practice, that is to say, if he —
- (a) receives any bribe; or
 - (b) fails to account for or to make a prompt and true return of any money or property received by him in his official capacity; or
 - (c) directly or indirectly solicits or receives any gratuity, present, subscription or testimonial, without the consent of the Officer in Charge; or
 - (d) places himself under pecuniary obligation to any publican or any person who holds a licence concerning the granting or renewal of which the police may have to report or give advice; or
 - (e) improperly uses his character and position as a member of the Force for his private advantage; or
 - (f) in his capacity as a member of the Force, writes, signs or gives without the sanction of the Officer in Charge any testimonial or character or other recommendation with the object of obtaining employment for any person or of supporting an application for the grant of a licence of any kind; or
 - (g) without the sanction of the Officer in Charge supports an application for the grant of a licence of any kind.
- (8) Unlawful or unnecessary exercise of authority, that is to say, if he —
- (a) without good and sufficient cause makes any unlawful or unnecessary arrest; or
 - (b) uses any unnecessary violence to any prisoner or other person with whom he may be brought into contact in the execution of his duty; or
 - (c) is uncivil to any member of the public.
- (9) Malingering, that is to say, if he feigns or exaggerates any sickness or injury with a view to avoiding duty.
- (10) Absence without leave or being late for duty, that is to say, if he without reasonable excuse is absent without leave from or is late for parade, court or any other duty.
- (11) Uncleanliness, that is to say, if he, while on duty or while off duty in uniform in a public place, is improperly dressed or is dirty or untidy in his person, clothing or accoutrements.
- (12) Damage to clothing or other articles supplied, that is to say, if he —
- (a) wilfully or by carelessness causes any waste, loss or damage to any article of clothing or accoutrement, or to any book, document or other government property served out to him or used by him or entrusted to his care; or
 - (b) fails to report any loss or damage as in the preceding paragraph however caused.
- (13) Drunkenness on duty or soliciting drink, that is to say, if he —
- (a) without the consent of his superior officer, drinks or receives from any person any intoxicating liquor while on duty; or
 - (b) demands or endeavours to persuade any other person to give him or to purchase or to obtain from him, any intoxicating liquor while he is on duty.

(14) Entering licensed premises, that is to say, if without permission he enters —

- (a) while on duty any premises where intoxicating liquor is served, sold, stored or distributed when his presence there is not required in the execution of his duty; or

- (b) any such premises in uniform while off duty.

(15) Lending, borrowing or accepting presents, that is to say, if he lends money to any superior in rank or borrows or accepts any present from any inferior in rank.

(16) Conviction for a criminal offence, that is to say, if he has been found guilty by a court of law of any criminal offence.

(17) Being an accessory to a disciplinary offence, that is to say, if he connives at or is knowingly an accessory to any offence against discipline.

PART III — DEFAULTERS

Misconduct report.

6. For any offence against the disciplinary code a police officer will, if considered necessary, be placed on the defaulter's report.

Entries on record.

7. Every punishment will be entered on the defaulter's record sheet.

Defaulter to be served with a copy or report.

8. A defaulter shall, when going off duty or if off duty, as soon as practicable, be supplied with a written copy of the report preferred against him, which must disclose an offence against the disciplinary code with such details of time and place as will leave him under no misapprehension as to the offence for which he is reported.

Defaulter to be afforded access to reports.

9. The defaulter will be afforded access to all reports and statements relevant to the report against him, as soon as they are prepared. If he so desires, he will be permitted to take copies in his own time. Each folio of a report or statement of which a copy is taken must be marked by him "Copy Taken" and initialled by him to show that he has seen it.

Questions to be answered on report form.

10. (1) The defaulter will be invited to state in writing on a report form whether he admits or denies the charge. He will also be invited to state thereon the names and address of any witnesses to relevant facts whose attendance at the hearing of the case he wishes to secure.

(2) He may be present when the statements of his witnesses are being taken.

Trifling irregularities.

11. Police officers are not necessarily to be reported for trifling irregularities which can often be dealt with by immediate verbal reprimand, brief particulars of which should at the time be recorded in the official pocket book of the officer by whom the reprimand is administered. Repeated acts of negligence, although in themselves trifling, must be brought to notice.

Trial of defaulters.

12. Offences against the disciplinary code will be tried by the Officer in Charge.

Other member of Force may assist defaulter.

13. (1) At the trial of an offence against the disciplinary code, the defaulter may be assisted by another member of the Force.

(2) The member of the Force assisting the defaulter or the defaulter may address the Officer in Charge trying the case and examine or cross-examine the witnesses.

(3) The defaulter will be permitted to give evidence on his own behalf.

Absence of defaulter.

14. If a defaulter absconds or refuses or neglects without good and sufficient cause to attend the hearing of the charge at the time and place appointed or is serving a sentence of imprisonment the case may be decided in his absence.

15. When a police officer is reported for rendering himself unfit for duty through drink, whether on or off duty, or for drinking on duty, he shall have the right to require that a medical practitioner shall be called to examine him.

Drunkenness — attendance of doctor.

16. The Officer in Charge, when trying a case against a defaulter, shall record the substance of the evidence in writing.

Recording of evidence.

PART IV

APPEALS AND CONFIRMATION OF PUNISHMENT

17. (1) A police officer who is not satisfied with a decision reached on the trial of any offence against the disciplinary code may, subject to the provisions of this Part, appeal to the Governor, who may vary the decision or allow or reject the appeal.

Conditions to be complied with.

(2) Appeals may only be made on the condition that the officer shall have made his whole defence and called all his available witnesses at the original hearing.

(3) Notice of intention to appeal must be given in writing within forty-eight hours of the award of the punishment, stating whether the appeal is against the finding or the punishment or both.

18. On appeal, the appellant shall, within the prescribed time, give notice of appeal by serving on the Officer in Charge a notice in writing of his intention to appeal and of the general grounds of such appeal.

Notice of appeal.

19. A police officer, if found guilty of an offence by the Officer in Charge, may appeal to the Governor only if he has been sentenced to dismissal, termination of service, reduction in rank or reduction in rate of pay.

Limits of appeal.

20. When a member of the Force appeals to the Governor the Officer in Charge shall forward all records, statements and other papers relevant to the hearing to the Colonial Secretary for onward transmission to the Governor.

Appeals to Governor.

21. Any punishment specified in paragraphs (a) to (d) of section 30 of the Ordinance awarded by the Officer in Charge shall be subject to the approval of the Governor.

Confirmation of punishment.

PART V

COMPLAINTS AGAINST POLICE

22. All complaints against members of the Force shall be investigated without delay

Complaints.

23. (1) When a complaint is lodged against a member of the Force it shall be the duty of the officer receiving it to record it in writing.

Complaints to be recorded in writing.

(2) The officer against whom the complaint is made, will, whenever practicable, be permitted to be present while any statements are being taken from the complainant.

24. In all cases of complaint against a police officer, the Officer in Charge shall enquire into the allegation

Investigating complaints.

25. When the enquiry has been completed the Officer in Charge shall inform the complainant of the result of such enquiry.

Complainant to be informed.

Made by the Governor in Council on the 20th day of October, 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0836/III.

FALKLAND ISLANDS.

The Police Ordinance, 1967 REGULATIONS

No. 8 of 1967.

C. HASKARD,
Governor.

1. These Regulations may be cited as the Police Reserve Regulations, 1967. Citation.

2. In these regulations, unless the context otherwise requires, "police reservist" means any member of the Police Reserve. Interpretation.

PART I — APPOINTMENT

3. The Officer in Charge may, with the approval of the Governor, appoint as a police reservist any person — Eligibility for appointment.

- (a) who is not less than eighteen nor more than sixty years of age;
- (b) who is of good character;
- (c) who is of good health and physique; and
- (d) who is likely to become an efficient and well-conducted police reservist.

4. Any person wishing to be appointed as a police reservist shall apply to the Officer in Charge and shall supply such information as the Officer in Charge may require to enable him to decide whether or not the applicant should be so appointed. Application for appointment.

5. The appointment of a police reservist shall, unless otherwise specified by the Officer in Charge at the time of appointment, be without limitation as to period, subject to the provisions of regulations 8 and 9 and Part IV. Duration of appointment.

6. A police reservist shall on his appointment make and sign the declaration required to be made under section 8 of the Ordinance save that for the reference to police officer there shall be substituted reference to reserve police officer. Declaration on appointment.

PART II

DETERMINATION OF SERVICE

7. A police reservist shall retire from his office as such on reaching the age of sixty-five years:

Provided that in any case, the Officer in Charge may permit a police reservist to continue to serve until such age not exceeding sixty-five as he may determine.

8. A police reservist may resign his office at any time upon giving to the Officer in Charge not less than one month's notice in writing:

Provided that the Officer in Charge may in any case allow a police reservist to withdraw from the Reserve at any time between the giving of the notice and the expiration of the said period of one month.

9. The Officer in Charge may, at his discretion, determine the service of any police reservist by giving him not less than one month's notice in writing. Determination by Officer in Charge.

PART III

DUTIES, PRIVILEGES AND IMMUNITIES

10. Part II of the Ordinance shall apply to a police reservist as it applies to a member of the Force. Application of Part II of Ordinance.

Standing Orders and section 24 of the Ordinance.

11. A police reservist shall, subject to the provisions of these Regulations, be subject to and governed by the provisions of any Standing Orders issued under the Ordinance in the same manner as a member of the Force, save in so far as such Standing Orders shall be expressed as not to be applicable to a police reservist.

PART IV

RANK AND CONDITIONS OF SERVICE

Ranks in Reserve.

12. The Police Reserve shall consist of such numbers of the following ranks as the Governor may direct, in order of seniority as shown —

Sergeants
Constables.

Secondment of police officers.

13. Any rank in the Police Reserve other than that of constable may be filled by a member of the Force, appointed to that rank in the Force and seconded for duty with the Police Reserve. Any member of the Force so seconded shall for all purposes be deemed to be still a member of the Force.

Pay and allowances.

14. Police reservists shall receive such pay and allowances as may be assigned to them by the Governor in Council.

Service in Police Reserve not pensionable.

15. The Pensions Ordinance and the Pensions Regulations shall not apply to a police reservist or (subject to regulation 16) to any service as a police reservist.

When service as police reservist may be pensionable service.

16. If a police reservist becomes a member of the Force, having been appointed thereto under the Ordinance, without any break in service, then one-half of his continuous service in the Police Reserve after the age of twenty years shall be deemed to have been service as a police officer for the purposes of the Pensions Ordinance and Pensions Regulations and to have been continuous with the period of his service as a police officer.

PART V

CONTROL AND DISCIPLINE OF POLICE RESERVE

Application of Police Ordinance and Police Regulations.

17. Without prejudice to the powers conferred upon the Officer in Charge by regulation 9, and subject to the provisions of these Regulations —

- (a) Part V of the Ordinance shall apply to a police reservist as it applies to a member of the Force;
- (b) Parts II, III, IV and V of the Police Regulations, shall apply to a police reservist as they apply to a member of the Force.

Officer in Charge to command reserve.

18. The Officer in Charge shall have command, superintendence and direction of the Police Reserve and shall be responsible for the efficient administration of the Police Reserve and for the proper expenditure of all public moneys appropriated for the service thereof.

Made by the Governor in Council on the 20th day of October, 1967.

H. L. BOUND,

Clerk of the Executive Council.

Ref. 0836/III.

FALKLAND ISLANDS.

The Pensions Ordinance 1965

REGULATIONS

(under section 3 (2) of the Ordinance)

No. 9 of 1967.

C. HASKARD,
Governor.

In exercise of the powers conferred by subsection (2) of section 3 of the Pensions Ordinance, 1965, the Governor in Council, with the sanction of the Secretary of State, has made the following regulations —

1. These Regulations may be cited as the Pensions (Amendment) (No. 3) Regulations, 1967. Citation.

2. The schedule to the Pensions Regulations, 1965, is amended by the insertion of the following words in their proper alphabetical context — Amendment of schedule.

“Mid West Nigeria”.

Made by the Governor in Council the 17th day of October 1967.

H. L. BOUND,

Clerk of the Executive Council.

Ref. 0829/V.

FALKLAND ISLANDS.

The Licensing Ordinance (Cap. 38)
REGULATIONS
(under section 83 of the Ordinance)

No. 10 of 1967.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 83 of the Licensing Ordinance, the Governor in Council has made the following regulations —

1. These Regulations may be cited as the Licensing (Revocation) Regulations, 1967. Citation.

2. The Licensing Regulations are revoked. Revocation.
(Vol. II p. 204.)

Made by the Governor in Council the 17th day of October, 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1092.

FALKLAND ISLANDS.

The Income Tax Ordinance, (Cap. 32)

RULES

(under section 89 of the Ordinance)

W. H. THOMPSON,
Acting Governor.

No. 1 of 1967.

In exercise of the powers conferred by section 89 of the Income Tax Ordinance, the Governor in Council is pleased to make and hereby makes the following Rules —

1. These Rules may be cited as the Income Tax (Charge of Income Tax) Rules, 1967, and shall be deemed to have come into force on 1st January 1967.

2. For the purposes of assessment in accordance with section 5, subsections (b) (ii) and (c) the annual value of any allowance to be accorded shall be the value deemed to be effective on the 31st day of December immediately preceding the year in which the assessment shall be made.

Made by the Governor in Council on the 8th day of May 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0747/K/II.

FALKLAND ISLANDS.

The Savings Bank Ordinance (Cap. 61)

RULES

(under section 14 of the Ordinance)

W. H. THOMPSON,
Acting Governor.

No. 2 of 1967.

In exercise of the powers conferred by section 14 of the Savings Bank Ordinance, the Governor in Council has made the following Rules — Cap. 61.

1. (1) These Rules may be cited as the Savings Bank (Amendment) Rules, 1967, and shall be read as one with the Savings Bank Rules, hereinafter referred to as the principal Rules. Vol. II. p. 281.

(2) These Rules shall come into operation on the 30th day of June 1967. Commencement.

2. Rule 8 of the principal Rules, as amended, is further amended by the deletion of the words —

“Deposits in the Savings Bank shall not in the aggregate exceed the sum of £10,000 in respect of one or more accounts held by any one depositor:”

and the substitution therefor of the words —

“Except that by the addition of accrued interest, deposits in the Savings Bank shall not in the aggregate exceed the sum of £10,000 in respect of one or more accounts held by any one depositor:”

Made by the Governor in Council on the 14th day of July 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0385/C.

FALKLAND ISLANDS.

Administration of Justice Ordinance (Cap. 3)

RULES

(under section 69 of the Ordinance)

No. 3 of 1967.

W. H. THOMPSON,
Acting Governor.

In exercise of the powers conferred by section 69 of the Administration of Justice Ordinance, the Governor in Council has made the following Rules —

1. These Rules may be cited as the Privy Council Appeals (Revocation) Rules, 1967. Citation.

2. The Privy Council Appeals Rules are revoked.

Revocation of Privy
Council Appeals Rules.
Revised Edition. Vol. II.
p. 133.

Made by the Governor in Council on the 14th day of July 1967.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 2312/II.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1966 No. 1185

COPYRIGHT

The Copyright (International Conventions) (Amendment No. 2) Order 1966

Made - - - - - 20th September 1966

Laid before Parliament 26th September 1966

Coming into Operation 27th September 1966

At the Court at Balmoral, the 20th day of September 1966

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (*a*) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. The Copyright (International Conventions) Order 1964 (*b*) (hereinafter referred to as "the principal Order"), as amended (*c*), shall be further amended by adding a reference to Kenya in Article 2 (4) (*a*) and in Part 2 of Schedule 1 (which names the countries party to the Universal Copyright Convention).

2. The provisions of this Order shall extend to all the countries mentioned in the Schedule hereto (being the countries to which the principal Order has been extended).

3. (1) The Interpretation Act 1889 (*d*) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order may be cited as the Copyright (International Conventions) (Amendment No. 2) Order 1966 and shall come into operation on 27th September 1966.

W. G. Agnew.

(*a*) 1956 c. 74.

(*b*) S.I. 1964/690 (1964 II, p. 1319).

(*c*) There are no relevant amendments.

(*d*) 1889 c. 63.

SCHEDULE

Countries to which the Order extends

Bahama Islands	Grenada
Bechuanaland	Isle of Man
Bermuda	Mauritius
British Honduras	Montserrat
Cayman Islands	Seychelles
Falkland Islands and its Dependencies	St. Helena and its Dependencies
Fiji	St. Lucia
Gibraltar	Virgin Islands

FALKLAND ISLANDS.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Copyright (International Conventions) Order 1964.

It takes account of the accession by Kenya to the Universal Copyright Convention.

Article 2 of the Order extends its provisions to the dependent countries of the Commonwealth where the Copyright Act 1956 is law.

Ref. 1873/II.

STATUTORY INSTRUMENTS

1966 No. 1409

COPYRIGHT

The Copyright (International Conventions) (Amendment No. 3) Order 1966

Made - - - - 11th November 1966

Laid before Parliament 17th November 1966

Coming into Operation 18th November 1966

At the Court at Buckingham Palace, the 11th day of November 1966

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. The Copyright (International Conventions) Order 1964 (b) (hereinafter referred to as "the principal Order"), as amended (c), shall be further amended —

(i) by adding a reference to Venezuela in Part 2 of Schedule 1 thereto (which names the countries party to the Universal Copyright Convention) and in Schedule 2 thereto (which names certain countries who are not members of the Berne Copyright Union but who are parties to the Universal Copyright Convention) and a related reference to 18th November 1966 in the list of dates in column 2 of the said Schedule 2

(ii) by adding a reference to the Federal Republic of Germany (and Land Berlin) in Schedules 5 and 6 (which name the countries whose broadcasting organisations are afforded copyright protection in the United Kingdom in relation to their sound and television broadcasts respectively) and a related reference to 18th November 1966 in the list of dates in those two Schedules.

2. (1) The provisions of Articles 1 (i) and 3 of this Order shall extend to all the countries mentioned in the Schedule hereto (being the countries to which Part I of the principal Order has been extended).

(2) The provisions of Article 1 (ii) of this Order shall extend to Gibraltar (to which Part II of the principal Order has been extended (d)).

3. (1) The Interpretation Act 1889 (e) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order may be cited as the Copyright (International Conventions) (Amendment No. 3) Order 1966 and shall come into operation on 18th November 1966.

W. G. Agnew.

(a) 1956 c. 74.

(b) S.I. 1964/690 (1964 II, p. 1319).

(c) There are no relevant amendments.

(d) See S.I. 1966/945 (1966 II, p. 2286).

(e) 1889 c. 63.

SCHEDULE

Countries to which the Order (other than Article 1 (ii) thereof) extends

Bahama Islands	Isle of Man
Bermuda	Mauritius
British Honduras	Montserrat
Cayman Islands	Seychelles
Falkland Islands and its Dependencies	St. Helena and its Dependencies
Fiji	St. Lucia
Gibraltar	Virgin Islands
Grenada	

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Copyright (International Conventions) Order 1964.

It takes account of the accession by Venezuela to the Universal Copyright Convention (Article 1 (i)) and of the ratification by the Federal Republic of Germany of the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations (Article 1 (ii)).

Article 2 (1) of the Order extends its provisions (other than those of Article 1 (ii)) to the dependent countries of the Commonwealth where the Copyright Act 1956 is law. Article 2 (2) extends the provisions of Article 1 (ii) of the Order to Gibraltar.

Ref. 1873/II.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 18

UNITED NATIONS

The Southern Rhodesia (Prohibited Trade and Dealings) (Overseas Territories) Order 1967

Made - - - - 11th January 1967
Laid before Parliament 17th January 1967
Coming into Operation 20th January 1967

At the Court at Sandringham, the 11th day of January 1967

Present,

The Queen's Most Excellent Majesty in Council

Whereas under Article 41 of the Charter of the United Nations the Security Council of the United Nations has, by a resolution passed on 16th December 1966, called upon Her Majesty's Government in the United Kingdom and all other Members of the United Nations to prevent certain activities described in that resolution, being activities relating to trade and dealings in certain goods originating in Southern Rhodesia and to the supply of certain other goods to Southern Rhodesia, including shipment of any such goods in vessels or aircraft of their registration, and to undertakings in Southern Rhodesia for the manufacture or assembly of aircraft or motor vehicles:

Now, therefore, Her Majesty, in exercise of the powers conferred on Her by section 1 of the United Nations Act 1946 (a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows—

1. This Order may be cited as the Southern Rhodesia (Prohibited Trade and Dealings) (Overseas Territories) Order 1967 and shall come into operation on 20th January 1967.

Citation and commencement.

2. (1) This Order extends to the territories (including the dependencies thereof) mentioned in Schedule 1 to this Order:

Extent of Order.

Provided that this Order shall extend to Bahrain, Qatar and the Trucial States only to the extent that Her Majesty has jurisdiction therein.

(2) In the application of this Order to any of the said territories the expression "the Territory" in this Order means that territory.

3. (1) All goods to which this Article applies that are exported from Southern Rhodesia after the commencement of this Order are prohibited to be imported into the Territory.

Importation of certain goods into the Territory.

(2) Any person who imports any goods into the Territory in contravention of paragraph (1) of this Article shall be guilty of an offence against this Order.

(3) The goods to which this Article applies are the goods specified in Schedule 2 to this Order.

(4) Nothing in this Article shall be construed so as to prejudice any other provision of law prohibiting or restricting the importation of goods into the Territory.

4. (1) No person shall export from Southern Rhodesia any goods to which Article 3 of this Order applies.

Exportation of certain goods from Southern Rhodesia.

(2) No person shall —

- (a) make or carry out any contract for the exportation from Southern Rhodesia after the commencement of this Order of any goods to which Article 3 of this Order applies; or
- (b) make or carry out any contract for the sale of any such goods which he intends or has reason to believe that another person intends to export from Southern Rhodesia after the commencement of this Order; or
- (c) do any act calculated to promote the exportation from Southern Rhodesia of any such goods.

(3) No person shall deal in any goods to which Article 3 of this Order applies that have been exported from Southern Rhodesia in contravention of paragraph (1) of this Article, that is to say, shall, by way of trade or otherwise for gain, acquire or dispose of such goods or of any property or interest in them or any right to or charge upon them or process them or do any act calculated to promote any such acquisition, disposal or processing by himself or any other person.

(4) Without prejudice to any other provision of this Order —

- (a) any such contract as is referred to in sub-paragraph (a) or sub-paragraph (b) of paragraph (2) of this Article, whether made before or after the commencement of this Order; and
- (b) any transfer made, after the commencement of this Order and in pursuance of any such contract, of any property or interest in or any right to or charge upon any goods to which Article 3 of this Order applies,

shall be absolutely void:

Provided that no money paid after the commencement of this Order in pursuance of any such contract shall be recoverable in any court of law.

(5) No person shall carry out any of the following transactions, that is to say —

- (a) make any payment to or for the credit of a person resident in Southern Rhodesia; or
- (b) make any payment to or for the credit of a person resident outside Southern Rhodesia by order of or on behalf of a person resident in Southern Rhodesia; or
- (c) place any sum to the credit of a person resident in Southern Rhodesia; or
- (d) make any payment to or for the credit of a person resident outside Southern Rhodesia as consideration for or in association with —
 - (i) the receipt by any person of a payment made in Southern Rhodesia or the acquisition by any person of any property or thing which is in Southern Rhodesia; or
 - (ii) the transfer to any person, or the creation in favour of of any person, of a right (whether present or future and whether vested or contingent) to receive a payment in Southern Rhodesia or to acquire any property or thing which is in Southern Rhodesia,

if that transaction is carried out for the purposes of any act that is forbidden by any of the provisions of this Article.

(6) Any person who contravenes the foregoing provisions of this Article shall be guilty of an offence against this Order and, in the case of a person who —

- (a) is a citizen of the United Kingdom and Colonies or a British subject without citizenship or a British protected person and is ordinarily resident in the Territory; or

(b) is a body incorporated or constituted under the law of the Territory,

shall be guilty of such an offence wherever the contravention takes place.

(7) Nothing in this Article shall be construed so as to prejudice any other provision of law prohibiting or restricting the exportation of goods from Southern Rhodesia or acts incidental or related thereto or prohibiting or restricting payments to or for the credit of or connected with persons resident in Southern Rhodesia.

5. (1) All goods to which this Article applies are prohibited to be exported to Southern Rhodesia.

Exportation of certain goods from the Territory.

(2) Any person who exports any goods from the Territory in contravention of paragraph (1) of this Article shall be guilty of an offence against this Order.

(3) The goods to which this Article applies are the goods specified in Schedule 3 to this Order.

(4) Nothing in this Article shall be construed so as to prejudice any other provision of law prohibiting or restricting the exportation of goods from the Territory.

6. (1) No person shall —

Supply of certain goods to Southern Rhodesia.

- (a) supply or deliver or agree to supply or deliver to or to the order of any person in Southern Rhodesia any goods to which this Article applies that are not in that country; or
- (b) supply or deliver or agree to supply or deliver any such goods to any person knowing or having reasonable cause to believe that they will be supplied or delivered to or to the order of a person in Southern Rhodesia; or
- (c) do any act calculated to promote the supply or delivery of any such goods in contravention of the foregoing provisions of this paragraph.

(2) Any person who contravenes the foregoing provisions of this Article shall be guilty of an offence against this Order and, in the case of a person who —

- (a) is a citizen of the United Kingdom and Colonies or a British subject without citizenship or a British protected person and is ordinarily resident in the Territory; or
- (b) is a body incorporated or constituted under the law of the Territory,

shall be guilty of an offence wherever the contravention takes place.

(3) The goods to which this Article applies are the goods specified in Schedule 3 to this Order.

7. (1) No person shall —

Manufacture or assembly in Southern Rhodesia of aircraft or motor vehicles.

- (a) operate or use any undertaking in Southern Rhodesia, whether established before or after the commencement of this Order, as an undertaking to which this Article applies; or
- (b) authorise any undertaking in Southern Rhodesia to be operated or used by any other person as an undertaking to which this Article applies or give his consent to or connive in or by his neglect contribute to such operation or use.

(2) No person shall —

- (a) establish in Southern Rhodesia any undertaking to which this Article applies; or
- (b) convert any undertaking in Southern Rhodesia into an undertaking to which this Article applies; or

- (c) dispose (whether absolutely or for any lesser interest) of any undertaking in Southern Rhodesia to any other person if he knows or has reasonable cause to believe that that other person intends to use it as an undertaking to which this Article applies; or
- (d) acquire (whether absolutely or for any lesser interest) any undertaking in Southern Rhodesia with the intention of using it as an undertaking to which this Article applies; or
- (e) except with the consent of the Governor of the Territory, dispose (whether absolutely or for any lesser interest) of any property or assets of or forming part of any undertaking in Southern Rhodesia to which this Article applies to any other person otherwise than in the ordinary course of the business of that undertaking or acquire any such property or assets disposed of as aforesaid.

(3) No person shall —

- (a) make or carry out any contract for any of the following transactions, that is to say —
 - (i) the use or operation of any undertaking or the authorisation of, or the giving of consent to, the use or operation of any undertaking; or
 - (ii) the establishment, conversion, disposal or acquisition of any undertaking; or
 - (iii) the disposal or acquisition of the property or assets of or forming part of any undertaking, if that transaction would be in contravention of the foregoing provisions of this Article; or
- (b) do any other act calculated to promote any such transaction.

(4) Without prejudice to any other provision of this Order —

- (a) any such contract as is referred to in sub-paragraph (a) of paragraph (3) of this Article, whether made before or after the commencement of this Order; and
- (b) any transfer made, after the commencement of this Order and in pursuance of any such contract, of any property or interest in or any right to or charge upon any undertaking to which this Article applies or any property or assets of or forming part of any such undertaking,

shall be absolutely void:

Provided that no money paid after the commencement of this Order in pursuance of any such contract shall be recoverable in any court of law.

(5) The undertakings to which this Article applies are undertakings for the manufacture or assembly of aircraft or motor vehicles.

(6) Any person who contravenes the foregoing provisions of this Article shall be guilty of an offence against this Order and, in the case of a person who —

- (a) is a citizen of the United Kingdom and Colonies or a British subject without citizenship or a British protected person and is ordinarily resident in the Territory; or
- (b) is a body incorporated or constituted under the law of the Territory,

shall be guilty of such an offence wherever the contravention takes place.

8. (1) Without prejudice to the generality of Article 4 of this Order, no British ship and no aircraft, being a ship or aircraft to which this Article applies, shall be used for the carriage of any goods to which Article 3 of this Order applies if those goods are being or have been exported from Southern Rhodesia in contravention of Article 4 (1) of this Order.

(2) Without prejudice to the generality of Articles 5 and 6 of this Order, no British ship and no aircraft, being a ship or aircraft to which this Article applies, shall be used for the carriage of any goods to which Article 5 or Article 6 of this Order applies if the carriage is, or forms part of, carriage from any place outside Southern Rhodesia to any destination therein.

(3) If any ship or aircraft is used in contravention of paragraph (1) of this Article —

- (a) the owner and the master of the ship; or
- (b) the operator and the commander of the aircraft,

as the case may be, shall be guilty of an offence against this Order unless he proves that he did not know and had no reason to suppose that the goods were being or had been exported from Southern Rhodesia in contravention of Article 4 (1) of this Order.

(4) If any ship or aircraft is used in contravention of paragraph (2) of this Article —

- (a) the owner and the master of the ship; or
- (b) the operator and the commander of the aircraft,

as the case may be, shall be guilty of an offence against this Order unless he proves that he did not know and had no reason to suppose —

- (i) that the carriage of the goods in question was, or formed part of, carriage from any place outside Southern Rhodesia to any destination therein; or
- (ii) that the goods in question were goods to which Article 5 or Article 6 of this Order applies.

(5) This Article applies to British ships registered in the United Kingdom or any territory to which this Order extends and to aircraft so registered or registered in Southern Rhodesia.

(6) Nothing in this Article shall be construed so as to prejudice any other provision of law prohibiting or restricting the use of ships or aircraft.

9. (1) Where any authorised officer, that is to say, any such officer as is referred to in section 692 (1) of the Merchant Shipping Act 1894 (a), has reason to suspect that any British ship registered in the United Kingdom or any territory to which this Order extends has been or is being or is about to be used in contravention of paragraph (1) or paragraph (2) of Article 8 of this Order, he may (either alone or accompanied and assisted by persons under his authority) board the ship and search her and, for that purpose, may use or authorise the use of reasonable force, and he may request the master of the ship to furnish such information relating to the ship and her cargo and produce for his inspection such documents so relating and such cargo as he may specify; and an authorised officer (either there and then or upon consideration of any information furnished or document or cargo produced in pursuance of such a request) may, in the case of a ship that is reasonably suspected of being or of being about to be used in contravention of Article 8 (2) of this Order, exercise the following further powers with a view to the prevention of the commission (or the continued commission) of any such contravention or in order that enquiries into the matter may be pursued, that is to say, he may either direct the master to refrain, except with the consent of an authorised officer, from landing at any port specified by the officer any part of the ship's cargo that is so specified or request the master to take any one or more of the following steps —

- (a) to cause the ship not to proceed with the voyage on which she is then engaged or about to engage until the master is notified by any authorised officer that the ship may so proceed;

Investigation, etc., of suspected British ships and aircraft.

Carriage of certain goods exported from or destined for Southern Rhodesia.

- (b) if the ship is then in a port in the United Kingdom or any territory to which this Order extends, to cause her to remain there until the master is notified by any authorised officer that the ship may depart;
- (c) if the ship is then in any other place, to take her to any such port specified by the officer and to cause her to remain there until the master is notified as mentioned in subparagraph (b) of this paragraph; and
- (d) to take her to any other destination that may be specified by the officer in agreement with the master;

and the master shall comply with any such request or direction.

(2) Without prejudice to the provisions of paragraph (8) of this Article, where a master refuses or fails to comply with a request made under this Article that his ship shall or shall not proceed to or from any place or where an authorised officer otherwise has reason to suspect that such a request that has been so made may not be complied with, any such officer may take such steps as appear to him to be necessary to secure compliance with that request and, without prejudice to the generality of the foregoing, may for that purpose enter upon, or authorise entry upon, that ship and use, or authorise the use of, reasonable force.

(3) Where the Governor of the Territory or any person authorised by him for that purpose either generally or in a particular case has reason to suspect that any aircraft registered in the United Kingdom, Southern Rhodesia or any territory to which this Order extends has been or is being or is about to be used in contravention of paragraph (1) or paragraph (2) of Article 8 of this Order, the Governor or that authorised person may request the operator and the commander of the aircraft or either of them to furnish such information relating to the aircraft and its cargo and produce for his inspection such documents so relating and such cargo as he may specify, and that authorised person may (either alone or accompanied or assisted by persons under his authority) board the aircraft and search it and, for that purpose, may use or authorise the use of reasonable force; and, if the aircraft is then in the Territory, the Governor or any such authorised person (either there and then or upon consideration of any information furnished or document or cargo produced in pursuance of such a request) may further request the operator and the commander or either of them to cause the aircraft to remain in the Territory until notified that the aircraft may depart; and the operator and the commander shall comply with any such request.

(4) Without prejudice to the provisions of paragraph (8) of this Article, where the Governor of the Territory or any person authorised by him as aforesaid has reason to suspect that any request that an aircraft should remain in the Territory that has been made under paragraph (3) of this Article may not be complied with, the Governor or that authorised person may take such steps as appear to him to be necessary to secure compliance with that request and, without prejudice to the generality of the foregoing, may for that purpose —

- (a) enter, or authorise entry, upon any land and upon that aircraft;
- (b) detain, or authorise the detention of, that aircraft; and
- (c) use, or authorise the use of, reasonable force.

(5) A person authorised by or under the authority of the Governor to exercise any power for the purposes of paragraph (3) or paragraph (4) of this Article shall, if requested to do so, produce evidence of his authority before exercising that power.

(6) No information furnished or document produced by any person in pursuance of a request made under this Article shall be disclosed except —

- (a) with the consent of the person by whom the information was furnished or the document was produced;

Provided that a person who has obtained information or is in possession of a document only in his capacity as servant or agent of another person may not give consent for the purposes of this sub-paragraph but such consent may instead be given by any person who is entitled to that information or to the possession of that document in his own right; or

- (b) to any person who would have been empowered under this Article to request that it be furnished or produced or to any person holding or acting in any office under or in the service of the Crown in respect of the Government of the United Kingdom or under or in the service of the Government of any territory to which this Order extends; or

- (c) with a view to the institution of, or otherwise for the purposes of, any proceedings for an offence against this Order (whether in the Territory or in any other territory to which this Order extends) or for an offence against any provision of law with respect to matters similar to those regulated by this Order that is for the time being in force in the United Kingdom.

(7) Any power conferred by this Article to request the furnishing of information or the production of a document or of cargo for inspection shall include a power to specify whether the information should be furnished orally or in writing and in what form and to specify the time by which and the place in which the information should be furnished or the document or cargo produced for inspection.

(8) The following persons shall be guilty of an offence against this Order, that is to say —

- (a) a master of a ship who disobeys any direction given under paragraph (1) of this Article with respect to the landing of any cargo; or
- (b) a master of a ship or an operator or a commander of an aircraft who, without reasonable excuse, refuses or fails within a reasonable time to comply with any request made under this Article by any person empowered to make it or who wilfully furnishes false information or produces false documents to such a person in response to such a request; or
- (c) a master or a member of the crew of a ship or an operator or a commander or a member of the crew of an aircraft who wilfully obstructs any such person (or any person acting under the authority of any such person) in the exercise of his powers under this Article.

(9) Nothing in this Article shall be construed so as to prejudice any other provision of law conferring powers or imposing restrictions or enabling restrictions to be imposed with respect to ships or aircraft.

10. The provisions of Schedule 4 to this Order shall have effect in order to facilitate the obtaining, by or on behalf of the Governor of the Territory, of evidence and information for the purpose of securing compliance with or detecting evasion of this Order and in order to facilitate the obtaining, by or on behalf of the Governor of the Territory, of evidence of the commission of an offence against this Order.

Obtaining of evidence and information.

Penalties and proceedings.

11. (1) Any person guilty of an offence against this Order shall be liable —

- (a) on conviction before a superior court to imprisonment for a term not exceeding two years or to a fine or to both; or
- (b) on summary conviction to imprisonment for a term not exceeding six months or to a fine not exceeding £500 or to both.

(2) Where any body corporate is guilty of an offence under this Order and that offence is proved to have been committed with the consent or connivance of, or to be attributable to any neglect on the part of, any director, manager, secretary or other similar officer of the body corporate or any person who was purporting to act in any such capacity he, as well as the body corporate, shall be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

(3) Summary proceedings for an offence against this Order, being an offence alleged to have been committed outside the Territory, may be commenced at any time not later than twelve months from the date on which the person charged first enters the Territory after committing the offence.

(4) Proceedings for an offence against this Order may be taken, and the offence may for all incidental purposes be treated as having been committed, in any place in the Territory where any person charged with that offence is for the time being.

(5) Proceedings for an offence against this Order shall not be instituted in the Territory except by, or with the consent of, the Attorney-General:

Provided that this paragraph shall not prevent the arrest, or the issue or execution of a warrant for the arrest, of any person in respect of such an offence, or the remanding, in custody or on bail, of any person charged with such an offence, notwithstanding that the necessary consent to the institution of proceedings for the offence has not been obtained.

(6) In paragraph (5) of this Article "the Attorney-General" means the Attorney-General or other principal law officer of the Territory:

Provided that —

- (a) if there is no such office established for the Territory the reference to the Attorney-General in that paragraph shall be construed as if it were a reference to the Governor; and
- (b) if by the law of the Territory power is vested to the exclusion of any other person in some officer other than the principal law officer to take over and continue criminal proceedings instituted before any civil court of the Territory by any other person or authority the said reference shall be construed as if it were a reference to that other officer.

Interpretation.

12. (1) In this Order the following expressions have the meanings hereby respectively assigned to them, that is to say —

"commander", in relation to an aircraft, means the person designated as commander of the aircraft by the operator thereof, and includes any person who is for the time being in charge or command of the aircraft;

"Governor" means the Governor or other officer administering the government of the Territory:

Provided that in the case of Brunei it means Her Majesty's High Commissioner for Brunei, and in the case of Bahrain, Qatar and the Trucial States it means Her Majesty's Political Resident in the Persian Gulf;

"master", in relation to a ship, includes any person (other than a pilot) for the time being in charge of the ship;

"operator", in relation to an aircraft, means the person for the time being having the management of the aircraft;

"owner", in relation to a ship, includes any person for the time being having the management of the ship and any person to whom it is chartered;

"person in Southern Rhodesia" includes any body constituted or incorporated under the law of Southern Rhodesia and any body carrying on business (whether within Southern Rhodesia or not) which is controlled by persons or bodies resident in Southern Rhodesia or constituted or incorporated as aforesaid.

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

(3) Any provision of this Order which relates to goods exported from Southern Rhodesia (or to the exportation of goods from Southern Rhodesia) shall not have effect in respect of goods exported (or the exportation of goods) which have only passed through Southern Rhodesia in transit and have not there been the subject of any transaction other than a transaction relating solely to their transportation.

(4) Any provision of this Order which relates to the exportation of goods to Southern Rhodesia, the supply or delivery of goods to or to the order of any person in Southern Rhodesia or the importation of goods into Southern Rhodesia shall not have effect in relation to goods which are so exported, supplied, delivered or imported, as the case may be, for the purposes of the Central African Power Corporation, Rhodesia Railways or the Central African Airways Corporation.

(5) For the purpose of this Order, the entry into Southern Rhodesia of an aircraft or a motor vehicle shall not be regarded as constituting the supply or delivery of that aircraft or vehicle to or to the order of any person in Southern Rhodesia or as constituting its importation into Southern Rhodesia if the entry is merely for the purpose of the aircraft or vehicle transporting persons or goods into, out of or across Southern Rhodesia and is not part of or associated with a transaction involving a transfer of the ownership of the aircraft or vehicle or of any interest therein.

(6) For the purposes of Article 4 (5) of this Order, a personal representative of a deceased person shall, unless the Governor of the Territory otherwise directs, be treated as resident in the territory where the deceased person was resident for the purposes in question at the time of his death and as not resident elsewhere, so far as relates to any matters in which the personal representative is concerned solely in his capacity as such.

(7) The Governor of the Territory may give directions declaring that for all or any of the purposes of Article 4 (5) of this Order a person is to be treated as resident or not resident in Southern Rhodesia.

(8) Any directions given by the Governor for the purposes of paragraph (4) or paragraph (5) of this Article may be either general or special and may be revoked or varied by subsequent such directions.

(9) The Governor may, to such extent and subject to such restrictions and conditions as he may think proper, delegate any of the powers conferred on him by paragraphs (6), (7) and (8) of this Article or his powers under Schedule 4 to this Order to authorise a person to act for the purposes of any provision of that Schedule to any person or class or description of persons, and references in those

paragraphs or that Schedule to the Governor shall be construed accordingly.

(10) The Interpretation Act 1889 (a) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

W. G. Agnew.

SCHEDULES

Article 2.

SCHEDULE 1

TERRITORIES TO WHICH THIS ORDER EXTENDS

Aden.	Grenada.
Antigua.	Hong Kong.
Bahama Islands.	Kamaron.
Bahrain.	Kuria Muria Islands.
Bermuda.	Mauritius.
British Honduras.	Montserrat.
British Solomon Islands Protectorate.	Perim.
British Virgin Islands.	Qatar.
Brunei.	Seychelles.
Cayman Islands.	Swaziland.
Cyprus: Sovereign Base Areas	St. Christopher, Nevis and Anguilla.
of Akrotiri and Dhekelia.	St. Helena.
Dominica.	St. Lucia.
Falkland Islands.	St. Vincent.
Fiji.	The Trucial States.
Gibraltar.	Turks and Caicos Islands.
Gilbert and Ellice Islands Colony.	

Article 3.

SCHEDULE 2

GOODS TO WHICH ARTICLE 3 APPLIES

1. Asbestos.
2. Chromium ore (chromite or chrome iron ore) and concentrates thereof; ferro-chromium and ferro-silico-chromium.
3. Iron ore and concentrates thereof and roasted iron pyrites and roasted cupreous iron pyrites.
4. Pig iron, cast iron and spiegeleisen, in pigs, blocks, lumps and similar forms.
5. Copper ore, concentrates, slag, ash and residues; copper matte, cement copper, unwrought copper (refined or not); copper waste, scrap, powder and flakes; alloys (except copper phosphide (phosphor copper) containing more than 8 per cent. by weight of phosphorus) of copper with other materials in any proportion, not usefully malleable and commonly used as a raw material in the manufacture of other alloys or as deoxidants, de-sulphurising agents or for similar uses in the metallurgy of non-ferrous metals; wrought copper, including wrought copper alloys in which copper predominates by weight over each of the other metals, and other articles of copper, including articles of such copper alloys.
6. Sugar, that is to say, sugar cane, sugar and sugar syrups (whether or not flavoured or coloured), molasses and caramel.
7. Tobacco, whether unmanufactured or manufactured, and including tobacco refuse and tobacco extracts and essences.
8. Meat and meat offals, including dead poultry and poultry offals, suitable for human consumption; preparations thereof, including extracts and juices; unrendered pig and poultry fat.
9. Raw hides and skins, whether fresh, salted, dried, pickled or limed, excluding furskins but including sheepskins in the wool; leather, imitation patent leather and composition leather with a basis of leather or leather fibre.

Articles 5 and 6.

SCHEDULE 3

GOODS TO WHICH ARTICLES 5 AND 6 APPLY

PART I

Specified Goods

1. Arms.
2. Ammunition.
3. Aircraft.
4. Motor vehicles.
5. Equipment or materials for the manufacture, assembly or maintenance in Southern Rhodesia of arms, ammunition, aircraft or motor vehicles.
6. Petroleum.

(a) 1889 c. 63.

PART II

Interpretation

1. In this Schedule —

- (a) the expression "equipment or materials" includes plant and machinery;
- (b) references to equipment or materials for the manufacture, assembly or maintenance of arms, ammunition, aircraft or motor vehicles include references to —
 - (i) parts and components of, and accessories for, arms, ammunition, aircraft or motor vehicles; and
 - (ii) completely knocked-down packs and unassembled arms, ammunition, aircraft or motor vehicles, for use in the manufacture, assembly or maintenance of arms, ammunition, aircraft or motor vehicles;
- (c) the expression "petroleum" means mineral oil and natural gas and hydrocarbons derived wholly or mainly therefrom or from coal, bituminous shale or other mineral but excludes pharmaceutical, insecticide and pesticide products.

2. For the purposes of the operation of this Schedule in relation to Article 5 of this Order, equipment or materials shall be regarded as being for the manufacture, assembly or maintenance of arms, ammunition, aircraft or motor vehicles if (and shall not be so regarded unless) the person exporting them or seeking to export them intends, or has reasonable cause to believe that another person intends, that they should be used for that purpose.

3. For the purposes of the operation of this Schedule in relation to Article 6 of this Order, equipment and materials shall be regarded as being for the manufacture, assembly or maintenance of arms, ammunition, aircraft or motor vehicles if (and shall not be so regarded unless) the person performing or seeking to perform any act in relation to them that is specified in any of the sub-paragraphs of paragraph (1) of that Article (being an act which is prohibited by that sub-paragraph in relation to goods to which that Article applies) intends, or has reasonable cause to believe that another person intends, that they should be used for that purpose.

Article 10.

SCHEDULE 4

EVIDENCE AND INFORMATION

1. (1) Without prejudice to any other provision of this Order, or any provision of any other law, the Governor (or any person authorised by him for that purpose either generally or in a particular case) may request any person in or resident in the Territory to furnish to the Governor (or to that authorised person) any information in his possession or control, or to produce to the Governor (or to that authorised person) any document in his possession or control, which the Governor (or that authorised person) may require for the purpose of securing compliance with or detecting evasion of this Order; and any person to whom such a request is made shall comply with it within such time and in such manner as may be specified in the request.

(2) Nothing in the foregoing sub-paragraph shall be taken to require any person who has acted as counsel or solicitor for any person to disclose any privileged communication made to him in that capacity.

(3) Where a person is convicted before a superior court for failing to furnish information or produce a document when requested so to do under this paragraph, the court may make an order requiring him, within such period as may be specified in the order, to furnish the information or produce the document.

(4) The power conferred by this paragraph to request any person to produce documents shall include power to take copies of or extracts from any document so produced and to request that person, or, where that person is a body corporate, any other person who is a present or past officer of, or is employed by, the body corporate, to provide an explanation of any of them.

2. (1) If any judge, magistrate or justice of the peace is satisfied by information on oath given by a person authorised by the Governor to act for the purposes of this paragraph either generally or in a particular case —

- (a) that there is reasonable ground for suspecting that an offence against this Order has been or is being committed and that evidence of the commission of the offence is to be found on any premises specified in the information, or in any vehicle, vessel or aircraft so specified; or
- (b) that any documents which ought to have been produced under paragraph 1 of this Schedule and have not been produced are to be found on any such premises or in any such vehicle, vessel or aircraft,

he may grant a search warrant authorising any police officer, together with any other persons named in the warrant and any other police officers, to enter the premises specified in the information, or, as the case may be, any premises upon which the vehicle, vessel or aircraft so specified may be, at any time within one month from the date of the warrant and to search the premises, or, as the case may be, the vehicle, vessel or aircraft.

(2) A person authorised by any such warrant as aforesaid to search any premises or any vehicle, vessel or aircraft may search every person who is found in, or whom he has reasonable ground to believe to have recently left or to be about to enter, those premises or that vehicle, vessel or aircraft and may seize any document or article found on the premises or in the vehicle, vessel or aircraft or on such person which he has reasonable ground to believe to be evidence of the commission of any offence against this Order or any document which he has reasonable ground to believe ought to have been produced under paragraph 1 of this Schedule or to take in relation to any such article or document any other steps which may appear necessary for preserving it and preventing interference with it:

Provided that no female shall, in pursuance of any warrant issued under this paragraph, be searched except by a female.

(3) Where, by virtue of this paragraph, a person is empowered to enter any premises, vehicle, vessel or aircraft he may use such force as is reasonably necessary for that purpose.

(4) Any documents or articles of which possession is taken under this paragraph may be retained for a period of three months or, if within that period there are commenced any proceedings for an offence against this Order to which they are relevant, until the conclusion of those proceedings.

3. A person authorised by the Governor to exercise any power for the purposes of this Schedule shall, if requested to do so, produce evidence of his authority before exercising that power.

4. No information furnished or document produced (including any copy or extract made of any document produced) by any person in pursuance of a request made under this Schedule and no document seized under paragraph 2(2) of this Schedule shall be disclosed except —

(a) with the consent of the person by whom the information was furnished or the document was produced or the person from whom the document was seized:

Provided that a person who has obtained information or is in possession of a document only in his capacity as servant or agent of another person may not give consent for the purposes of this sub-paragraph but such consent may instead be given by any person who is entitled to that information or to the possession of that document in his own right; or

(b) to any person who would have been empowered under this Schedule to request that it be furnished or produced or to any person holding or acting in any office under or in the service of the Crown in respect of the Government of the United Kingdom or under or in the service of the Government of any territory to which this Order extends; or

(c) with a view to the institution of, or otherwise for the purposes of, any proceedings for an offence against this Order (whether in the Territory or any other territory to which this Order extends) or for an offence against any provision of law with respect to matters similar to those regulated by this Order that is for the time being in force in the United Kingdom.

5. Any person who —

(a) without reasonable excuse, refuses or fails within the time and in the manner specified (or, if no time has been specified, within a reasonable time) to comply with any request made under this Schedule by any person who is empowered to make it; or

(b) wilfully furnishes false information or a false explanation or otherwise wilfully obstructs any person in the exercise of his powers under this Schedule; or

(c) with intent to evade the provisions of this Schedule, destroys, mutilates, defaces, secretes, or removes any document,

shall be guilty of an offence against this Order.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order, made under the United Nations Act 1946, applies to each of the territories specified in Schedule 1. It prohibits the importation into the territory of certain goods exported from Southern Rhodesia and the exportation from the territory of certain goods intended for Southern Rhodesia. It also prohibits certain activities and dealings relating to the exportation from Southern Rhodesia of the former goods and the supply to Southern Rhodesia of the latter goods, including carriage of these goods in British ships or aircraft. The Order also imposes restrictions with respect to undertakings in Southern Rhodesia for the manufacture or assembly of aircraft or motor vehicles. It also makes provision for the investigation of ships and aircraft that are suspected of contravening this Order. It confers certain powers relating to the obtaining of evidence and information for the purposes of the Order.

Ref. 2063.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 159

ARBITRATION

The Arbitration (International Investments Disputes) Act 1966 (Application to Colonies etc.) Order 1967

Made - - - - - 10th February 1967

Coming into Operation 20th February 1967

At the Court at Buckingham Palace, the 10th day of February 1967

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers conferred upon Her by section 6 of the Arbitration (International Investment Disputes) Act 1966 (a) (hereinafter referred to as "the Act") and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Arbitration (International Investment Disputes) Act 1966 (Application to Colonies etc.) Order 1967, and shall come into operation on 20th February 1967.

Citation and commencement.

2. Subject to the adaptations and modifications specified in Schedule 2 to this Order, the provisions of the Act, except sections 5, 6, 7 and 8 thereof, shall extend to the territories (including any dependencies thereof) specified in Schedule 1 to this Order.

Application of Act to certain territories.

3. (1) For the purposes of the application of the provisions of the Act to any territory specified in Schedule 1 to this Order, in Schedule 2 to this Order —

Interpretation.

"the Territory" means that territory;

"the Supreme Court" means the court (by whatever name styled) having unlimited original jurisdiction in that territory in civil matters;

"the Governor" means the Governor or other officer for the time being administering the government of that territory.

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

Section 2.

SCHEDULE 1

TERRITORIES TO WHICH THE ACT EXTENDS

Antigua	Hong Kong
Bahamas	Mauritius
Bermuda	Montserrat
British Honduras	St. Christopher, Nevis and Anguilla
British Solomon Islands Protectorate	St. Helena
Cayman Islands	St. Lucia
Dominica	St. Vincent
Falkland Islands	Seychelles
Fiji	Swaziland
Gibraltar	Turks and Caicos Islands
Gilbert and Ellice Islands Colony	Virgin Islands.
Grenada	

(a) 1966 c. 41.

(b) 1889 c. 63.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 877

COPYRIGHT

**The Copyright (International Conventions)
(Amendment) Order, 1967**

Made - - - - - *8th June 1967*
Laid before Parliament *14th June 1967*
Coming into Operation *15th June 1967*

At the Court at Buckingham Palace the 8th day of June 1967

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. The Copyright (International Conventions) Order 1964(b) (hereinafter referred to as "the principal Order"), as amended (c), shall be further amended by adding references to Argentina and Mexico in Part I of Schedule 1 (which names the countries of the Berne Copyright Union).

2. The provisions of this Order shall extend to the countries named in the Schedule hereto (being the countries to which Part I of the principal Order has been extended).

3. (1) The Interpretation Act 1889(d) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order may be cited as the Copyright (International Conventions) (Amendment) Order 1967 and shall come into operation on 15th June 1967.

W. G. Agnew.

SCHEDULE

Countries to which the Order extends —

Bahama Islands	Isle of Man
Bermuda	Mauritius
British Honduras	Montserrat
Cayman Islands	Seychelles
Falkland Islands and its Dependencies	St. Helena and its Dependencies
Fiji	St. Lucia
Gibraltar	Virgin Islands
Grenada	

(a) 1956 c. 74. (b) S.I. 1964/690 (1964 II, p. 1319).
(c) The amendments do not relate expressly to the subject matter of this Order
(d) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order further amends the Copyright (International Conventions) Order 1964.

It takes account of the fact that Argentina and Mexico have acceded to the Berne Copyright Convention.

Article 2 of the Order extends its provisions to the dependent countries of the Commonwealth where the Copyright Act 1956 is law.

Ref. 1873/II.

Section 2.

SCHEDULE 2

**ADAPTATIONS AND MODIFICATIONS TO BE MADE IN THE APPLICATION
OF THE ACT TO A TERRITORY**

1. In sections 1 (2) and 2 (1), for the references to the High Court there shall be substituted references to the Supreme Court of the Territory.

2. In section 1 (3), for the words "the United Kingdom" there shall be substituted the words "the Territory".

3. In sections 1 (6) and 2 (2), for the references to section 99 of the Supreme Court of Judicature (Consolidation) Act 1925 (a) there shall be substituted references to the corresponding enactment forming part of the law of the Territory enabling rules of court to be made with respect to the practice and procedure of the Supreme Court of the Territory in civil proceedings.

4. For section 3 there shall be substituted the following section —

3. (1) The Governor may by order —

(a) make provision, in relation to such proceedings pursuant to the Convention as are specified in the order, for the attendance of witnesses, the hearing of evidence and the production of documents;

(b) direct that the Foreign Tribunals Evidence Act 1856 (b) (which relates to the taking of evidence for the purpose of proceedings before a foreign tribunal) shall apply to such proceedings pursuant to the Convention as are specified in the order, with or without any modifications or exceptions specified in the order.

(2) Except as provided by any order made under subsection (1) (a) of this section, no enactment relating to arbitration which forms part of the law of the Territory shall apply to proceedings pursuant to the Convention, but this subsection shall not be taken as affecting any provision of such an enactment relating to staying court proceedings where there is submission to arbitration.

(3) An order made under this section may be varied or revoked by a subsequent order so made.

(a) 1925 c. 49.

(b) 1856 c. 113.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order extends the provisions of the Arbitration (International Investment Disputes) Act 1966, with certain exceptions, adaptations and modifications, to the territories specified in Schedule I to the Order.

Ref. 2036.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 1151

COPYRIGHT

The Copyright (International Conventions) (Amendment No. 2) Order, 1967

<i>Made</i> - - - - -	28th July 1967
<i>Laid before Parliament</i>	3rd August 1967
<i>Coming into Operation</i>	4th August 1967

At the Court at Buckingham Palace, the 28th day of July 1967

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (*a*) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. The Copyright (International Conventions) Order 1964(*b*) (hereinafter referred to as "the principal Order"), as amended (*c*), shall be further amended by adding a reference to Uruguay in Part I of Schedule 1 (which names the countries of the Berne Copyright Union).

2. The provisions of this Order shall extend to the countries named in the Schedule hereto (being the countries to which Part I of the principal Order has been extended).

3. (1) The Interpretation Act 1889(*d*) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

(2) This Order may be cited as the Copyright (International Conventions) (Amendment No. 2) Order 1967 and shall come into operation on 4th August 1967.

W. G. Agnew.

SCHEDULE

Countries to which the Order extends —

Bahama Islands	Isle of Man
Bermuda	Mauritius
British Honduras	Montserrat
Cayman Islands	Seychelles
Falkland Islands and its Dependencies	St. Helena and its Dependencies
Fiji	St. Lucia
Gibraltar	St. Vincent
Grenada	Virgin Islands

(*a*) 1956 c. 74.

(*b*) S.I. 1964/690 (1964 II, p. 1319).

(*c*) The amendments do not relate expressly to the subject matter of this Order.

(*d*) 1889 c. 63.

EXPLANATORY NOTE

(*This Note is not part of the Order*)

This Order further amends the Copyright (International Conventions) Order 1964.

It takes account of the fact that Uruguay has acceded to the Berne Copyright Convention.

Article 2 of the Order extends its provisions to the dependent countries of the Commonwealth where the Copyright Act 1956 is law.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 1256 (C.23)

FUGITIVE CRIMINAL

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

Made - - - - 16th August 1967

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

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

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

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

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

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

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

Whitehall.
16th August 1967.

(a) 1967 c. 68.

EXPLANATORY NOTE

(This Note is not part of the Order).

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

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

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

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 1302

FUGITIVE CRIMINAL

The Fugitive Offenders (Designated Commonwealth Countries) Order 1967

Made - - - - - 31st August 1967

Laid before Parliament 31st August 1967

Coming into Operation 1st September 1967

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

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 2 (1) of the Fugitive Offenders Act 1967 (a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. The countries specified in the Schedule hereto are hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

2. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) Order 1967 and shall come into operation on 1st September 1967.

W. G. Agnew.

SCHEDULE

Australia	Malawi
Barbados	Malaysia
Botswana	Malta
Canada	New Zealand
Ceylon	Nigeria
The Republic of Cyprus	Pakistan
The Gambia	Sierra Leone
Ghana	Singapore
Guyana	Tanzania
India	Trinidad and Tobago
Jamaica	Uganda
Kenya	Zambia
Lesotho	

(a) 1967 c. 68.

EXPLANATORY NOTE

(This Note is not part of the Order).

This Order designates certain Commonwealth countries for the purposes of the Fugitive Offenders Act 1967 which, in providing for the return of offenders from the United Kingdom to other parts of the Commonwealth, distinguishes between designated Commonwealth countries and United Kingdom dependencies. For example, the offences for which a person may be returned under the Act are, in the case of return to a dependency, those punishable by a superior court with twelve months' imprisonment but, in the case of return to a designated country, those described in Schedule 1 (section 3).

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1967 No. 1303

FUGITIVE CRIMINAL

The Fugitive Offenders (Extension) Order 1967

Made - - - - 31st August 1967
Laid before Parliament 1st September 1967
Coming into Operation 2nd September 1967

At the Court at Balmoral, the 31st day of August 1967
Present,
The Queen's Most Excellent Majesty in Council

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

1. (1) This Order may be cited as the Fugitive Offenders (Extension) Order 1967. Citation, commencement and application.

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

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

2. (1) In this Order — Interpretation.

“Act” means the Fugitive Offenders Act 1967;

“country” includes any territory;

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

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

“Schedule 2” means Schedule 2 to this Order;

“United Kingdom dependency” means —

- (a) any colony (not being a colony for whose external relations a country other than the United Kingdom is responsible);
- (b) any associated state within the meaning of the West Indies Act 1967 (b); and
- (c) any country outside Her Majesty's dominions (being a country in which Her Majesty has jurisdiction, or over which She extends protection, in right of Her Government in the United Kingdom) to which Her Majesty has by Order in Council, whether before or after the

(a) 1967 c. 68. (b) 1967 c. 4.

commencement of this Order, applied section 2 (2) of the Act,
not being in any case a country which is or forms part of a designated Commonwealth country.

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

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

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

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

W. G. Agnew.

Section 3.

SCHEDULE 1

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

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

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

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

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

(a) 1948 c. 56.

(b) 1889 c. 63.

SCHEDULE 2

Section 3.

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

EXPLANATORY NOTE

(This Note is not part of the Order).

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

Ref. 1464.

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

Restriction upon proceedings for other offences.



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, Etc.
1968

PART I

ORDINANCES

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Assented to in Her Majesty's name this 17th day of June 1968.

C. HASKARD,
Governor.

LS



No. 1

1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To provide for the service of the year 1968-69. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1968-69) Ordinance 1968. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1968 to 30th June 1969, a sum not exceeding Five hundred and seventy-one thousand five hundred and forty-six pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1968-69.

Appropriation of £571,546
for the service of the
year 1968-69.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	11,559
II.	Agriculture	4,643
III.	Audit	2,534
IV.	Aviation	18,963
V.	Customs and Harbour	18,062
VI.	Education	61,778
VII.	Medical	47,568
VIII.	Meteorological	1,760
IX.	Military	4,180
X.	Miscellaneous	9,417
XI.	Pensions and Gratuities	11,404
XII.	Police and Prisons	6,344
XIII.	Posts and Telecommunications	65,883
XIV.	Power and Electrical	25,265
XV.	Public Works	23,503
XVI.	Public Works Recurrent	45,605
XVII.	Public Works Special	6,350
XVIII.	Secretariat, Treasury and Central Store	35,129
XIX.	Shipping Subsidy and Overseas Passages	51,000
XX.	Social Welfare	14,800
XXI.	Supreme Court	2,755
	Total Ordinary Expenditure	468,502
	Development	103,044
	Total Expenditure	£ 571,546

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Acting Clerk of the Legislative Council.

Ref. 0284/XXI.

Assented to in Her Majesty's name this 17th day of June 1968.

C. HASKARD,
Governor.

LS

No. 2



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance To amend the Family Allowances Ordinance, 1960. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Family Allowances (Amendment) Ordinance, 1968 and shall come into operation on the 1st day of July 1968. Short title and commencement.

2. Section 3 of the Family Allowances Ordinance, 1960 is amended in subsection (2) by the deletion of the word "child" and the substitution therefor of the following — Amendment of section 3. 9 of 1960.
"of the two elder children and one pound a month in respect of each other child".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Acting Clerk of the Legislative Council.

Ref. 0323/B.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 3



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To amend the Marriage (Amendment)
Ordinance, 1967. Title.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Marriage (Amendment) Ordinance, 1968, and shall be read as one with the Marriage Ordinance and the Marriage (Amendment) Ordinance, 1967.

Short title.

Cap. 43.

No. 5 of 1967.

2. Section 5 of the Marriage (Amendment) Ordinance, 1967, shall have effect as if for the brackets and figure "(1)" there were substituted the brackets and figure "(3)".

Amendment of section 5.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1311.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 4



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Road Traffic Title.
Ordinance.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1968, and shall come into operation on the 1st day of January 1969. Short title and commencement.

2. Section 4 of the Road Traffic Ordinance (hereinafter referred to as the principal Ordinance) is amended — Amendment of section 4. Cap. 60.

(a) by the deletion of subsection (1) and the substitution therefor of the following —

“(1) There shall be charged, levied and paid in respect of every motor vehicle or trailer (except those mentioned in subsection (3)) used on a road, duty at the following rates —

	£	s.	d.
Motor vehicle	2	0.	0.
Trailer	10.	0.”	

(b) by the deletion of subsection (3) and the substitution therefor of the following —

“(3) No duty shall be payable under this section in respect of motor vehicles or trailers owned by the Government or the Stanley Town Council or in respect of motor vehicles or trailers permanently based in the Camp”.

3. The Schedule to the principal Ordinance is repealed. Repeal of Schedule.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1983/II.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS



No. 5

1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Pensions (Increase) Title.
Ordinance, 1959.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Pensions (Increase) (Amendment) Ordinance, 1968, and shall be read as one with the Pensions (Increase) Ordinance, 1959, hereinafter referred to as the principal Ordinance. Short title.
No. 12 of 1959.

2. The principal Ordinance is amended by the insertion immediately after section 7B of the following new section 7C — Insertion of new section 7C.

7C. Subject to the provisions of this Ordinance where an officer has retired —

- (1) (a) from the service of the Falkland Islands before the 2nd July 1961, or
(b) from the service of a Scheduled Government before the effective date of the fourth general revision of salaries by that Government after the 31st December 1944,

his pension may, in respect of any period beginning on or after the 1st January 1966, be increased by an amount equal to sixteen per cent of the adjusted rate of that pension;

(2) (a) from the service of the Falkland Islands after the 1st July 1961, and before the 2nd July 1963; or

(b) from the service of a Scheduled Government on or after the effective date of the fourth and before the effective date of the fifth general revision of salaries by that Government after the 31st December 1944,

his pension may, in respect of any period beginning on or after the 1st January 1966, be increased by an amount equal to six per cent of the adjusted rate of that pension:

(3) (a) from the service of the Falkland Islands after the 1st July 1963, and before the 2nd January 1966, or

(b) from the service of a Scheduled Government on or after the effective date of the fifth and before the effective date of the sixth general revision of salaries by that Government after the 31st December 1944,

his pension may, in respect of any period beginning on or after the 1st January 1966, be increased by an amount equal to two per cent of the adjusted rate of that pension:

Provided that the Governor may direct that in the application of paragraphs (1) (b), (2) (b) and (3) (b) of this section the effective dates of any other general revision of salaries by the Scheduled Government as he may determine to be appropriate shall be substituted for the effective dates of the fourth, fifth and sixth such revisions."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 66/42/III.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS



No. 6

1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance Further to amend the Licensing Ordinance.

Title.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Licensing (Amendment) Ordinance, 1968.

Short title.

2. Section 3 of the Licensing Ordinance (hereinafter referred to as the principal Ordinance) is amended, in subsection (1), by the deletion of the word and figures "Packet ... 5 0 0" and the substitution therefor of the following —

Amendment of section 3.
Cap. 38.

"Packet ... 10 0 0".

3. Section 29 of the principal Ordinance is amended —

Amendment of section 29.

(a) in paragraph (c) by the deletion of the comma and the substitution therefor of the following —

“; or”; and

(b) by the insertion after paragraph (c) of the following new paragraph —

“(d) be found under the influence of intoxicating liquor,”

Insertion of new section
82A.

4. Part VI of the principal Ordinance is amended by the insertion immediately before section 83 of the following new section —

"Persons
found
drunk.

82A. (1) Every person who shall be found drunk and incapable in any public place shall be guilty of an offence and shall be liable on conviction to a penalty not exceeding £1 or to imprisonment for a term not exceeding seven days, and on any subsequent conviction shall be liable to a penalty not exceeding £5 or to imprisonment for a term not exceeding one month.

Drunk and
disorderly.

(2) Every person, who while drunk —

(a) is guilty in any public place of disorderly or indecent behaviour; or

(b) is in possession of any firearm,

shall be guilty of an offence and shall be liable on conviction to a penalty not exceeding £5 or to imprisonment for a term not exceeding one month and on any subsequent conviction shall be liable to a penalty of £20 or to imprisonment for a term not exceeding three months.

(3) Any person who is reasonably believed to be committing any offence under this section or under section 29 of this Ordinance may be arrested without warrant.

(4) In this section "public place" includes any highway, road and any other premises or place to which at the material time the public have or are permitted to have access, whether on payment or otherwise."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,

Clerk of the Legislative Council.

Ref. 1092.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 7



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.

Governor.

An Ordinance

To amend the Lotteries Ordinance. Title.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Lotteries (Amendment) Ordinance, 1968. Short title.

2. The Lotteries Ordinance, is amended by the addition, after section 8 of the following new sections —

Addition of new sections
8A., 8B., and 8C.
Cap. 41.

"Exemption of
small
lotteries
incidental to
certain enter-
tainments.

8A. (1) Where a lottery is promoted as an incident of an entertainment to which this section applies, that lottery shall not be unlawful but the conditions set out in subsection (2) of this section shall be observed in connection with its promotion and conduct and, if any of those conditions is contravened, every person concerned in the promotion or conduct of the lottery shall be guilty of an offence unless he proves that the contravention occurred without his consent or connivance and that he exercised all due diligence to prevent it.

(2) The conditions referred to in the foregoing subsection are that —

- (a) the whole proceeds of the entertainment (including the proceeds of the lottery) after deducting —
 - (i) the expenses of the entertainment, excluding expenses incurred in connection with the lottery; and
 - (ii) the expenses incurred in printing tickets in the lottery; and
 - (iii) such sum, if any, as the promoters of the lottery think fit to appropriate on account of any expense incurred by them in purchasing prizes in the lottery,

shall be devoted to purposes other than private gain;

- (b) none of the prizes in the lottery shall be money prizes; and
- (c) the facilities afforded for participating in lotteries shall not be the only, or the only substantial, inducement to persons to attend the entertainment.

(3) The entertainments to which this section applies are bazaars, sales of work, fetes, dinners, dances, sporting or athletic events and other entertainments of a similar character, whether limited to one day or extending over two or more days.

(4) Any person guilty of an offence under this section shall be liable on summary conviction to a fine not exceeding £50 and in the case of a second or any subsequent offence to a fine not exceeding £100 or imprisonment for a term not exceeding three months or to both such fine and imprisonment.

Exemption of private lotteries.

8B. (1) In this section, the expression "private lottery" means a lottery in the Colony which is promoted for, and in which the sale of tickets or chances by the promoters is confined to, either —

- (a) members of one society established and conducted for purposes not connected with gaming, betting or lotteries; or
- (b) persons all of whom work on the same premises; or
- (c) persons all of whom reside on the same premises,

and which is promoted by persons each of whom is a person to whom under the foregoing provisions of this subsection tickets or chances may be sold by the promoters and, in the case of a lottery promoted for the members of a society, is a person authorised by the governing body of the society to promote the lottery; and for the purposes of this section, the expression "society" includes a club, institution, organisation or other association of persons by whatever name called, and each local or affiliated branch or section of a society shall be regarded as a separate and distinct society.

(2) A private lottery shall not be unlawful, but the following conditions shall be observed in connection

with its promotion and conduct, that is to say —

- (a) the whole proceeds, after deducting only expenses incurred for printing and stationery, shall be devoted to the provision of prizes for purchasers of tickets or chances, or, in the case of a lottery promoted for the members of a society, shall be devoted either —
 - (i) to the provision of prizes as aforesaid; or
 - (ii) to purposes which are purposes of the society; or
 - (iii) as to part to the provision of prizes as aforesaid and as to the remainder to such purposes as aforesaid.
- (b) there shall not be exhibited, published or distributed any written notice or advertisement of the lottery other than —
 - (i) a notice thereof exhibited on the premises of the society for whose members it is promoted or, as the case may be, on the premises on which the persons for whom it is promoted work or reside; and
 - (ii) such announcement or advertisement thereof as is contained in the tickets if any.
- (c) no tickets in the lottery shall be sent through the post.

(3) If any of the conditions set out in subsection (2) of this section is contravened, each of the promoters of the lottery, and, where the person by whom the condition is broken is not one of the promoters, that person also, shall be guilty of an offence:

Provided that it shall be a defence for a person charged only by reason of his being a promoter of the lottery to prove that the contravention occurred without his consent or connivance and that he exercised all due diligence to prevent it.

"Housie-housie", "tombola" or "bingo".

8C. (1) Notwithstanding anything contained in this Ordinance, the Treasurer may issue to any person or class of persons a licence to conduct the playing of the game commonly known as "housie-housie", "tombola" or "bingo".

(2) Where a licence has been issued under the provisions of subsection (1) of this section the playing of such game in accordance with the terms of such licence shall not be deemed to be an unlawful lottery.

(3) The Treasurer may, under this section, refuse to issue a licence at his discretion.

(4) It shall be a condition of the grant of the licence that the promoters shall on the day succeeding the playing of the game produce to the Treasurer a true balance sheet showing that all moneys received have been paid for necessary expenses and prize money in connection with the game and such evidence as he may require in verification thereof and shall thereupon pay the Treasurer 10 per centum of the gross takings.

- (i) the amount so paid shall be paid into the General Revenue of the Colony;
- (ii) the provisions of this section shall not apply to games operated in aid of any charitable

purpose approved by the Governor:

Provided that in all games the prize moneys shall not be less than 80 per centum of the gross takings.

(5) Any person to whom a licence is refused by the Treasurer, under this section, may appeal to the Governor in Council within thirty days of such refusal. The Governor in Council may confirm such refusal or order the Treasurer to issue a licence to the applicant."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0329/A.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 8

1968



Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Pensions Ordinance, 1965.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Pensions (Amendment) Ordinance, 1968.

Short title.

2. Section 6 of the Pensions Ordinance, 1965, is amended by the deletion, in paragraph (a) of subsection (1), of sub-paragraph (i) and the substitution therefor of the following —

Amendment of section 6.
6 of 1965.

"(i) on attaining the age of sixty-five years, or, with the approval of the Governor in Council, on or after attaining the age of fifty-five years, or in special cases, with the approval of the Secretary of State, on or after attaining the age of fifty years;"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0829/IV.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 9



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Post Office Title.
Ordinance.

(7th November 1968) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Post Office (Amendment) Ordinance, 1968, and shall be read as one with the Post Office Ordinance, hereinafter referred to as the principal Ordinance.

Short title.
Cap. 52.
2. Section 6 of the principal Ordinance is amended by the deletion of the comma and words “ , and the same shall be entered upon the Custom House manifest whenever practicable”.

Amendment of section 6.
3. Section 8 of the principal Ordinance is repealed and replaced by the following —

Repeal and replacement of section 8.
- “Payment for carrying mails.

8. The Postmaster shall, on demand, pay to the master, owner or agent of any vessel, not being Government or under contract with the Government, ten shillings for every mail bag, containing mail, safely carried and delivered.”.
4. Section 11 of the principal Ordinance is amended by the deletion of the commas and words “ , with or without hard labour,”.

Amendment of section 11.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2415.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 10

1968



Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Immigration Title.
Ordinance, 1965.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Immigration (Amendment) Ordinance, 1968.

Short title.

2. Section 11 of the Immigration Ordinance, 1965, is amended, by the insertion, after subsection (4), of the following new subsections —

Amendment of section 11.
10 of 1965.

“(5) The Immigration Officer may require any person seeking a new Employment Permit, under subsection (4) of this section, to deposit such sum as the Immigration Officer may specify or to furnish security for such amount as the Immigration Officer may deem sufficient.

(6) An appeal shall lie from a decision of the Immigration Officer under subsection (5) of this section to the Governor in Council whose decision shall be final.”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0837/II.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS



No. 11

1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To amend the employment of Women,
Young Persons and Children Ordinance,
1967. Title.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Employment of Women, Young Persons and Children (Amendment) Ordinance, 1968.

Short title.

2. Section 2 of the Employment of Women, Young Persons and Children Ordinance, 1967 (hereinafter referred to as the principal Ordinance) is amended, in the definition "child" by the deletion of the word "fourteen" and the substitution therefor of the word "fifteen".

Amendment of section 2.
1 of 1967.

3. Section 3 of the principal Ordinance is amended —

Amendment of section 3.

(a) by the deletion of subsections (1) and (2) and the substitution therefor of the following —

"(1) No child shall be employed in any industrial undertaking or in any ship:

Provided that this subsection shall not apply to a child who was legally so employed on the 7th day of December, 1967."; and

(b) by renumbering subsections 3 to 7 as subsections 2 to 6 respectively.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2381.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 12



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the British Nationality
Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the British Nationality (Amendment) Ordinance, 1968, and shall be deemed to have had effect as from the 1st day of April, 1968. Short title and commencement.

2. The Schedule to the British Nationality Ordinance is amended by the deletion of the figures "1 10 0, 1 10 0, 6 0 0, 12 10 0, 1 10 0, 1 10 0, 1 10 0, 12 10 0, 25 0 0, 12 10 0, 1 10 0, and 1 10 0" and the substitution therefor respectively of the following — Amendment of Schedule. (Cap. 6.)

"2 0 0
2 0 0
7 10 0
15 0 0
2 0 0
2 0 0
2 0 0
15 0 0
30 0 0
15 0 0
2 0 0
2 0 0".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1022/II.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 13



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
To amend the Employment of Children
Ordinance, 1966.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Employment of Children (Amendment) Ordinance, 1968.

Short title.

2. The Employment of Children Ordinance, 1966 (hereinafter referred to as the principal Ordinance) is amended by the addition, after section 1, of the following new section —

Addition of new section 1A.
1 of 1966.

"Interpre-
tation.

1A. In this Ordinance, unless the context otherwise requires —

"child" means a person under the age of fifteen years."

3. Section 2 of the principal Ordinance is amended in sub-section (1) —

Amendment of section 2.

(a) by the deletion of paragraph (a) and the substitution therefor of the following —

"(a) until he has attained the age two years below that which is for the time being the upper limit of the compulsory school age by virtue of the Education Ordinance, 1967; or";

14 of 1967.

(b) by the deletion of paragraphs (d) and (e) and the substitution therefor of the following —

- “(d) for more than two hours on any day on which he is required to attend school; or
- (e) for more than two hours on any Sunday; or
- (f) to lift, carry or move anything so heavy as to be likely to cause injury to him.”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2381.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS



No. 14

1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To give effect in the Colony to the
change of the designation of the Falkland
Islands Dependencies Survey.

Title.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Falkland Islands
Dependencies Survey (Change of Designation) Ordinance, 1968, and
shall be deemed to have come into operation on the 3rd day of
March, 1962.

Short title and commence-
ment.

2. From and after the commencement of this Ordinance
where any reference to the Falkland Islands Dependencies Survey
occurs in any ordinance, order, rule, regulations, or in any notice,
contract, conveyance, or other instrument having effect under the law
of the Colony, the same shall be construed as a reference to the
British Antarctic Survey, and such ordinance, order, rule, regulations,
notice, contract, conveyance, or other instrument, as the case may be,
shall be amended accordingly.

Change of designation.

This printed impression has been carefully compared by me
with the Bill which has passed the Legislative Council, and is found
by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1984/IV.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 15



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Old Age Pensions
Ordinance. Title.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance, 1968.

Short title.

2. Section 2 of the Old Age Pensions Ordinance, 1952 (hereinafter referred to as the principal Ordinance) is amended by the insertion, after the definition "self-employed person", of the following new definition —

Amendment of section 2.
3 of 1952.

" "temporary absence" means absence from the Colony for any purpose other than the purpose of residing permanently outside the Colony; "

3. Section 6 of the principal Ordinance is amended by the insertion, after subsection (3), of the following new subsections —

Amendment of section 6.

"(4) Every contributor who is in receipt of remuneration from an employer in the Colony, shall, during any period of temporary absence from the Colony, be deemed to be an employed person.

(5) Every contributor who is not in receipt of remuneration from an employer in the Colony, shall, during any period of temporary absence from the Colony, be deemed to be a self-employed person."

Amendment of section 9.

4. Section 9 of the principal Ordinance is amended by the deletion of the words "years at the least" and the substitution therefor of the words "consecutive years immediately".

Amendment of section 11.

5. Section 11 of the principal Ordinance is amended —

- (a) by the insertion after the words "prescribed manner" of the commas and words " , within six months from the date of his departure from the Colony,";
- (b) by the deletion of the full stop and the substitution therefor of a colon; and
- (c) by the insertion of the following proviso —
"Provided that where sufficient cause is shown to the Board, it may extend the period of six months."

Amendment of section 14.

6. Section 14 of the principal Ordinance is amended, in subsection (1), by the insertion after the words "employed person" of the commas and words " , in the Colony,".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0323/A/VII.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS



No. 16

1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance Further to amend the Customs Ordinance.

(7th November 1968)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Customs (Amendment) Ordinance, 1968.

Short title.

2. Section 79 of the Customs Ordinance is amended by the deletion of the words "the sum of ten shillings for every day or part of a day during which such officer shall be employed" and the substitution therefor of the words "such fees as may be prescribed in any regulations made under this Ordinance".

Amendment of section 79.
(Cap. 16.)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0465/C.

Assented to in Her Majesty's name this 7th day of November 1968.

C. HASKARD,
Governor.

LS

No. 17



1968

Colony of the Falkland Islands.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

Further to amend the Income Tax Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. (1) This Ordinance may be cited as the Income Tax (Amendment) Ordinance 1968. Short title and commencement.

(2) The provisions of this Ordinance shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January 1969, and for all subsequent years of assessment.

2. Section 5 of the Income Tax Ordinance (hereinafter referred to as the principal Ordinance) is amended — Amendment of section 5. Cap 32.

(a) by the deletion of paragraph (c) and the substitution therefor of the following —

“(c) the annual value of land and improvements thereon including housing used rent free or for which a token rent is paid by the occupier for enjoyment or in connection with his employment and not for the purpose of gain or profit. Such annual value shall be prescribed by rules made by the Governor in Council;”

(b) in the proviso, by the deletion of the full stop and the substitution therefor of a colon; and

(c) by the insertion of the following new proviso —

“Provided also that all rules made under this section shall be confirmed by the Legislative Council at the meeting following the publication of the rules.”.

Amendment of section 8.

3. Section 8 of the principal Ordinance is amended by the deletion of paragraph (d) and the substitution therefor of the following —

“(d) the income of any ecclesiastical, charitable or educational institute or trust of a public character, but not including any income derived by such institution or trust from a trade or business carried on by it unless the profits are applied solely to the purposes of such institution or trust and either —

(i) the trade or business is exercised in the course of the actual carrying out of a primary purpose of the institution or trust; or

(ii) the work in connection with the trade or business is mainly carried on by the beneficiaries of the institute or trust.”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,

Clerk of the Legislative Council.

Ref. 0747/K/II.

Assented to in Her Majesty's name this 29th day of July 1968.

C. HASKARD,
Governor.



No. 1

1968

Falkland Islands Dependencies.

IN THE SEVENTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

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

Title.

(1st July 1967)

Date of commencement.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (Dependencies) (1967-68) Ordinance, 1968.

Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Dependencies and applied to the service of the period ending the thirtieth day of June, 1968, a sum not exceeding Fifty-two thousand five hundred and thirty-one pounds which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1967, to the thirtieth day of June, 1968.

Appropriation of £52,531 for service of the year ending 30th June, 1968.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

SCHEDULE

Head of Service				Amount
A.	Personal Emoluments	...	...	15,934
B.	Other Charges	...	...	36,597
Total Expenditure				£ 52,531

Promulgated by the Governor on the 29th day of July, 1968.

W. H. THOMPSON,
Colonial Secretary.

Ref. D/6/59/H.

Assented to in Her Majesty's name this 29th day of July 1968.

C. HASKARD,
Governor.

LS



No. 2

1968

Falkland Islands Dependencies.

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

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

(1st July 1968)

Date of commencement.

ENACTED for the Dependencies of the Colony of the
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Appropriation (Dependencies) (1968-69) Ordinance, 1968.

Short title.

2. The Governor may cause to be issued out of the Public
Revenue and other funds of the Dependencies and applied to the
service of the period ending the thirtieth day of June, 1969, a sum not
exceeding Forty-nine thousand and seventy-eight pounds, which sum
is granted and shall be appropriated for the purposes and to defray
the charges of the several services expressed and particularly men-
tioned in the Schedule hereto which will come in course of payment
during the period from the first day of July, 1968, to the thirtieth
day of June, 1969.

Appropriation of
£49,078 for service of
the year ending
30th June, 1969.

Schedule.

SCHEDULE

Head of Service	Amount
A. Personal Emoluments	14,463
B. Other Charges	34,615
Total Expenditure	£ 49,078

Promulgated by the Governor on the 29th day of July, 1968.

W. H. THOMPSON,
Colonial Secretary.

Ref. D/6/59/I.

Assented to in Her Majesty's name this 24th day of January 1969.

C. HASKARD,
Governor.

LS



No. 3

1968

Falkland Islands Dependencies

IN THE SEVENTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To apply certain Laws of the Colony
to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Enacting clause.
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

1. This Ordinance may be cited as the Application of Colony Short title.
Laws Ordinance 1968.

2. The Ordinances of the Colony specified in the first and Application of Colony
second columns of the Schedule to this Ordinance are applied to the Ordinances.
Dependencies, and shall be deemed to be in force in the Depend-
encies with effect from the date set out opposite their short titles in
the third column of the Schedule to this Ordinance.

SCHEDULE

No.	Short title	Effective date
3 of 1968	The Marriage (Amendment) Ordinance 1968	7th November 1968
5 of 1968	The Pensions (Increase) (Amendment) Ordinance 1968	7th November 1968
6 of 1968	The Licensing (Amendment) Ordinance 1968	7th November 1968
8 of 1968	The Pensions (Amendment) Ordinance 1968	7th November 1968
9 of 1968	The Post Office (Amendment) Ordinance 1968	7th November 1968
10 of 1968	The Immigration (Amendment) Ordinance 1968	7th November 1968
11 of 1968	The Employment of Women, Young Persons and Children (Amendment) Ordinance 1968	7th November 1968
12 of 1968	The British Nationality (Amendment) Ordinance 1968	1st April 1968
14 of 1968	The Falkland Islands Dependencies Survey (Change of Designation) Ordinance 1968	3rd March 1962
16 of 1968	The Customs (Amendment) Ordinance 1968	7th November 1968
17 of 1968	The Income Tax (Amendment) Ordinance 1968	1st January 1969

Enacted by the Governor on the 30th day of December 1968.

W. H. THOMPSON,
Colonial Secretary.

Ref. 0188/II.



PART II

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FALKLAND ISLANDS.

The Income Tax Ordinance (Cap. 32)

ORDER

(under section 49 of the Ordinance)

No. 1 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 49 of the Income Tax Ordinance, the Governor in Council has made the following Order —

1. This Order may be cited as the Double Taxation Relief (Taxes on Income) (United Kingdom) (Amendment) Order, 1968.

2. The Arrangement made in 1949 between His Majesty's Government and the Government of the Falkland Islands for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income (hereinafter referred to as "the existing Arrangement") is amended —

(a) by the deletion of paragraph 13 (1) (a) and the substitution therefor of the following —

"13. (1) Subject to the provisions of the law of the United Kingdom regarding the allowance as a credit against United Kingdom tax of tax payable in a territory outside the United Kingdom (which shall not affect the general principle hereof) —

(a) Colonial tax payable under the laws of the Colony, and in accordance with this Arrangement whether directly or by deduction, on profits or income from sources within the Colony shall be allowed as a credit against any United Kingdom tax computed by reference to the same profits or income by reference to which the Colonial tax is computed:

Provided that in the case of a dividend the credit shall only take into account such tax in respect thereof as is additional to any tax payable by the company on the profits out of which the dividend is paid and is ultimately borne by the recipient without reference to any tax so payable;" and

(b) by the deletion of paragraph 13 (2) (a) and the substitution therefor of the following —

"(2) Subject to the provisions of the law of the Colony regarding the allowance as a credit against Colonial tax of tax payable in a territory outside the Colony (which shall not affect the general principle hereof) —

(a) United Kingdom tax payable under the laws of the United Kingdom and in accordance with this Arrangement, whether directly or by deduction, on profits or income from sources within the United Kingdom shall be allowed as a credit against any Colonial tax computed by reference to the same profits or income by reference to which the United Kingdom tax is computed:

Provided that in the case of a dividend the credit shall only take into account such tax in respect thereof as is additional to any tax payable by the company on the profits out of which the dividend is paid and is ultimately borne by the recipient without reference to any tax so payable;"

Commencement.

3. This Arrangement shall enter into force when the last of all such things shall have been done in the United Kingdom and the Colony as are necessary to give the Arrangement the force of law in the United Kingdom and the Colony respectively, and the new paragraphs 13 (1) (a) and 13 (2) (a) of the existing Arrangement shall —

- (a) have effect in the United Kingdom:
 - (i) as respects income tax including surtax for any year of assessment beginning on or after the 6th day of April, 1968; and
 - (ii) as respects corporation tax for any financial year beginning on or after the 1st day of April, 1968.
- (b) be deemed to have had effect, in the Colony, as from the 1st day of January, 1968, and shall apply to all assessments in respect of the year of assessment commencing on that day and subsequent years of assessment.

Made by the Governor in Council this 21st day of February, 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0527/IV.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(under section 22 of the Act)

No. 2 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 22 of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor has made the following Order —

1967 c. 68.
S.I. 113 of 1968.

1. This Order may be cited as the Fugitive Offenders Act 1967 (Commencement) Order 1968.

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

- (a) on the 31st May 1968, for the purposes of any provision thereof conferring power on the Governor to make an Order, and
- (b) on 15th June 1968, for the purposes of any other provision thereof.

3. Nothing in Article 2 of this Order shall apply in relation to Southern Rhodesia.

By Command,

W. H. THOMPSON,
Colonial Secretary.

30th May 1968.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Article 2 of this Order provides that, subject to Article 3, the Fugitive Offenders Act 1967 shall come into force on 31st May 1968 for the purpose of enabling Orders to be made under the Act and for all other purposes on 15th June 1968.

Article 3 provides that Article 2 shall not apply in relation to Southern Rhodesia.

Ref. 1464.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(under section 2(1) of the Act)

No. 3 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 2(1) of the Fugitive Offenders Act 1967, and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, has made the following Order —

1967 c. 68.
S.I. 113 of 1968.

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) Order 1968 and shall come into operation on 15th June 1968.

2. The countries specified in the Schedule hereto are hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

By Command,

W. H. THOMPSON,
Colonial Secretary.

1st June 1968.

SCHEDULE

Australia	Malawi
Barbados	Malaysia
Botswana	Malta
Canada	Mauritius
Ceylon	New Zealand
The Republic of Cyprus	Nigeria
The Gambia	Pakistan
Ghana	Sierra Leone
Guyana	Singapore
India	Tanzania
Jamaica	Trinidad and Tobago
Kenya	Uganda
Lesotho	Zambia

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order designates certain Commonwealth countries for the purposes of the Fugitive Offenders Act 1967 which provides for the return of offenders from the Colony to other parts of the Commonwealth.

Ref. 1464.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(under section 13(2) of the Act)

No. 4 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 13(2) of the Fugitive Offenders Act 1967, and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor has made the following Order —

1967 c. 68.
S.I. 113 of 1968.

1. This Order may be cited as the Fugitive Offenders (Forms) Order 1968 and shall come into operation on 15th June 1968.

2. The forms contained in the Schedule to this Order or forms to the like effect shall be used for the purposes for which they are applicable.

By Command,

W. H. THOMPSON,
Colonial Secretary.

1st June 1968.

Ref. 1464.

SCHEDULE

Forms

1.

Authority to proceed

(Fugitive Offenders Act 1967, s. 5.)

To a Magistrate.

A request having been made to the Governor by or on behalf of
for the return to that country of A.B. who is accused
(or alleged to be unlawfully at large after conviction) of the offence(s)
of :

The Governor hereby orders that a Magistrate proceed with the case in accordance with the provisions of the Fugitive Offenders Act 1967.

Dated the day of , 19 .

(Governor.
Colonial Secretary.)

2.

Warrant of arrest

(Fugitive Offenders Act 1967, s. 6(1)(a).)

To each and all of the constables of the Falkland Islands Police Force.

I having received from the Governor an order to proceed with the case of A.B. (hereinafter called the defendant) who is accused (or who is alleged to be unlawfully at large after conviction) of the offence(s) of
against the law of :

And there being evidence that the offence(s) is/are (a) relevant offence(s) as defined in section 3 of the Fugitive Offenders Act 1967:

And there being in my opinion such evidence as would justify the issue of a warrant for the arrest of a person accused of committing (a) corresponding offence(s) (or alleged to be unlawfully at large after conviction of an offence) in the Colony:

You are hereby commanded to arrest the defendant forthwith and to bring him/her before a magistrate sitting at the court of summary jurisdiction, Stanley.

Dated the day of , 19 .

X.Y.,
Magistrate.

3.

Provisional warrant of arrest

(Fugitive Offenders Act 1967, s. 6(1)(b).)

To each and all of the constables of the Falkland Islands Police Force.

There being evidence that A.B. (hereinafter called the defendant) is accused (or is alleged to be unlawfully at large after conviction) of the offence(s) of _____ against the law of _____, and that the offence(s) is/are (a) relevant offence(s) as defined in section 3 of the Fugitive Offenders Act 1967:

And there being in my opinion such evidence as would justify the issue of a warrant for the arrest of a person accused of committing (a) corresponding offence(s) (or alleged to be unlawfully at large after conviction of an offence) in the Colony:

And there being information that the defendant is or is believed to be in or on his/her way to the Colony:

You are hereby commanded to arrest the defendant and to bring him/her before a magistrate sitting at the court of summary jurisdiction, Stanley.

Dated the _____ day of _____, 19 ____
X.Y.,
Magistrate.

4.

Warrant of commitment

(Fugitive Offenders Act 1967, s. 7(5).)

To each and all of the constables of the Falkland Islands Police Force and to the Officer in Charge of Stanley Prison.

A. B. (hereinafter called the defendant) having been brought this day before me, a magistrate sitting at _____, pursuant to a warrant for his/her arrest issued under section 6 of the Fugitive Offenders Act 1967:

And an authority to proceed having been issued by the Governor under section 5 of that Act in respect of the defendant:

And I being satisfied that the following offence(s) (of which the defendant is accused in _____), namely _____, being (an) offence(s) to which the authority to proceed relates, is/are (a) relevant offence(s) as defined in section 3 of that Act, namely, *(here describe the appropriate relevant offence(s) as set out in Schedule 1 of the Fugitive Offenders Act 1967)* (and that the evidence given before me would be sufficient to warrant the defendant's trial for that/those offence(s) if it/they had been committed in the Colony) (or that the defendant has been convicted of the offence(s) and appears to be unlawfully at large):

You the said constables, are hereby commanded to convey the defendant to the said prison and there deliver him/her to the Officer in Charge thereof, together with this warrant; and you, the Officer in Charge of the said prison, to receive him/her into your custody and keep him/her until he/she is delivered in accordance with a warrant issued by the Governor under section 9 of that Act or he/she is otherwise delivered in due course of law.

Dated the _____ day of _____, 19 ____
X.Y.,
Magistrate.

5.

Warrant for return to requesting country

(Fugitive Offenders Act 1967, s. 9(1).)

To the Officer in Charge of Stanley Prison and to each and all of the constables of the Falkland Islands Police Force.

Whereas a request has been made to the Governor by or on behalf of _____ for the return to that country of A. B. (hereinafter called the prisoner) who is accused (or alleged to be unlawfully at large after conviction) of the offence(s) of _____:

And whereas a magistrate, being satisfied that the evidence given before him would be sufficient to warrant the prisoner's trial for that/those offence(s) (or the offence(s) of _____) if it/they had

been committed in the Colony (or that the prisoner had been convicted of that/those offence(s) (or the offence(s) of _____) and appeared to be unlawfully at large), committed the prisoner to Stanley Prison on the day of _____, 19 ____, to await his/her return to _____:

And whereas the prisoner has not been discharged from custody by order of the Supreme Court:

Now, therefore, the Governor hereby orders that the prisoner be returned to _____ in respect of the offence(s) for which he/she was committed to custody by a magistrate.

Dated the _____ day of _____, 19 ____

(Governor.
Colonial Secretary.)

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order prescribes certain forms to be used for the purposes of the Fugitive Offenders Act 1967.

FALKLAND ISLANDS.

The Pensions Ordinance No. 6 of 1965

ORDER

(under section 2 of the Ordinance)

No. 5 of 1968.

C. HASKARD,
Governor.

In exercise of the powers vested in him by section 2 of the Pensions Ordinance, 1965, the Governor in Council has been pleased to order as follows—

1. This Order may be cited as the Pensions (Pensionable Offices) Order 1968.

No. 6 of 1965.
Short title.

2. The following offices are hereby declared to be pensionable offices in the public service of the Colony—

Pensionable Offices.

COLONY

METEOROLOGICAL	...	METEOROLOGICAL FORECASTER
PUBLIC WORKS	...	FUEL OFFICER

Made by the Governor in Council on the 19th day of July 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 1171.

FALKLAND ISLANDS.

The Income Tax Ordinance (Cap. 32)

ORDER

(under section 49 of the Ordinance)

No. 6 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 49 of the Income Tax Ordinance, the Governor in Council has made the following Order — Cap. 32.

1. This Order may be cited as the Double Taxation Relief (United Kingdom) (Amendment) Order, 1968. Citation.

2. It is hereby declared —

Arrangement.

- (a) that the arrangements specified in the Arrangement set out in the Schedule to this Order have been made with Her Majesty's Government in the United Kingdom with a view to affording relief from double taxation in relation to income tax or corporation tax and taxes of a similar character imposed by the laws of the United Kingdom varying the arrangements set out in the Schedule to the Income Tax (Double Taxation Relief) Order, 1949; and (1 of 1949)

- (b) that it is expedient that those arrangements should have effect.

3. The Income Tax (Double Taxation Relief) (Amendment) Order, 1967, is revoked. Revocation. (3 of 1967)

Made by the Governor in Council this 19th day of July 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

SCHEDULE

ARRANGEMENT BETWEEN THE GOVERNMENT OF THE FALKLAND ISLANDS AND HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM TO AMEND THE EXISTING ARRANGEMENT FOR THE AVOIDANCE OF DOUBLE TAXATION AND THE PREVENTION OF FISCAL EVASION WITH RESPECT TO TAXES ON INCOME.

1. The Arrangement made in 1949 between His Majesty's Government and the Government of the Falkland Islands for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income (hereinafter referred to as "the existing Arrangement") shall be amended —

- (a) by the addition at the end of paragraph 6 of the following new sub-paragraph —

"(3) If the recipient of a dividend is a company which owns 10 per cent. or more of the class of shares in respect of which the dividend is paid then sub-paragraph (1) shall not apply to the dividend to the extent that it can have been paid only out of profits which the company paying the dividend earned or other income which it received in a period ending twelve months or more before the relevant date. For the purposes of this sub-paragraph the term "relevant date" means the date on which the beneficial owner of the dividend became the owner of 10 per cent. or more of the class of shares in question.

Provided that this sub-paragraph shall not apply if the beneficial owner of the dividend shows that the shares were acquired for *bona fide* commercial reasons and not primarily for the purpose of securing the benefit of this paragraph."; and

- (b) by the substitution for sub-paragraphs (1) and (2) of paragraph 13 of the following two new sub-paragraphs —

"(1) Subject to the provisions of the law of the United Kingdom regarding the allowance as a credit against United Kingdom tax of tax payable in a territory outside the United Kingdom (which shall not affect the general principle hereof) —

- (a) Colonial tax payable under the laws of the Colony and in accordance with this Arrangement, whether directly or by deduction, on profits or income from sources

within the Colony shall be allowed as a credit against any United Kingdom tax computed by reference to the same profits or income by reference to which the Colonial tax is computed.

Provided that in the case of a dividend the credit shall only take into account such tax in respect thereof as is additional to any tax payable by the company on the profits out of which the dividend is paid and is ultimately borne by the recipient without reference to any tax so payable.

- (b) Where a company which is a resident of the Colony pays a dividend to a company resident in the United Kingdom which controls directly or indirectly at least 10 per cent. of the voting power in the first-mentioned company, the credit shall take into account (in addition to any Colonial tax for which credit may be allowed under (a) of this sub-paragraph) the Colonial tax payable by that first-mentioned company in respect of the profits out of which such dividend is paid.

- (2) Subject to the provisions of the law of the Colony regarding the allowance as a credit against Colonial tax of tax payable in a territory outside the Colony (which shall not affect the general principle hereof) —

- (a) United Kingdom tax payable under the laws of the United Kingdom and in accordance with this Arrangement, whether directly or by deduction, on profits or income from sources within the United Kingdom shall be allowed as a credit against any Colonial tax computed by reference to the same profits or income by reference to which the United Kingdom tax is computed.

Provided that in the case of a dividend the credit shall only take into account such tax in respect thereof as is additional to any tax payable by the company on the profits out of which the dividend is paid and is ultimately borne by the recipient without reference to any tax so payable.

- (b) Where a company which is a resident of the United Kingdom pays a dividend to a company resident in the Colony which controls directly or indirectly at least 10 per cent. of the voting power in the first-mentioned company, the credit shall take into account (in addition to any United Kingdom tax for which credit may be allowed under (a) of this sub-paragraph) the United Kingdom tax payable by that first-mentioned company in respect of the profits out of which such dividend is paid."

2. This Arrangement shall enter into force when the last of all such things shall have been done in the United Kingdom and the Colony as are necessary to give the Arrangement the force of law in the United Kingdom and the Colony respectively, and the new sub-paragraph (3) of paragraph 6 of the existing Arrangement shall have effect immediately and the new sub-paragraphs (1) and (2) of paragraph 13 thereof shall have effect —

- (a) in the United Kingdom —
(i) as respects income tax (including surtax), for any year of assessment beginning on or after 6 April 1968; and
(ii) as respects corporation tax, for any financial year beginning on or after 1 April 1968;
(b) in the Colony —
as respects Colonial tax, for any year of assessment beginning on or after 1 January 1968.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Arrangement makes two amendments to the Arrangement between the United Kingdom and the Falkland Islands which is scheduled to the Double Taxation Relief (Taxes on Income) (Falkland Islands) Order 1949.

First it provides that the exemption of dividends from any tax chargeable in addition to the tax on the paying company's profits is not to be allowed in certain cases where the shareholder is a company having a substantial holding in the paying company. The restriction does not apply to dividends on shares acquiring for *bona fide* commercial reasons.

Secondly, it amends paragraph 13 of the 1949 Arrangement in its application to dividends by providing that credit for tax on the profits out of which dividends are paid, whether the tax is deducted from the dividends or not, is to be given only where the recipient is a company which holds not less than 10 per cent. of the voting power in the paying company. So far as United Kingdom income tax is concerned this provision takes effect from the year of assessment 1968/69.

Ref. 0527/IV.

FALKLAND ISLANDS.

CIVIL AVIATION ORDER

No. 7 of 1968,

C. HASKARD,
Governor.

In exercise of the powers conferred by paragraph 4 (4) of Schedule 1 to the Carriage by Air (Overseas Territories) Order 1967 and paragraph 4 (4) of Part I of Schedule 1 to the Carriage by Air Acts (Application of Provisions) (Overseas Territories) Order 1967 the Governor has made the following Order:

S.I. 809 of 1967.

S.I. 810 of 1967.

1. This Order may be cited as the Carriage by Air (Sterling Equivalents) Order 1968 and shall be deemed to have come into operation on 1st September 1968.

2. The amounts shown in column 2 of the following Table are hereby specified as amounts to be taken for the purposes of Article 22 of the First Annex to Schedule 1 to the Carriage by Air (Overseas Territories) Order 1967 and of that Article as applied by the Carriage by Air Acts (Application of Provisions) (Overseas Territories) Order 1967 as equivalent to the sums respectively expressed in francs on the same line in column 1 of that Table:

TABLE

Amount of francs	Sterling equivalent		
	£	s.	d.
250	6	18	2½
5,000	138	4	0
125,000	3,454	19	0
250,000	6,909	18	0
875,000	24,184	12	11

24th October 1968.

By Command

W. H. THOMPSON,
Colonial Secretary.

Ref. 2411.

FALKLAND ISLANDS.

Harbour Ordinance (Cap. 30)

ORDER

(under section 2 of the Ordinance)

No. 8 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 2 of the Harbour Ordinance, the Governor in Council has made the following Order — Cap. 30.

1. This Order may be cited as the Harbour (Fox Bay) Order 1968, and shall come into operation on the 1st day of October 1968. Citation and commencement.

2. The port of Fox Bay is declared a harbour. Declaration of harbour.

Made by the Governor in Council this 25th day of September 1968.

R. BROWNING,

Acting Clerk of the Executive Council.

Ref. 1084.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(under section 2 (1) of the Act)

No. 9 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 2 (1) of the Fugitive Offenders Act 1967, and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor, with the approval of the Secretary of State, has made the following Order —

1967 c. 68.
S.I. 113 of 1968.

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) (No. 2) Order 1968.

2. Swaziland is hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

24th October 1968.

By Command

W. H. THOMPSON,
Colonial Secretary.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order designates Swaziland for the purposes of the Fugitive Offenders Act 1967, which provides for the return of offenders from the Colony to other parts of the Commonwealth.

Ref. 1464.

FALKLAND ISLANDS.

Post Office Ordinance (Cap. 52)

ORDER

(under section 4(d) of the Ordinance)

C. HASKARD,
Governor.

No. 10 of 1968.

His Excellency the Governor in exercise of the powers vested in him by section 4(d) of the Post Office Ordinance, is pleased by and with the advice of the Executive Council to order, and it is hereby ordered as follows —

1. This Order may be cited as the Post Office (Invalidation of Stamps) Order 1968. Short title.

2. The following postage stamps shall cease to be valid as from the 1st July 1969.

- (a) Colony 1952 Definitive;
- (b) Colony 1962 50th Anniversary of Establishment of
Radio Communications;
- (c) Colony 1963 Freedom from Hunger;
- (d) Colony 1963 Red Cross Centenary;
- (e) Dependencies 1954 Definitive.

Any stamps of the above-mentioned issues may be exchanged for stamps of the current issue if presented at the Post Office, Stanley on or before the 31st December 1969.

Made by the Governor in Council on the 30th day of December 1968.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 185/37.

FALKLAND ISLANDS.

Wild Animals and Birds Protection Ordinance 1964

(No. 15 of 1964)

ORDER

(under section 4 of the Ordinance)

No. 11 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 4 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council after obtaining the consent of the owners of the area known as Volunteer Point and Inside Volunteer together with Cow Bay to the fence dividing that area from Cape Carysfort Camp, East Falkland, has made the following Order —

1. This Order may be cited as the Wild Animals and Birds Protection (Volunteer and Cow Bay Sanctuary) Order 1968.

2. The camps known as Volunteer Point and Inside Volunteer, together with the Cow Bay area of Carysfort Camp, south of the fence which runs from Black Point west and south-west to Loch Head Pond, to be a wild animal and bird sanctuary.

3. That any person who within the said area at any time wilfully kills, injures, or takes, or attempts to kill, or take any wild animal or bird shall be guilty of an offence against the Wild Animals and Birds Protection Ordinance 1964.

4. That any person who introduces into the said area any carnivorous animal shall be guilty of an offence against the said Ordinance.

5. That any person guilty of an offence under this Order shall be liable to the penalty prescribed in section 4 of the said Ordinance.

6. That the herd of wild cattle in the area shall not be permitted to increase beyond eighty in number.

Made by the Governor in Council this 29th day of November 1968.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1099/III.

FALKLAND ISLANDS.

Wild Animals and Birds Protection Ordinance 1964

(No. 15 of 1964)

ORDER

(under section 4 of the Ordinance)

No. 12 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 4 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council after obtaining the consent of the owners of the area known as Cape Dolphin, East Falkland, has made the following Order —

1. This Order may be cited as the Wild Animals and Birds Protection (Cape Dolphin Sanctuary) Order 1968.

2. The extreme end of Cape Dolphin containing an area of approximately 2,200 acres and enclosed by the mile and a half long fence running in a south westerly direction across Cape Dolphin from a point near the "Blow Hole", to be a wild animal and bird sanctuary.

3. That any person who within the said area at any time wilfully kills, injures, or takes, or attempts to kill, or take any wild animal or bird shall be guilty of an offence against the Wild Animals and Birds Protection Ordinance 1964.

4. That any person who introduces into the said area any carnivorous animal shall be guilty of an offence against the said Ordinance.

5. That any person guilty of an offence under this Order shall be liable to the penalty prescribed in section 4 of the said Ordinance.

Made by the Governor in Council this 30th day of December 1968.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1099/III.

FALKLAND ISLANDS.

LEGISLATIVE COUNCIL ORDERS IN COUNCIL 1948-64.

(Under Section 25)

In accordance with a motion of the Legislative Council on 11th May 1966 Standing Rules and Orders are amended as follows —

By the insertion of the undermentioned new Order 40A.

"Standing Committees.

40A. (1) There may be constituted such standing committees for such purposes as may be provided by these Standing Rules and Orders or as the Council may by motion during any session appoint and such standing committee shall continue in being and may continue to sit until dissolved by the Council or until the end of the session. At the first meeting of any session the Council may reconstitute such standing committee to hold office during the period of each such session.

(2) The membership and quorum shall be fixed by the motion constituting such committee.

(3) The Governor may, from time to time, in case of the death or unavoidable absence of a member, appoint another member of the Council to take the place of such member on the standing committee."

Approved,

C. HASKARD,
Governor.

3rd May 1968.

FALKLAND ISLANDS.

PROCLAMATION

No. 1 of 1968.

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

W. H. THOMPSON — *By His Excellency WILLOUGHBY HARRY THOMPSON, Esquire, Member of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.*



WHEREAS by the seventh clause of the Letters Patent passed under the Great Seal of the United Kingdom, dated the 13th December, 1948, constituting the office of Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, it is provided that "whenever the Office of Governor is vacant, or the Governor is absent from the Colony or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as We may appoint under Our Sign Manual and Signet, or if there is no such person in the Colony so appointed and capable of discharging the duties of the administration, the Senior Member of the Executive Council then in the Colony and so capable, shall, during Our pleasure, administer the Government of the Colony".

AND WHEREAS HIS EXCELLENCY SIR COSMO HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, has this day left the Colony for the purpose of visiting the United Kingdom.

AND WHEREAS no person has been appointed under the Royal Sign Manual and Signet to administer the Government of this Colony in the absence of the Governor;

NOW, THEREFORE, I, WILLOUGHBY HARRY THOMPSON, Colonial Secretary of the Falkland Islands, the Senior Member of the Executive Council aforesaid, do hereby proclaim and make known that, in pursuance of the said clause of the said Royal Letters Patent and having taken the oaths prescribed by law, have this day assumed the Administration of the Government of this Colony and its Dependencies.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 24th day of January, in the Year of Our Lord One thousand Nine hundred and Sixty-eight.

By Command of the Acting Governor,

H. L. BOUND,

Assistant Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 2 of 1968.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Monday the 20th day of May 1968, at 9.45 a. m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 30th day of April, in the Year of our Lord One thousand Nine hundred and Sixty-eight.

By His Excellency's Command,

W. H. THOMPSON,
Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 3 of 1968.

Made under section 42 of the Live Stock Ordinance (Cap. 40)

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

C. HASKARD,



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.

WHEREAS it is provided by section 42 of the Live Stock Ordinance that the Governor in Council may by Proclamation prohibit the importation or introduction into the Colony or into any particular part thereof any sheep, cattle, horses or other animals, or of any hay, straw, fodder or other article, either generally or from any place that may be named in such proclamation, for such period as he may deem necessary for the purpose of preventing the introduction of any infectious or contagious disorder among the sheep, cattle, horses or other animals in the Colony:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, with the advice of the Executive Council, do hereby PROCLAIM that the importation of uncooked meat and unboned cured meat of any description except under permit signed by the Colonial Secretary is prohibited.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 3rd day of September, in the Year of Our Lord One thousand Nine hundred and Sixty-eight.

By His Excellency's Command,

W. H. THOMPSON,

Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 4 of 1968.

Made under section 35 of the Customs Ordinance (Cap. 16)

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.*

WHEREAS it is provided by section 35 of the Customs Ordinance that it shall be lawful for the Governor from time to time by proclamation to prohibit the importation, carriage coastwise or exportation of any goods whatsoever, and any such proclamation may prohibit importation, carriage coastwise or exportation until the revocation thereof, or during such period as may be specified therein, and may either absolutely prohibit importation, carriage coastwise or exportation, or may prohibit importation, carriage coastwise or exportation except on compliance with any conditions which may be specified in the proclamation, or importation from or exportation to any particular place named in the proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, do hereby PROCLAIM that the exportation of scrap metal is prohibited, except unprocessed scrap metal exported under licence of the Collector of Customs.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 3rd day of September, in the year of Our Lord One thousand Nine hundred and Sixty-eight.

By His Excellency's Command,
W. H. THOMPSON,
Colonial Secretary.

Ref. 0466/II.

FALKLAND ISLANDS.

PROCLAMATION

No. 5 of 1968.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, *Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation :

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 16th day of October 1968, at 9.45 a.m at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 26th day of September, in the Year of our Lord One thousand Nine hundred and Sixty-eight.

By His Excellency's Command,
W. H. THOMPSON,
Colonial Secretary.

Ref. 0529/IV.

FALKLAND ISLANDS.

PROCLAMATION

No. 6 of 1968.

Made under section 1 of the Road Traffic (Temporary Amendment)
Ordinance, 1954.

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

C. HASKARD,



By His Excellency SIR COSMO DUGAL PATRICK THOMAS
HASKARD, *Knight Commander of the Most Distinguished
Order of Saint Michael and Saint George, Member of the
Most Excellent Order of the British Empire.*

WHEREAS by section 1 of the Road Traffic (Temporary Amendment) Ordinance, 1954 (No. 5 of 1954) it is provided that the said Ordinance shall continue in force until such date as shall be notified by the Governor by Proclamation and shall then expire:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, do hereby PROCLAIM that the said Ordinance shall expire with effect from the 31st day of December 1968.

GOD SAVE THE QUEEN

GIVEN under my hand and the Public Seal of the Colony at Government House, Stanley, this 31st day of October, in the year of Our Lord One thousand Nine hundred and Sixty-eight.

By His Excellency's Command,

W. H. THOMPSON,
Colonial Secretary.

FALKLAND ISLANDS.

Education Ordinance, 1967.

REGULATIONS

(under section 16 of the Ordinance)

No. 1 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 16 of the Education Ordinance, 1967, the Governor in Council has made the following Regulations —

1. These Regulations may be cited as the Schools (Amendment) Regulations, 1968.

Citation.

2. Regulation 22 of the Schools Regulations, 1967 (hereinafter referred to as the principal regulations) is amended by the deletion of the words "United Kingdom".

Amendment of regulation
22.
6 of 1967.

3. Regulation 23 of the principal regulations is revoked and replaced by the following —

Revocation and replacement of regulation 23.

"Contents of
scholarship.

23. (1) A scholarship award may include free passages, free tuition, free board and lodgings at the school, free board and lodgings during holidays and reasonable fares to and from holiday places between term times, provided that payments in respect of board and lodgings during holidays shall not be payable when the child is staying with a parent. Awards shall not include pocket money.

Initial Outfit
allowance.

(2) Where circumstances warrant an initial outfit allowance, a sum of not more than £100 may be awarded."

4. Regulation 25 of the principal regulations is amended by the deletion of the word "recommendations" and the substitution therefor of the word "awards".

Amendment of regulation
25.

Made by the Governor in Council this 22nd day of February 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 2390.

FALKLAND ISLANDS.

Leave and Passage Regulations.

No. 2 of 1968.

C. HASKARD,
Governor.

1. These Regulations may be cited as the Leave and Passage (Amendment) Regulations, 1968, and shall be deemed to have come into effect on the 1st January 1966. Citation.

2. Regulation 23 of the Leave and Passage Regulations, 1966, is revoked and replaced by the following — Revocation and replacement of Regulation 23.

“Baggage allowance.

23. (1) Where an officer is required by these Regulations to travel by air he shall be permitted to send extra baggage by sea. He shall be allowed in each direction up to 20 cubic feet for himself and 10 cubic feet for each member of his family subject to a limit of 50 cubic feet for the officer and his family.

(2) If an officer who is leaving the Colony on final retirement elects to travel by air, he may be permitted to send by sea, in addition to the allowance permitted by the preceding paragraph, up to 120 cubic feet of baggage for himself or up to 160 cubic feet of baggage if he is married.

(3) If an officer who is leaving the Colony on final retirement elects to travel by sea, he may be permitted to take with him, in addition to his normal sea travel ticket free baggage allowance, up to 160 cubic feet of baggage for himself or up to 240 cubic feet of baggage if he is married.

(4) Sea freight charges only will be met from public funds and the officer should seek reimbursement of expenditure (met in the first instance by himself) by presenting the receipted invoices to the Colonial Treasurer or the Crown Agents.”

Made by the Governor in Council this 16th day of April 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0003/III.

FALKLAND ISLANDS.

The Wild Animals and Birds Protection Ordinance, 1964.

REGULATIONS

(under section 16 of the Ordinance)

No. 3 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 16 of the Wild Animals and Birds Protection Ordinance, 1964, the Governor in Council has made the following Regulations: 15 of 1964.

1. These Regulations may be cited as the Wild Animals and Birds (Export) Regulations, 1968. Citation.

2. (1) No person without an export licence from the Governor shall export any wild animal or bird. Prohibition of export without licence.

(2) The fees payable in respect of the exportation of wild animals and birds shall be as follows —

	£	s.	d.	
Elephant seals	150	0.	0.	each
Fur seals	70	0.	0.	„
All other seals	50	0.	0.	„
King penguins	50	0.	0.	„
All other penguins	15	0.	0.	„
Kelp geese	15	0.	0.	„
All other birds and animals ...	10	0.	0.	„

(3) The grant of any export licence shall be at the discretion of the Governor, and any export licence may be made subject to special conditions.

3. The Wild Animals and Birds (Export) Regulations, 1966, are revoked. Revocation. 2 of 1966.

Made by the Governor in Council this 19th day of July 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0667.

FALKLAND ISLANDS.

Public Health Ordinance (Cap. 54)

REGULATIONS

(under section 55 of the Ordinance)

No. 4 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 55 of the Public Health Ordinance, the Governor in Council has made the following regulations — Cap. 54.

1. These regulations may be cited as the Medical Fees (Amendment) Regulations 1968. Citation.

2. Regulation 3 of the Medical Fees Regulations 1959, is amended by the deletion of paragraph (c) and the substitution thereof of the following — Amendment of regulation 3.
(4 of 1959).

"(c) persons who are employed in the Falkland Islands on a full time basis, in executive, scientific, technical, clerical or other posts, by:

- (i) Ministry of Defence;
- (ii) Board of Trade;
- (iii) United Kingdom Science Research Council;
- (iv) British Antarctic Survey;"

Made by the Governor in Council this 27th day of August 1968.

R. BROWNING,

Acting Clerk of the Executive Council.

Ref. 0823/L.

FALKLAND ISLANDS.

Harbour Ordinance (Cap. 30)
REGULATIONS
(under section 3 of the Ordinance)

No. 5 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 3 of the Harbour Ordinance, the Governor in Council has made the following regulations — Cap. 30.

1. These regulations may be cited as the Harbour (Amendment) Regulations 1968, and shall come into operation on the 1st day of October 1968. Citation and commencement.

2. The Harbour Regulations (hereinafter referred to as the principal regulations) are amended by the addition, after regulation 16, of the following new regulations — Addition of new regulations 16A and 16B. Revised Edition Vol. II., p. 183.

“Harbour charges. Schedule III. 16A. The charges specified in Schedule III shall be paid in respect of the several matters to which they are applicable.

Exemption from Harbour charges. 16B. (1) The Governor in Council may exempt, either wholly or in part, any vessel from the payment of the charges specified in Schedule III.

(2) The Governor in Council may from time to time vary or revoke any exemption made under this regulation.”.

3. The principal regulations are amended by the addition, after Schedule II, of the following new Schedule — Addition of new Schedule III.

“SCHEDULE III	Regulation 16A.
HARBOUR CHARGES	£ s. d.
1. Harbour dues on every vessel arriving in the Colony	5 0 0
2. For pilotage of a vessel inside the waters of the Colony into or out of any Harbour	3 0 0
3. For service of the Government tender; per service	5 0 0”

Made by the Governor in Council this 25th day of September 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 1084.

FALKLAND ISLANDS.

Harbour Ordinance (Cap. 30)

REGULATIONS

(under section 3 of the Ordinance)

No. 6 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 3 of the Harbour Ordinance, the Governor in Council has made the following regulations — Cap. 30.

1. These regulations may be cited as the Harbour (Fox Bay) Regulations 1968, and shall come into operation on the 1st day of October 1968. Citation and commencement.

2. The Harbour Regulations for the time being in force shall apply to Fox Bay Harbour, and shall be construed with any necessary adaptations and modifications. Application of Harbour Regulations.
Revised Edition Vol. II.,
p. 183.

Made by the Governor in Council this 25th day of September 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 1084.

FALKLAND ISLANDS.

Government Wharves Ordinance (Cap. 29)

REGULATIONS

(under section 12 of the Ordinance)

No. 7 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 12 of the Government Wharves Ordinance, the Governor in Council has made the following regulations — Cap 29.

1. These regulations may be cited as the Government Wharves (Amendment) Regulations 1968. Citation.

2. Regulation 2 of the Government Wharves Regulations is revoked and replaced by the following — Revocation and replacement of regulation 2. Revised Edition Vol. 1., p. 249.

“2. Wharfage duty for one day or part thereof —

	£	s.	d.
Vessel of 2 tons but under 10 tons ...		10	0
Vessel of 10 tons but under 20 tons ...		15	0
Vessel of 20 tons but under 50 tons ...	1	0	0
Vessel of 50 tons but under 100 tons ...	1	10	0
Vessel of 100 tons but under 200 tons ...	2	0	0
Vessel of 200 tons and upwards ...	4	0	0.”.

Made by the Governor in Council this 25th day of September 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 1731.

FALKLAND ISLANDS.

Customs Ordinance (Cap. 16)

REGULATIONS

(under section 230 of the Ordinance)

No. 8 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 230 of the Customs Ordinance, the Governor in Council has made the following regulations —

Cap. 16.

1. These regulations may be cited as the Customs (Amendment) Regulations 1968, and shall come into operation on the 1st day of October 1968.

Citation and Commencement.

2. Regulation 3 of the Customs Regulations (hereinafter referred to as the principal regulations) is amended —

Amendment of regulation 3.

(a) by the deletion of paragraph (a) and the substitution therefor of the following —

“(a) On weekdays (not being office holidays) —

(i) between 4.30 p.m. and midnight, ten shillings for every hour or part of an hour;

(ii) between midnight and 7.30 a.m., fifteen shillings for every hour or part of an hour;

Provided that unless the services be continuous with the end or beginning of the hour of routine duty the minimum charge shall be two hours.

On Sundays, Christmas Day, and office holidays, one pound per hour or part thereof.”;

(b) by the deletion of paragraph (c) and the substitution therefor of the following —

“(c) For the single act of entering or clearing or of entering and at the same time clearing a vessel five pounds.”.

3. Regulation 5 of the principal regulations is revoked and replaced by the following —

Revocation and replacement of regulation 5.

“5. The fee payable in respect of the services of every customs officer under the provisions of section 79 of the Ordinance (which relates to officers remaining on board any vessel until all goods are landed) shall be ten shillings per hour or part of an hour.”.

Made by the Governor in Council this 25th day of September 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0465/C.

FALKLAND ISLANDS.

Wireless Telegraphy Ordinance (Cap. 78)
REGULATIONS
(under section 4 of the Ordinance)

No. 9 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 4 of the Wireless Telegraphy Ordinance, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Wireless Telegraphy (Amendment) Regulations 1968 and shall come into operation on the 1st day of January 1969. Citation and commencement.

2. Regulation 10 of the Wireless Telegraphy Regulations (hereinafter referred to as the principal regulations) is amended — Amendment of regulation 10.
Revised Edition Vol. II.,
p. 329.

(a) by renumbering paragraphs (ii), (iii) and (iv) as (iii), (iv) and (v) respectively; and

(b) by the insertion, after paragraph (i) of the following new paragraph —

“(ii) in the form of Schedule 1A for an amateur station;”.

3. Regulation 11 of the principal regulations is amended by the deletion of paragraphs (i) to (iv) inclusive, and the substitution therefor of the following — Amendment of regulation 11.

“(i) two pounds for a land station (transmission and reception by radio telephone or telegraph);

(ii) one pound ten shillings for an amateur station;

(iii) two pounds for a ship station;

(iv) ten shillings for an experimental station (transmission and reception);

(v) one pound for a broadcast receiving station (reception by domestic receiver);

(vi) one pound for a permit under regulation 4.”.

4. The principal regulations are amended by the addition after Schedule 1, of the following new Schedule — Addition of new Schedule 1A.

Form W. T. 1A.

SCHEDULE 1A.
FALKLAND ISLANDS

No.....

The Wireless Telegraphy Ordinance
AMATEUR (SOUND) STATION LICENCE

DATE OF ISSUE
RENEWABLE CALL SIGN
FEE ON ISSUE FEE ON RENEWAL
..... of

(hereinafter called “the Licensee”) is hereby licensed, subject to the conditions herein contained —

(a) to possess, establish and maintain an amateur transmitting and receiving station for radio-communication (hereinafter called “the Station”) at

- (b) to use the Station for the purpose of transmitting to, and receiving from, other amateur stations communication by radio telegraphy/telephony —
- (i) messages in plain language which are remarks about matters of a personal nature in which the Licensee, or the person with whom he is in communication, has been directly concerned.
- (ii) signals (not being in secret code or cypher) which form part of, or relate to, the transmission of such messages.

CONDITIONS

Made by the Governor in Council this 14th day of October 1968.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1125.

FALKLAND ISLANDS.

Travelling and Subsistence Allowance Rules, 1968.

No. 1 of 1968.

The Governor in Council has made the following Rules —

PART I.

Travelling and Subsistence Allowances while on duty within the limits of the Colony, including the Dependencies.

1. Where grades of accommodation are available the officer shall travel according to his entitlement in the Leave and Passage Regulations.

SUBSISTENCE ALLOWANCE

2. The following rates may be authorised in respect of each night necessarily spent away from the officer's usual headquarters —

- (a) Ex-officio members of the Executive and Legislative Councils 35/-.
- (b) Unofficial members of Executive and Legislative Councils attending meetings of these Councils 35/-.
- (c) Officers in Classes A, B & C of the Leave and Passage Regulations 30/-.
- (d) All other officers £1.

3. These allowances shall not be paid to an officer —

- (a) Whose salary is fixed on such a basis as to include an allowance for the cost of travelling on duty;
- (b) in respect of any night —
 - (i) on which the officer is the guest of a resident of the Colony;
 - (ii) when the officer is in receipt of a passage at public expense on board any vessel.

PART II.

Travelling and Subsistence Allowances while on duty in the United Kingdom.

TRAVELLING ALLOWANCE

4. Officers attending conferences or engaged in other official business in the United Kingdom will be afforded travel facilities in the following scale —

First class by rail in the case of Executive Council members.

Second class by rail in the case of other officers.

Payment should normally be made by the officer in the first instance and a claim for refund presented to the Crown Agents.

SUBSISTENCE ALLOWANCE

5. The following rate shall be payable in respect of each night necessarily spent away from the officer's usual place of residence —

- (i) Members of Executive Council £4 0s. 0d.
- (ii) Other Officers £3 9s. 0d.

or

6. Where the officer resides within easy reach of the centre where the conference etc., is held and spends eight or more hours away from his usual place of residence the following daily rates shall be payable —

- (i) Members of Executive Council 12/-.
- (ii) Other Officers 10/9d.

7. The Travelling and Subsistence Allowance Rules, 1967, are revoked.

Made by the Governor in Council on the 21st day of February, 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0751/A.

FALKLAND ISLANDS.

Dogs Ordinance (Cap. 21)

RULES

(under section 13)

No. 2 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 13 of the Dogs Ordinance, the Governor in Council has made the following rules —

Cap. 21.

1. These rules may be cited as the Dogs (Amendment) Rules 1968, and shall come into operation on the 1st day of January 1969.

Citation and commencement.

2. Rule 3 of the Dogs Rules is amended by the deletion of the words "eight shillings" and the substitution therefor of the words "one pound".

Amendment of rule 3.
Revised Edition Vol. II.,
p. 181.

Made by the Governor in Council this 25th day of September 1968.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 160/43.

FALKLAND ISLANDS.

Income Tax Ordinance (Cap. 32)

RULES

(under sections 5(b)(ii) and 5(c) of the Ordinance)

No. 3 of 1968.

C. HASKARD,
Governor.

In exercise of the powers conferred by sections 5 (b) (ii) and 5 (c) of the Income Tax Ordinance, the Governor in Council has made the following Rules — Cap. 32.

1. (1) These Rules may be cited as the Income Tax (Annual Values) Rules 1968. Citation and commencement.

(2) The provisions of these Rules shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January 1969, and for all subsequent years of assessment.

2. For the purposes of prescribing the annual value of any allowance in respect of employment received otherwise than in money, the following shall be deemed to be chargeable income under section 5 (b) (ii) of the Income Tax Ordinance — Allowances.

(a) the estimated value of any light, power or fuel supplied free of charge by an employer;

(b) the value of any board, lodging or board and lodging where it is fully and continuously provided during any period of employment, and where the recipient maintains no other fixed place of abode in the Colony while so employed.

3. The following values are hereby prescribed for the purposes of sections 5 (b) (ii) and 5 (c) of the Income Tax Ordinance— Values.

- (i) Medical officer's house outside Stanley — £80 to £100.
- (ii) Farm manager's house outside Stanley — £80 to £100.
- (iii) Married employee with outside house — ... nil.
- (iv) Married employee with settlement house — £45 to £55.
- (v) Single employee in outside house — nil.
- (vi) Single employee in cookhouse or settlement house
£30 to £40.

(vii) Ship's crewmen — £120 to £130.

(viii) Servants living in — £80 to £100.

(ix) Junior nurses living in — £80 to £100.

(x) Persons in private accommodation — £60 to £70.

(xi) Ships' officers — £150 to £170.

(xii) Staff, other than servants, living in institutional accommodation —

(a) Accommodation, including fuel,
light or power — £80 to £90.

(b) Food per adult person — ... £90 to £100.

(xiii) Persons provided with free fuel in Stanley £36 to £50.

(xiv) Persons provided with free light or power
in Stanley — £12 to £18.

(xv) Persons provided with a house in Stanley:

CATEGORY (A)

A house in which any person can be expected to live —

Furnished £2 10s. 0d. per room per month.

Unfurnished £2 0s. 0d. per room per month.

- CATEGORY (B)
- A house, equal in all respects to those in category (A) but which has permanent disadvantages, such as semi-detached properties with over-thin dividing walls—
- Furnished £2 5s. 0d. per room per month.
- Unfurnished £1 15s. 0d. per room per month.

- CATEGORY (C)
- Other houses lacking privacy and which have to be decorated by the occupant—
- Furnished £1 15s. 0d. per room per month.
- Unfurnished £1 5s. 0d. per room per month.

Exclusion of bathroom, etc.

4. For the purposes of these Rules a room shall not include a garage, outbuilding, porch, bathroom, hall or passage and no house shall be deemed to contain more than seven rooms.

Revocation.
3 of 1962.

5. The Income Tax (Allowances in Kind) Rules 1962, are revoked.

Made by the Governor in Council on the 30th day of December 1968.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0747/K/II.

FALKLAND ISLANDS.

Stanley Town Council Ordinance (Cap. 68)

Petrol Storage (Amendment) By-Laws 1968

In exercise of the powers conferred by section 84 of the Stanley Town Council Ordinance, the Stanley Town Council has made the following by-laws.

1. These by-laws may be cited as the Petrol Storage (Amendment) By-laws, 1968. Citation.

2. By-law 2 of the Petrol Storage By-laws (hereinafter referred to as the principal by-laws) is amended, in the definition "petrol" by the deletion of the figure and words "73 degrees Fahrenheit" and the substitution thereof of the figure and words "23 degrees Centigrade". Amendment of by-law 2.
Revised Ed. Vol. II p. 303.

3. By-law 3 of the principal by-laws is amended by the deletion of the full stop at the end thereof and the substitution thereof of a comma and by the insertion thereafter of the following—
"who shall also supply a suitable loading or unloading bay or ramp so as to ensure safety." Amendment of by-law 3.

4. By-laws 4, 5, 6, 7, 8 and 9 of the principal by-laws are revoked and replaced by the following by-laws— Revocation and replacement of by-laws 4, 5, 6, 7, 8 and 9.

"Prohibition of smoking. 4. No person shall smoke or have a naked light within 30 yards of any place where petrol is being landed or stored, and warning signs shall be placed on the approaches at not less than the same distance and in letters no less than 3 inches high.

Conveyance of petrol. 5. (1) All transport used for the conveyance of petrol shall carry a warning sign and at least one suitable fire appliance.

(2) No person engaged in the conveyance of petrol shall be permitted to smoke, or carry matches or a lighter, while so engaged.

Licence to store. 6. No person shall store petrol without a licence first obtained from the Council. Every such licence shall be in respect of the premises or tank in which the petrol is stored. No petrol shall be stored in other than a licensed warehouse or tank. This by-law shall not apply where the amount of petrol kept does not exceed four imperial gallons.

Licence to sell. 7. No person shall deal in, sell, or transport petrol without a licence first obtained from the Council.

Breach of licence conditions. 8. The Council may impose such licence fees and such licence conditions as it may think fit as a precaution against fire, and any licensee neglecting or failing to comply therewith shall commit an offence and upon conviction therefor the Council may forthwith rescind the licence granted to him.

Pumps. 9. No person shall erect any pump for the storage or supply of petrol until the site thereof has been approved by the Officer in Charge of the Police, Stanley, and the construction and operation thereof have been approved by the Council.

Power to
inspect.

10. The Council may by its officials, servants or agents at all reasonable hours inspect any place or receptacle in which petrol is stored. Any person who shall obstruct, hinder or delay them in so doing shall commit an offence."

Made by the Stanley Town Council this 10th day of July 1968.

N. CAMPBELL,
Chairman.

Confirmed this 23rd day of July 1968.

C. HASKARD,
Governor.

Ref. 0658.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1968 No. 113

FUGITIVE CRIMINAL

The Fugitive Offenders (Falkland Islands and Dependencies) Order 1968

Made - - - - - 26th January 1968

Laid before Parliament 1st February 1968

Coming into Operation 2nd February 1968

At the Court at Sandringham, the 26th day of January 1968

Present,

The Queen's Most Excellent Majesty in Council

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

1. (1) This Order may be cited as the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968.

Citation and commencement.

(2) This Order shall come into operation on 2nd February 1968.

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

Interpretation.

3. Sections 1 to 15, inclusive, 19, 21 and 22 of, and Schedules 1 and 2 to, the Fugitive Offenders Act 1967, modified and adapted as in the Schedule hereto, shall extend to the Falkland Islands and its Dependencies:

Extension of Fugitive Offenders Act 1967 to Falkland Islands and Dependencies.

Provided that nothing in those sections and schedules shall apply in relation to Southern Rhodesia.

4. On the coming into force of section 14 in the Schedule hereto in relation to any country the Fugitive Offenders (Extension) Order 1967 (*c*) shall be revoked in relation to that country in so far as it forms part of the law of the Falkland Islands and its Dependencies.

Revocation.

W. G. Agnew.

SCHEDULE TO THE ORDER

Article 3.

PROVISIONS OF FUGITIVE OFFENDERS ACT 1967 AS EXTENDED TO THE FALKLAND ISLANDS AND DEPENDENCIES

Return of offenders to the United Kingdom, Commonwealth countries, the Republic of Ireland and dependencies

1. Subject to the provisions of this Act, a person found in the Colony who is accused of a relevant offence in any other country being —

Persons liable to be returned

(a) the United Kingdom; or

(a) 1967 c. 68. (b) 1889 c. 63. (c) S.I. 1967/1303 (1967 II. p. 3772).

- (b) a Commonwealth country designated for the purposes of this section under section 2 (1) of this Act, or the Republic of Ireland; or
- (c) a United Kingdom dependency as defined by section 2 (2) of this Act,

or who is alleged to be unlawfully at large after conviction of such an offence in any such country, may be arrested and returned to that country as provided by this Act.

Designated Commonwealth countries and United Kingdom dependencies.

2. (1) The Governor may, with the approval of the Secretary of State, by order designate for the purposes of section 1 of this Act any country for the time being mentioned in section 1 (3) of the British Nationality Act 1948 (a) (countries having separate citizenship), or any other country within the Commonwealth; and any country so designated is in this Act referred to as a designated Commonwealth country.

(2) In this Act the expression "United Kingdom dependency" means —

- (a) any colony (not being a colony for whose external relations a country other than the United Kingdom is responsible);
- (b) any associated state within the meaning of the West Indies Act 1967 (b); and
- (c) any country outside Her Majesty's dominions (being a country in which Her Majesty has jurisdiction, or over which She extends protection, in right of Her Government in the United Kingdom) to which the Governor may, with the approval of the Secretary of State, by order apply this subsection,

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

(3) The Governor may, with the approval of the Secretary of State, by order direct that this Act shall have effect in relation to the return of persons to, or in relation to persons returned from, the United Kingdom, any designated Commonwealth country, the Republic of Ireland or any United Kingdom dependency subject to such exceptions, adaptations or modifications as may be specified in the order.

(4) For the purposes of any order under subsection (1) of this section, any territory for the external relations of which a Commonwealth country is responsible may be treated as part of that country or, if the Government of that country so requests, as a separate country.

Relevant offences

3. (1) For the purposes of this Act an offence of which a person is accused or has been convicted in the United Kingdom or a designated Commonwealth country or the Republic of Ireland or a United Kingdom dependency is a relevant offence if —

- (a) in the case of an offence against the law of a designated Commonwealth country or the Republic of Ireland, it is an offence which, however described in that law, falls within any of the descriptions set out in Schedule 1 to this Act, and is punishable under that law with imprisonment for a term of twelve months or any greater punishment;
- (b) in the case of an offence against the law of the United Kingdom or a United Kingdom dependency, it is punishable under that law, on conviction by or before a superior court, with imprisonment for a term of twelve months or any greater punishment; and

(a) 1948 c. 56.

(b) 1967 c. 4.

- (c) in any case, the act or omission constituting the offence, or the equivalent act or omission, would constitute an offence against the law of the Colony if it took place within the Colony or, in the case of an extra-territorial offence, in corresponding circumstances outside the Colony.

(2) In determining for the purposes of this section whether an offence against the law of a designated Commonwealth country or the Republic of Ireland falls within a description set out in Schedule 1 to this Act, any special intent or state of mind or special circumstances of aggravation which may be necessary to constitute that offence under the law shall be disregarded.

(3) The descriptions set out in Schedule 1 to this Act include in each case offences of attempting or conspiring to commit, of assisting, counselling or procuring the commission of or being accessory before or after the fact to the offences therein described, and of impeding the apprehension or prosecution of persons guilty of those offences.

(4) References in this section to the law of any country (including the Colony) include references to the law of any part of that country.

4. (1) A person shall not be returned under this Act to a designated Commonwealth country or the Republic of Ireland, or committed to or kept in custody for the purposes of such return, if it appears to the Governor, to the court of committal or to the Supreme Court on an application for habeas corpus —

General restrictions on return.

- (a) that the offence of which that person is accused or was convicted is an offence of a political character;
- (b) that the request for his return (though purporting to be made on account of a relevant offence) is in fact made for the purpose of prosecuting or punishing him on account of his race, religion, nationality or political opinions; or
- (c) that he might, if returned, be prejudiced at his trial or punished, detained or restricted in his personal liberty by reason of his race, religion, nationality or political opinions.

(2) A person accused of an offence shall not be returned under this Act to any country, or committed to or kept in custody for the purposes of such return, if it appears as aforesaid that if charged with that offence in the Colony he would be entitled to be discharged under any rule of law relating to previous acquittal or conviction.

(3) A person shall not be returned under this Act to any country, or committed to or kept in custody for the purposes of such return, unless provision is made by the law of that country, or by an arrangement made with that country, for securing that he will not, unless he has first been restored or had an opportunity of returning to the Colony, be dealt with in that country for or in respect of any offence committed before his return under this Act other than —

- (a) the offence in respect of which his return under this Act is requested;
- (b) any lesser offence proved by the facts proved before the court of committal; or
- (c) any other offence being a relevant offence in respect of which the Governor may consent to his being so dealt with.

(4) Any such arrangement as is mentioned in subsection (3) of this section may be an arrangement made for the particular case or an arrangement of a more general nature; and for the purposes of that subsection a certificate issued by or under the authority of the Governor confirming the existence of an arrangement with any country and stating its terms shall be conclusive evidence of the matters contained in the certificate.

(5) The reference in this section to an offence of a political character does not include an offence against the life or person of the Head of the Commonwealth or any related offence described in section 3 (3) of this Act.

Proceedings for return

Authority to proceed.

5. (1) Subject to the provisions of this Act relating to provisional warrants, a person shall not be dealt with thereunder except in pursuance of an order of the Governor (in this Act referred to as an authority to proceed), issued in pursuance of a request made to the Governor by or on behalf of the Government of the United Kingdom, or of the Republic of Ireland, or of the designated Commonwealth country, or by the Governor of the United Kingdom dependency, in which the person to be returned is accused or was convicted.

(2) There shall be furnished with any request made for the purposes of this section on behalf of any country —

- (a) in the case of a person accused of an offence, a warrant for his arrest issued in that country;
- (b) in the case of a person unlawfully at large after conviction of an offence, a certificate of the conviction and sentence in that country, and a statement of the amount if any of that sentence which has been served,

together (in each case) with particulars of the person whose return is requested and of the facts upon which and the law under which he is accused or was convicted, and evidence sufficient to justify the issue of a warrant for his arrest under section 6 of this Act.

(3) On receipt of such a request the Governor may issue an authority to proceed unless it appears to him that an order for the return of the person concerned could not lawfully be made, or would not in fact be made, in accordance with the provisions of this Act.

Arrest for purposes of committal.

6. (1) A warrant for the arrest of a person accused of a relevant offence, or alleged to be unlawfully at large after conviction of such an offence, may be issued —

- (a) on the receipt of an authority to proceed, by a magistrate in any part of the Colony;
- (b) without such an authority, by a magistrate in any part of the Colony, upon information that the said person is or is believed to be in or on his way to the Colony;

and any warrant issued by virtue of paragraph (b) above is in this Act referred to as a provisional warrant.

(2) A warrant of arrest under this section may be issued upon such evidence as would, in the opinion of the magistrate, authorise the issue of a warrant for the arrest of a person accused of committing a corresponding offence or, as the case may be, of a person alleged to be unlawfully at large after conviction of an offence, within the jurisdiction of the magistrate.

(3) Where a provisional warrant is issued under this section, the authority by whom it is issued shall forthwith give notice to the Governor, and transmit to him the information and evidence, or certified copies of the information and evidence, upon which it was issued; and the Governor may in any case, and shall if he decides not to issue an authority to proceed in respect of the person to whom the warrant relates, by order cancel the warrant and, if that person has been arrested thereunder, discharge him from custody.

(4) A warrant of arrest issued under this section may, without being backed, be executed in any part of the Colony and may be so executed by any person to whom it is directed or by any police officer.

(5) Where a warrant is issued under this section for the arrest of a person accused of an offence of stealing or receiving stolen property or any other offence in respect of property, a magistrate or justice of the peace in any part of the Colony shall have the like

power to issue a warrant to search for the property as if the offence had been committed within the jurisdiction of the magistrate or justice.

7. (1) A person arrested in pursuance of a warrant under section 6 of this Act shall (unless previously discharged under subsection (3) of that section) be brought as soon as practicable before a court (in this Act referred to as the court of committal) consisting of a magistrate.

Proceedings for committal.

(2) For the purposes of proceedings under this section a court of committal consisting of a magistrate shall have the like jurisdiction and powers, as nearly as may be, including power to remand in custody or on bail, as a magistrate inquiring into a charge of an indictable offence.

(3) Where the person arrested is in custody by virtue of a provisional warrant and no authority to proceed has been received in respect of him, the court of committal may fix a reasonable period (of which the court shall give notice to the Governor) after which he will be discharged from custody unless such an authority has been received.

(4) Where an authority to proceed has been issued in respect of the person arrested and the court of committal is satisfied, after hearing any evidence tendered in support of the request for the return of that person or on behalf of that person, that the offence to which the authority relates is a relevant offence and is further satisfied —

- (a) where that person is accused of the offence, that the evidence would be sufficient to warrant his trial for that offence if it had been committed within the jurisdiction of the court;
- (b) where that person is alleged to be unlawfully at large after conviction of the offence, that he has been so convicted and appears to be so at large,

the court shall, unless his committal is prohibited by any other provision of this Act, commit him to custody to await his return thereunder; but if the court is not so satisfied or if the committal of that person is so prohibited, the court shall discharge him from custody.

8. (1) Where a person is committed to custody under section 7 of this Act, the court shall inform him in ordinary language of his right to make an application for habeas corpus, and shall forthwith give notice of the committal to the Governor.

Application for habeas corpus, etc.

(2) A person committed to custody under the said section 7 shall not be returned under this Act —

- (a) in any case, until the expiration of the period of fifteen days beginning with the day on which the order for his committal is made;
- (b) if an application for habeas corpus is made in his case, so long as proceedings on that application are pending.

(3) On any such application the Supreme Court may, without prejudice to any other jurisdiction of the court, order the person committed to be discharged from custody if it appears to the court that —

- (a) by reason of the trivial nature of the offence of which he is accused or was convicted; or
- (b) by reason of the passage of time since he is alleged to have committed it or to have become unlawfully at large, as the case may be; or
- (c) because the accusation against him is not made in good faith in the interests of justice,

it would, having regard to all the circumstances, be unjust or oppressive to return him.

(4) On any such application the Supreme Court may receive additional evidence relevant to the exercise of their jurisdiction under section 4 of this Act or under subsection (3) of this section.

(5) For the purposes of this section proceedings on an application for habeas corpus shall be treated as pending until any appeal in those proceedings to the Court of Appeal for the Falkland Islands is disposed of; and an appeal shall be treated as disposed of at the expiration of the time within which the appeal may be brought or, where leave to appeal is required, within which the application for leave may be made, if the appeal is not brought or the application made within that time.

Order for return to requesting country.

9. (1) Where a person is committed to await his return and is not discharged by order of the Supreme Court, the Governor may by warrant order him to be returned to the country by which the request for his return was made unless the return of that person is prohibited, or prohibited for the time being, by section 4 of this Act or this section, or the Governor decides under this section to make no such order in his case.

(2) An order shall not be made under this section in the case of a person who is serving a sentence of imprisonment or detention, or is charged with an offence, in the Colony —

- (a) in the case of a person serving such a sentence, until the sentence has been served;
- (b) in the case of a person charged with an offence, until the charge is disposed of or withdrawn and, if it results in a sentence of imprisonment (not being a suspended sentence), until the sentence has been served.

(3) The Governor shall not make an order under this section in the case of any person if it appears to the Governor, on the grounds mentioned in section 8 (3) of this Act, that it would be unjust or oppressive to return that person, and may decide to make no order under this section in the case of a person accused or convicted of an offence in the United Kingdom or a United Kingdom dependency if he considers, on any such grounds as are mentioned in paragraphs (a) to (c) of section 4 (1) of this Act, that the order ought not to be made.

(4) The Governor may decide to make no order under this section in the case of a person accused or convicted of a relevant offence not punishable with death in the Colony if that person could be or has been sentenced to death for that offence in the country by which the request for his return is made.

(5) The Governor may decide to make no order under this section for the return of a person committed in consequence of a request made on behalf of any country if another request for his return under this Act, or a requisition for his surrender under the Extradition Act 1870 (a), has been made on behalf of another country and it appears to the Governor, having regard to all the circumstances of the case and in particular —

- (a) the relative seriousness of the offences in question;
- (b) the date on which each such request or requisition was made; and
- (c) the nationality or citizenship of the person concerned and his ordinary residence,

that preference should be given to the other request or requisition.

(6) Notice of the issue of a warrant under this section shall forthwith be given to the person to be returned thereunder.

(a) 1870 c. 52.

10. (1) If any person committed to await his return is in custody in the Colony under this Act after the expiration of the following period, that is to say —

Discharge in case of delay in returning.

- (a) in any case, the period of two months beginning with the first day on which, having regard to section 8 (2) of this Act, he could have been returned;
 - (b) where a warrant for his return has been issued under section 9 of this Act, the period of one month beginning with the day on which that warrant was issued,
- he may apply to the Supreme Court for his discharge.

(2) If upon any such application the court is satisfied that reasonable notice of the proposed application has been given to the Governor, the court may, unless sufficient cause is shown to the contrary, by order direct the applicant to be discharged from custody and, if a warrant for his return has been issued under the said section 9, quash that warrant.

11. (1) In any proceedings under this Act, including proceedings on an application for habeas corpus in respect of a person in custody thereunder —

Evidence.

- (a) a document, duly authenticated, which purports to set out evidence given on oath in the United Kingdom or a designated Commonwealth country or the Republic of Ireland or a United Kingdom dependency (other than the Colony) shall be admissible as evidence of the matters stated therein;
- (b) a document, duly authenticated, which purports to have been received in evidence, or to be a copy of a document so received, in any proceeding in any such country or dependency shall be admissible in evidence;
- (c) a document, duly authenticated, which certifies that a person was convicted on a date specified in the document of an offence against the law of, or of part of, any such country or dependency shall be admissible as evidence of the fact and date of the conviction.

(2) A document shall be deemed to be duly authenticated for the purposes of this section —

- (a) in the case of a document purporting to set out evidence given as aforesaid, if the document purports to be certified by a judge or magistrate or officer in or of the country or dependency in question to be the original document containing or recording that evidence or a true copy of such document;
- (b) in the case of a document which purports to have been received in evidence as aforesaid or to be a copy of a document so received, if the document purports to be certified as aforesaid to have been, or to be a true copy of a document which has been, so received;
- (c) in the case of a document which certifies that a person was convicted as aforesaid, if the document purports to be certified as aforesaid,

and in any such case the document is authenticated either by the oath of a witness or by the official seal of the Secretary of State or of a Minister of the designated Commonwealth country or of the Republic of Ireland or of the Governor or a Minister, secretary or other officer administering a department of the Government of the dependency, as the case may be.

(3) In this section "oath" includes affirmation or declaration; and nothing in this section shall prejudice the admission in evidence of any document which is admissible in evidence apart from this section.

Custody.

12. (1) Any person remanded or committed to custody under section 7 of this Act shall be committed to the like institution as a person charged with an offence before the court of committal.

(2) If any person who is in custody by virtue of a warrant under this Act escapes out of custody, he may be retaken in any part of the Colony in like manner as a person escaping from custody under a warrant for his arrest issued in that part in respect of an offence committed therein —

(3) Where a person, being in custody in any part of the Colony whether under this Act or otherwise, is required to be removed in custody under this Act to another part of the Colony and is so removed by sea or by air, he shall be deemed to continue in legal custody until he reaches the place to which he is required to be removed.

(4) A warrant under section 9 of this Act for the return of any person to any country shall be sufficient authority for all persons to whom it is directed and all police officers to receive that person, keep him in custody and convey him into the jurisdiction of that country.

Form of warrants and orders.

13. (1) Any warrant or order to be issued or made by the Governor under any of the foregoing provisions of this Act shall be given under the hand of the Governor or the Colonial Secretary.

(2) The Governor may by order prescribe the form of any warrant or order to be issued or made under the foregoing provisions of this Act.

Treatment of persons returned from the United Kingdom, Commonwealth countries, the Republic of Ireland and United Kingdom dependencies

Restriction upon proceedings for other offences.

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

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

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

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

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

Restoration of persons not tried or acquitted.

15. (1) This section applies to any person accused of an offence under the law of or of any part of the Colony who is returned to the Colony as mentioned in section 14 (1) of this Act.

(2) If in the case of a person to whom this section applies, either —

(a) proceedings against him for the offence for which he was returned are not begun within the period of six months beginning with the day of his arrival in the Colony on being returned; or

(b) on his trial for that offence, he is acquitted or discharged absolutely or conditionally,

the Governor may, if he thinks fit, on the request of that person, arrange for him to be sent back free of charge and with as little delay as possible to the country from which he was returned.

Supplemental

19. (1) In this Act the following expressions have the meanings hereby assigned to them that is to say — Interpretation.

“Act” means, in relation to the United Kingdom, the Fugitive Offenders Act 1967 and, in relation to the Colony or to any other United Kingdom dependency, that Act as extended to the Colony or, as the case may be, to that other dependency;

“application for habeas corpus” means an application for a writ of habeas corpus ad subjiciendum;

“the Colony” means the Colony of the Falkland Islands and includes its Dependencies;

“country” includes any territory;

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

“designated Commonwealth country” and “United Kingdom dependency” have the meanings assigned by section 2 of this Act;

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

“Governor”, in relation to the Colony, means the Governor of the Colony and includes any person or persons administering the government of the Colony;

“imprisonment” includes detention of any description;

“race” includes tribe;

“Supreme Court” means the Supreme Court of the Colony;

“United Kingdom” includes the Channel Islands and the Isle of Man.

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

(a) in relation to Abu Dhabi, Bahrain, the Northern Trucial States and Qatar as references to Her Majesty's Political Resident in the Persian Gulf and includes any person authorised to act for him;

(b) in relation to Brunei as references to the Government of Brunei;

(c) in relation to the New Hebrides as references to Her Majesty's High Commissioner for the Western Pacific and, to the extent that authority to perform functions under this Act may be assigned by the High Commissioner to the Resident Commissioner for the New Hebrides, to the Resident Commissioner;

(d) in relation to Swaziland as references to Her Majesty's Commissioner for Swaziland;

(e) in relation to Tonga as references to the Premier of Tonga.

Repeals and transitional provisions.

(3) For the purposes of this Act a person convicted of an offence in his absence shall be treated as a person accused of that offence.

21. (1) Subject to the provisions of this section, the enactments described in Schedule 2 to this Act are hereby repealed as respects the Colony to the extent specified in the third column of that Schedule.

(2) The repeals effected by subsection (1) of this section shall not affect the operation of the Fugitive Offenders Act 1881 (a) in any case where, before the date on which that subsection comes into force, a warrant endorsed under section 3 of that Act, or a provisional warrant issued under section 4 of that Act, has been executed in the Colony.

Provided that for the purposes of proceedings under that Act—

(i) in respect of a fugitive from a designated Commonwealth country or from the Republic of Ireland, section 4(1) of this Act shall apply as if—

(a) for the reference to this Act there were substituted a reference to that Act; and

(b) for references to the court of committal and the order of committal there were substituted references to the magistrate before whom that person is brought under section 5 of that Act and the order of that magistrate;

(ii) in respect of a fugitive from the United Kingdom or a United Kingdom dependency, the Governor shall have the same discretion to make no order for return if he considers, on any such grounds as are mentioned in paragraphs (a) to (c) of section 4(1) of this Act that the order ought not to be made, as he would have under section 9(3) of this Act in proceedings under this Act.

(3) Without prejudice to subsection (2) of this section, this Act applies to offences committed before as well as after the coming into force of this Act.

Commencement.

22. (1) The provisions of this Act other than this section shall come into force on such date as the Governor may by order appoint.

(2) Different dates may be appointed under this section for different provisions of this Act, and different dates may be so appointed for any such provision or provisions in relation to different countries.

(a) 1881 c. 69.

SCHEDULES

Section 3.

SCHEDULE 1

DESCRIPTION OF RELEVANT OFFENCES IN DESIGNATED COMMONWEALTH COUNTRIES OR THE REPUBLIC OF IRELAND

1. Murder of any degree.
2. Manslaughter or culpable homicide.
3. An offence against the law relating to abortion.
4. Maliciously or wilfully wounding or inflicting grievous bodily harm.
5. Assault occasioning actual bodily harm.
6. Rape.
7. Unlawful sexual intercourse with a female.
8. Indecent assault.
9. Procuring, or trafficking in, women or young persons for immoral purposes.
10. Bigamy.

11. Kidnapping, abduction or false imprisonment, or dealing in slaves.
12. Stealing, abandoning, exposing or unlawfully detaining a child.
13. Bribery.
14. Perjury or subornation of perjury or conspiring to defeat the course of justice.
15. Arson or fire-raising.
16. An offence concerning counterfeit currency.
17. An offence against the law relating to forgery.
18. Stealing, embezzlement, fraudulent conversion, fraudulent false accounting, obtaining property or credit by false pretences, receiving stolen property or any other offence in respect of property involving fraud.
19. Burglary, housebreaking or any similar offence.
20. Robbery.
21. Blackmail or extortion by means of threats or by abuse of authority.
22. An offence against bankruptcy law or company law.
23. Malicious or wilful damage to property.
24. Acts done with the intention of endangering vehicles, vessels or aircraft.
25. An offence against the law relating to dangerous drugs or narcotics.
26. Piracy.
27. Revolt against the authority of the master of a ship or the commander of an aircraft.
28. Contravention of import or export prohibitions relating to precious stones, gold and other precious metals.

SCHEDULE 2

Section 21.

ENACTMENTS REPEALED AS RESPECTS THE FALKLAND ISLANDS AND DEPENDENCIES

Chapter	Short title	Extent of Repeal
1881 c. 69 ...	The Fugitive Offenders Act 1881.	The whole Act except section 25. In section 25 the words from and including "and the provisions of this Act" down to the end of the section.
1890 c. 37 ...	The Foreign Jurisdiction Act 1890.	In Schedule 1 the entry relating to the Fugitive Offenders Act 1881.
1915 c. 39 ...	The Fugitive Offenders (Protected States) Act 1915.	The whole Act.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends the provisions of the Fugitive Offenders Act 1967 to the Falkland Islands and Dependencies subject to exceptions, adaptations and modifications and repeals the Fugitive Offenders Act 1881 and certain other enactments as respects the Falkland Islands and its Dependencies.

FALKLAND ISLANDS.

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

1968 No. 292

FUGITIVE CRIMINAL

The Fugitive Offenders (Overseas Territories) Order 1968

Made - - - - - *4th March 1968*
Laid before Parliament *8th March 1968*
Coming into Operation *9th March 1968*

At the Court at Buckingham Palace, the 4th day of March 1968

Present,

The Queen's Most Excellent Majesty in Council

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

1. (1) This Order may be cited as the Fugitive Offenders (Overseas Territories) Order 1968. Citation and commencement.
- (2) This Order shall come into operation on 9th March 1968.
2. The Interpretation Act 1889 (*b*) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purpose of interpreting, and in relation to, Acts of Parliament. Interpretation.
3. Each of the Orders in Council specified in Schedule 1 hereto is amended in the manner set out in Schedule 2 hereto. Amendment of certain Orders in Council.

W. G. Agnew.

(a) 1967 c. 68.

(b) 1889 c. 63.

SCHEDULE 1

Title	Reference
The Fugitive Offenders (Bahama Islands) Order 1967	S.I. 1967/1904 (1967 III, p. 5204).
The Fugitive Offenders (Bermuda) Order 1967	S.I. 1967/1905 (1967 III, p. 5215).
The Fugitive Offenders (British Honduras) Order 1967	S.I. 1967/1906 (1967 III, p. 5226).
The Fugitive Offenders (British Indian Ocean Territory) Order 1968	S.I. 1968/183.
The Fugitive Offenders (British Solomon Islands Protectorate) Order 1967	S.I. 1967/1907 (1967 III, p. 5237).
The Fugitive Offenders (Cayman Islands) Order 1968	S.I. 1968/112.
The Fugitive Offenders (Falkland Islands and Dependencies) Order 1968	S.I. 1968/113.
The Fugitive Offenders (Fiji) Order 1967	S.I. 1967/1908 (1967 III, p. 5248).
The Fugitive Offenders (Gibraltar) Order 1967	S.I. 1967/1909 (1967 III, p. 5259).
The Fugitive Offenders (Gilbert and Ellice Islands) Order 1967	S.I. 1967/1910 (1967 III, p. 5270).
The Fugitive Offenders (Hong Kong) Order 1967	S.I. 1967/1911 (1967 III, p. 5281).
The Fugitive Offenders (Mauritius) Order 1967	S.I. 1967/1912 (1967 III, p. 5292).
The Fugitive Offenders (Montserrat) Order 1967	S.I. 1967/1913 (1967 III, p. 5303).
The Fugitive Offenders (St. Helena) Order 1968	S.I. 1968/184.
The Fugitive Offenders (Seychelles) Order 1967	S.I. 1967/1914 (1967 III, p. 5314).
The Fugitive Offenders (Sovereign Base Areas of Akrotiri and Dhekelia) Order 1967	S.I. 1967/1916 (1967 III, p. 5336).
The Fugitive Offenders (Turks and Caicos Islands) Order 1968	S.I. 1968/185.
The Fugitive Offenders (Virgin Islands) Order 1967	S.I. 1967/1915 (1967 III, p. 5325).

SCHEDULE 2

- In section 3 of the Order, after the figure "19," insert the figure "20".
- In the Schedule to the Order, after section 19 insert the following section —

"Power to revoke or vary orders.	20. Any power to make an order under this Act includes power to revoke or vary such an order by a subsequent order."
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EXPLANATORY NOTE

(This Note is not part of the Order)

This Order amends the Orders specified in Schedule 1 (whereby the Fugitive Offenders Act 1967 was extended with modifications to certain overseas territories), by extending section 20 of that Act to those territories with modifications.

Ref. 1464.

STATUTORY INSTRUMENTS

1968 No. 1375

FUGITIVE CRIMINAL

The Fugitive Offenders (Overseas Territories)
(No.2) Order 1968.

Made 26th August 1968

Laid before Parliament 30th August 1968

Coming into Operation 6th September 1968

At the Court at Balmoral, the 26th day of August 1968

Present,

The Queen's Most Excellent Majesty in Council

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

Citation and commencement. 1. (1) This Order may be cited as the Fugitive Offenders (Overseas Territories) (No. 2) Order 1968.

(2) This Order shall come into operation on 6th September 1968.

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

Amendment of certain Orders in Council. 3. Each of the Orders in Council specified in Schedule 1 hereto is amended in the manner set out in Schedule 2 hereto.

N. E. Leigh.

(a) 1967 c. 68 (b) 1889 c. 63.

SCHEDULE 1

Article 3

The Fugitive Offenders (Bahama Islands) Order 1967.	S.I. 1967/1904 (1967 III, p. 5204)
The Fugitive Offenders (Bermuda) Order 1967.	S.I. 1967/1905 (1967 III, p. 5215)
The Fugitive Offenders (British Honduras) Order 1967.	S.I. 1967/1906 (1967 III, p. 5226)
The Fugitive Offenders (British Indian Ocean Territory) Order 1968.	S.I. 1968/183 (1968 I, p. 499)
The Fugitive Offenders (British Solomon Islands Protectorate) Order 1967.	S.I. 1967/1907 (1967 III, p. 5237)
The Fugitive Offenders (Cayman Islands) Order 1968.	S.I. 1968/112 (1968 I, p. 306)
The Fugitive Offenders (Falkland Islands and Dependencies) Order 1968.	S.I. 1968/113 (1968 I, p. 317)
The Fugitive Offenders (Fiji) Order 1967.	S.I. 1967/1908 (1967 III, p. 5248)

The Fugitive Offenders (Gibraltar) Order 1967.	S.I. 1967/1909 (1967 III, p. 5259)
The Fugitive Offenders (Gilbert and Ellice Islands) Order 1967.	S.I. 1967/1910 (1967 III, p. 5270)
The Fugitive Offenders (Hong Kong) Order 1967.	S.I. 1967/1911 (1967 III, p. 5281)
The Fugitive Offenders (Montserrat) Order 1967.	S.I. 1967/1913 (1967 III, p. 5303)
The Fugitive Offenders (Pitcairn) Order 1968.	S.I. 1968/884 (1968 II, p. 2321)
The Fugitive Offenders (St. Helena) Order 1968.	S.I. 1968/184 (1968 I, p. 510)
The Fugitive Offenders (Seychelles) Order 1967.	S.I. 1967/1914 (1967 III, p. 5314)
The Fugitive Offenders (Sovereign Base Areas of Akrotiri and Dhekelia) Order 1967.	S.I. 1967/1916 (1967 III, p. 5336)
The Fugitive Offenders (Turks and Caicos Islands) Order 1968.	S.I. 1968/185 (1968 I, p. 521)
The Fugitive Offenders (Virgin Islands) Order 1967.	S.I. 1967/1915 (1967 III, p. 5325)

SCHEDULE 2

Article 3

1. In subsection 5 (1) in the Schedule all the words from "by or on behalf of the Government of the United Kingdom" down to the end of the subsection shall be deleted and the following shall be substituted therefor -

"by or on behalf of the Government, in the case of the United Kingdom, the Republic of Ireland or a designated Commonwealth country, or the Governor in the case of a United Kingdom dependency, of the country in which the person to be returned is accused or was convicted".

2. Paragraphs (a) and (d) of subsection 19 (2) in the Schedule shall be revoked.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order amends the Orders specified in Schedule 1 thereto (whereby the Fugitive Offenders Act 1967 was extended with modifications to certain overseas territories) by deleting certain modifications in the construction of the term "Governor" which are no longer required. The Order also makes some minor drafting amendments.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1968 No. 1864

CIVIL AVIATION

The Tokyo Convention Act 1967 (Overseas Territories) Order 1968

Made - - - - - 22nd November 1968

Coming into Operation 1st March 1969

At the Court at Buckingham Palace, the 22nd day of November 1968

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 8 of the Tokyo Convention Act 1967(a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Tokyo Convention Act 1967 (Overseas Territories) Order 1968 and shall come into operation on 1st March 1969.

Citation and commence-
ment.

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

Interpretation

3. Sections 1, 3, 4, 5, 6 and 7 of, and the Schedule to, the Tokyo Convention Act 1967, modified and adapted as in Schedule 1 hereto, shall extend to the Territories specified in Schedule 2 hereto.

Extension of Act of 1967.

W. G. Agnew.

SCHEDULE 1 TO THE ORDER

Article 3.

PROVISIONS OF TOKYO CONVENTION ACT 1967 AS EXTENDED TO THE TERRITORIES SPECIFIED IN SCHEDULE 2

1. (1) Any act or omission taking place on board a British-controlled aircraft while in flight elsewhere than in or over the Territory which, if taking place in the Territory, would constitute an offence under the law in force in the Territory shall constitute that offence:

Application of criminal
law to aircraft.

Provided that this subsection shall not apply to any act or omission which is expressly or impliedly authorised by or under that law when taking place outside the Territory.

(2) No proceedings for any offence under the law in force in the Territory committed on board an aircraft while in flight elsewhere than in or over the Territory (other than an offence under, or under any instrument made under, the Civil Aviation Act 1949 (c)) shall be instituted except by or with the consent of the competent authority of the Territory, but the foregoing provisions of this subsection shall not prevent the arrest, or the issue of a warrant for the arrest, of any person in respect of any offence, or the remanding in custody or on bail of any person charged with any offence.

(3) For the purpose of conferring jurisdiction, any offence under the law in force in the Territory committed on board an aircraft in flight shall be deemed to have been committed in any place in the Territory where the offender may for the time being be; and section 62(1) of the Civil Aviation Act 1949 as set out with modifications and adaptations in the First Schedule to the Colonial Civil Aviation (Application of Act) Order 1952 (d) is hereby revoked in its application to the Territory.

(a) 1967 c. 52.

(b) 1889 c. 63.

(c) 1949 c. 67.

(d) S.I. 1952/868 (1952 I, p. 565).

Powers of commander of aircraft.

3. (1) The provisions of subsections (2) to (5) of this section shall have effect for the purposes of any proceedings before any court in the Territory.

(2) If the commander of an aircraft in flight, wherever that aircraft may be, has reasonable grounds to believe in respect of any person on board the aircraft —

- (a) that the person in question has done or is about to do any act on the aircraft while it is in flight which jeopardises or may jeopardise—
 - (i) the safety of the aircraft or of persons or property on board the aircraft; or
 - (ii) good order and discipline on board the aircraft; or
- (b) that the person in question has done on the aircraft while in flight any act which in the opinion of the commander is a serious offence under any law in force in the country in which the aircraft is registered, not being a law of a political nature or based on racial or religious discrimination,

then, subject to subsection (4) of this section, the commander may take with respect to that person such reasonable measures, including restraint of his person, as may be necessary —

- (i) to protect the safety of the aircraft or of persons or property on board the aircraft; or
- (ii) to maintain good order and discipline on board the aircraft; or
- (iii) to enable the commander to disembark or deliver that person in accordance with subsection (5) of this section;

and for the purposes of paragraph (b) of this subsection any British-controlled aircraft shall be deemed to be registered in the Territory whether or not it is in fact so registered and whether or not it is in fact registered in some other country.

(3) Any member of the crew of an aircraft and any other person on board the aircraft may, at the request or with the authority of the commander of the aircraft, and any such member shall if so required by that commander, render assistance in restraining any person whom the commander is entitled under subsection (2) of this section to restrain; and at any time when the aircraft is in flight any such member or other person may, without obtaining the authority of the commander, take with respect to any person on board the aircraft any measures such as are mentioned in the said subsection (2) which he has reasonable grounds to believe are immediately necessary to protect the safety of the aircraft or of persons or property on board the aircraft.

(4) Any restraint imposed on any person on board an aircraft under the powers conferred by the foregoing provisions of this section shall not be continued after the time when the aircraft first thereafter ceases to be in flight unless before or as soon as is reasonably practicable after that time the commander of the aircraft causes notification of the fact that a person on board the aircraft is under restraint and of the reasons therefor to be sent to an appropriate authority of the country in which the aircraft so ceases to be in flight, but subject to such notification may be continued after that time —

- (a) for any period (including the period of any further flight) between that time and the first occasion thereafter on which the commander is able with any requisite consent of the appropriate authorities to disembark or deliver the person under restraint in accordance with subsection (5) of this section; or
- (b) if the person under restraint agrees to continue his journey under restraint on board that aircraft.

(5) The commander of an aircraft —

- (a) if in the case of any person on board the aircraft he has reasonable grounds —
 - (i) to believe as mentioned in subsection (2)(a) of this section; and
 - (ii) to believe that it is necessary so to do in order to protect the safety of the aircraft or of persons or property on board the aircraft,

may disembark that person in any country in which that aircraft may be; and

- (b) if in the case of any person on board the aircraft he has reasonable grounds to believe as mentioned in subsection (2)(b) of this section, may deliver that person —
 - (i) in the United Kingdom, to a constable or immigration officer; or
 - (ii) in any Territory or in any other country which is a Convention country, to an officer having functions corresponding to the functions in the United Kingdom either of a constable or of an immigration officer.

(6) The commander of an aircraft —

- (a) if he disembarks any person in pursuance of subsection (5)(a) of this section, in the case of a British-controlled aircraft, in any country or, in the case of any other aircraft, in the Territory, shall report the fact of, and the reasons for, that disembarkation to —
 - (i) an appropriate authority in the country of disembarkation; and
 - (ii) the appropriate diplomatic or consular office of the country of nationality of that person;
- (b) if he intends to deliver any person in accordance with subsection (5)(b) of this section in the United Kingdom or in any Territory or, in the case of a British-controlled aircraft, in any other country which is a Convention country, shall before or as soon as reasonably practicable after landing give notification of his intention and of the reasons therefor —
 - (i) where the country in question is the United Kingdom, to a constable or immigration officer or, in the case of any Territory or any other country, to an officer having functions corresponding to the functions in the United Kingdom either of a constable or of an immigration officer;
 - (ii) in either case to the appropriate diplomatic or consular office of the country of nationality of that person;

and any commander of an aircraft who without reasonable cause fails to comply with the requirements of this subsection shall be liable on summary conviction in the Territory to a fine not exceeding one hundred pounds.

4. For the avoidance of doubt, it is hereby declared that for the purposes of any proceedings before a court in the Territory in respect of piracy, the provisions set out in the Schedule to this Act of the Convention on the High Seas signed at Geneva on 29th April 1958 shall be treated as constituting part of the law of nations; and any such court having jurisdiction in respect of piracy committed on the high seas shall have jurisdiction in respect of piracy committed by or against an aircraft wherever that piracy is committed.

Piracy.

5. (1) Where in any proceedings before a court in the Territory for an offence committed on board an aircraft the testimony of any person is required and the court is satisfied that the person in question cannot be found in the Territory, there shall be admissible in evidence before that court any deposition relating to the subject matter of those proceedings previously made on oath by that person outside the Territory which was so made —

Provisions as to evidence in connection with aircraft.

- (a) in the presence of the person charged with the offence; and
- (b) before a judge or magistrate of a country such as is mentioned in section 1(3) of the British Nationality Act (1948) (a) as for the time being in force, or which is part of Her Majesty's dominions, or in which Her Majesty for the time being has jurisdiction, or before a consular officer of Her Majesty's Government in the United Kingdom.

(2) Any such deposition shall be authenticated by the signature of the judge, magistrate or consular officer before whom it was made who shall certify that the person charged with the offence was present at the taking of the deposition.

(3) It shall not be necessary in any proceedings to prove the signature or official character of the person appearing so to have authenticated any such deposition or to have given such a certificate and such a certificate shall, unless the contrary is proved, be sufficient evidence in any proceedings that the person charged with the offence was present at the making of the deposition.

(4) If a complaint is made to such a consular officer as aforesaid that any offence has been committed on a British-controlled aircraft while in flight elsewhere than in or over the Territory, that officer may inquire into the case on oath.

(5) In this section —

- (a) the expression "deposition" includes any affidavit, affirmation or statement made upon oath; and
- (b) the expression "oath" includes an affirmation or declaration in the case of persons allowed by law to affirm or declare instead of swearing;

and nothing in this section shall prejudice the admission as evidence of any deposition which is admissible in evidence apart from this section.

6. (1) In any legal proceedings —

- (a) a document purporting to be certified by such authority or person as may be designated for the purpose by any regulations made by the

Provisions as to documentary evidence.

Board of Trade under this Act as in force in the United Kingdom or by the Governor of any Territory as being, or being a true copy of, or of part of, a document issued or record kept in pursuance of—

- (i) an Order in Council made under section 8 of the Civil Aviation Act 1949, or
- (ii) the Civil Aviation (Licensing) Act 1960 (a) or this Act, by, or by the Minister in charge of, a Government Department, by an official of a Government Department who is specified for the purpose in any such Order in Council, or by the Air Registration Board of the United Kingdom or the Air Transport Licensing Board of the United Kingdom or by the competent authority in any Territory for the registration or licensing of aircraft; or
- (b) a document printed by Her Majesty's Stationery Office and purporting to be the publication known as the "United Kingdom Air Pilot" or a publication of the series known as "Notam-United Kingdom" or a publication in the Official Gazette for any Territory of a notice similar to a "Notam-United Kingdom" but notifying matters related to any Territory

shall be evidence of the matters appearing from that document.

(2) Any records that are admissible in evidence in any legal proceedings in the United Kingdom by virtue of section 5 of the Civil Aviation (Eurocontrol) Act 1962 (b) as modified by section 6 (2) of this Act as in force in the United Kingdom, and of any regulations or Orders in Council made under or continued in force by either of those provisions, shall be admissible in evidence in any legal proceedings in the Territory.

Interpretation, etc.

7. (1) In this Act, except where the context otherwise requires, the following expressions have the following meanings respectively, that is to say—

"aircraft" means any aircraft, whether or not a British-controlled aircraft, other than —

- (a) a military aircraft; or
- (b) an aircraft which, not being a military aircraft, belongs to or is exclusively employed in the service of Her Majesty in right of the United Kingdom or in right of any Territory;

but the Governor of any Territory with the approval of the Secretary of State may by order which may be varied or revoked by a subsequent order, provide that any of the provisions of this Act shall apply with or without modifications to aircraft such as are mentioned in paragraph (b) of this definition;

"British-controlled aircraft" means an aircraft —

- (a) which is for the time being registered in the United Kingdom or in any Territory; or
- (b) which is not for the time being registered in any country but in the case of which either the operator of the aircraft or each person entitled as owner to any legal or beneficial interest in it satisfies the following requirements, namely —
 - (i) that he is a person qualified to be the owner of a legal or beneficial interest in an aircraft registered in the United Kingdom or in any Territory; and
 - (ii) that he resides or has his principal place of business in the United Kingdom or in any Territory; or
- (c) which, being for the time being registered in some other country, is for the time being chartered by demise to a person who, or to persons each of whom, satisfies the requirements aforesaid;

"commander" in relation to an aircraft means the member of the crew designated as commander of that aircraft by the operator thereof, or, failing such a person, the person who is for the time being pilot in command of the aircraft;

"competent authority" means the Attorney-General of the Territory or, where some other authority has general responsibility for and control of public prosecutions, that authority;

"Convention country" means a country in which the Tokyo convention is for the time being in force; and any Order of Her Majesty in Council made under this Act and for the time being in force certifying that any country specified in the Order is for the time being a Convention country shall be conclusive evidence that the country in question is for the time being a Convention country;

"Governor", in relation to any Territory, means the officer for the time being administering the Government of that territory;

"military aircraft" means —

- (a) an aircraft of the naval, military or air forces of any country; or

(a) 1960 c. 38.

(b) 1962 c. 8.

- (b) any other aircraft in respect of which there is in force a certificate issued in accordance with any Order in Council in force under the Civil Aviation Act 1949 that the aircraft is to be treated for the purposes of that Order in Council as a military aircraft;

and a certificate of the Secretary of State or of the Governor of any Territory that any aircraft is or is not a military aircraft for the purposes of this Act shall be conclusive evidence of the fact certified;

"operator" in relation to any aircraft at any time means the person who at that time has the management of that aircraft;

"pilot in command" in relation to an aircraft means a person who for the time being is in charge of the piloting of the aircraft without being under the direction of any other pilot in the aircraft;

"Tokyo Convention" means the Convention on Offences and certain other Acts Committed on board Aircraft signed at Tokyo on 14th September 1963.

(2) For the purposes of this Act, the period during which an aircraft is in flight shall be deemed to include —

- (a) any period from the moment when power is applied for the purpose of the aircraft taking off on a flight until the moment when the landing run (if any) at the termination of that flight ends; and
- (b) for the purposes of section 3 of this Act —
 - (i) any further period from the moment when all external doors, if any, of the aircraft are closed following embarkation for a flight until the moment when any such door is opened for disembarkation after that flight; and
 - (ii) if the aircraft makes a forced landing, any period thereafter until the time when competent authorities of the country in which the forced landing takes place take over the responsibility for the aircraft and for the persons and property on board the aircraft (being, if the forced landing takes place in the Territory, the time when an officer having functions corresponding to the functions in the United Kingdom of a constable arrives at the place of landing);

and any reference in this Act to an aircraft in flight shall include a reference to an aircraft during any period when it is on the surface of the sea or land but not within the territorial limits of any country.

(3) In this Act, except where the context otherwise requires, any reference to any Territory or to any other country or the territorial limits thereof shall be construed as including a reference to the territorial waters, if any, of that Territory or country, and any reference to any Act (including this Act) or to any provision thereof shall be construed as including a reference to that Act or to that provision as extended to any Territory.

(4) For the purpose of construing this Act as part of the law of any Territory to which it extends, "the Territory" means that Territory and "any Territory" means any of the Territories to which this Act extends.

(5) Any order of the Board of Trade for the time being in force in the United Kingdom by virtue of section 7 (4) of this Act as in force in the United Kingdom (which subsection provides for specifying the Convention country in which aircraft operated by joint air transport organisations or international operating agencies established by two or more Convention countries shall be treated as registered) shall have effect in the Territory.

SCHEDULE TO THE ACT

Section 4.

PROVISIONS OF GENEVA CONVENTION ON THE HIGH SEAS TO BE TREATED AS PART OF THE LAW OF NATIONS

Article 15

Piracy consists of any of the following acts:

(1) Any illegal acts of violence, detention or any act of depredation, committed for private ends by the crew or the passengers of a private ship or a private aircraft, and directed:

- (a) On the high seas, against another ship or aircraft, or against persons or property on board such ship or aircraft;
- (b) Against a ship, aircraft, persons or property in a place outside the jurisdiction of any State;

(2) Any act of voluntary participation in the operation of a ship or of an aircraft with knowledge of facts making it a pirate ship or aircraft;

(3) Any act of inciting or of intentionally facilitating an act described in sub-paragraph (1) or sub-paragraph (2) of this article.

Article 16

The acts of piracy, as defined in article 15, committed by a warship, government ship or government aircraft whose crew has mutinied and taken control of the ship or aircraft are assimilated to acts committed by a private ship.

Article 17

A ship or aircraft is considered a pirate ship or aircraft if it is intended by the person in dominant control to be used for the purpose of committing one of the acts referred to in article 15. The same applies if the ship or aircraft has been used to commit any such act, so long as it remains under the control of the persons guilty of that act.

SCHEDULE 2 TO THE ORDER

Article 3.

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order extends the provisions of the Tokyo Convention Act 1967, subject to exceptions, adaptations and modifications, to the territories specified in Schedule 2 thereto.

The purposes of the Act were to make provision with a view to the ratification on behalf of the United Kingdom of the Convention on Offences and certain other Acts Committed on board Aircraft signed in Tokyo on 14th September 1963 and to give effect to certain provisions relating to piracy of the Convention on the High Seas signed in Geneva on 29th April 1958.



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, Etc.
1969

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PART I

ORDINANCES

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Ordinance No. 1 of 1969	Application of Colony Laws Ordinance 1969
„ No. 2 of 1969	Application of Colony Laws (No. 2) Ordinance 1969

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS



No. 1 1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Income Tax Ordinance.

(1st January 1969) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. (1) This Ordinance may be cited as the Income Tax (Amendment) Ordinance, 1969. Short title.

(2) The provisions of this Ordinance shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January 1969, and for all subsequent years of assessment.

2. Section 15 of the Income Tax Ordinance (hereinafter referred to as the principal Ordinance) is amended by the insertion after subsection (3) of the following new subsection — Amendment of section 15. Cap. 32.

"Personal deduction. (4) In ascertaining the chargeable income of an individual there shall be allowed a deduction of £150."

3. Section 21 of the principal Ordinance is amended, in subsection (1), by the deletion of the words and figures from "On the first" to the figures "5/9" and the substitution therefor of the following — Amendment of section 21.

"On the first £100 of such income	1/-
In respect of every pound of the next £150	2/-
" " " " " " " " £200	2/6
" " " " " " " " £200	3/-
" " " " " " " " £400	3/6
" " " " " " " " £1,300	4/6
" " " " " " " " exceeding £2,350	5/9."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0747/K/II.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS



No. 2

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Old Age Pensions
Ordinance, 1952. Title.

(9th June 1969)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause

1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1969. Short title.

2. Section 6 of the Old Age Pensions Ordinance 1952, is amended, in subsection (2) — Amendment of section 6.
3 of 1952.

- (a) by the deletion of the full stop at the end of paragraph (c) and the substitution therefor of a colon; and
- (b) by the insertion, at the end thereof, of the following proviso —

"Provided that any female falling within the definition of "female contributor" who had attained the age of 50 years before the 1st day of July 1965, but has not attained the age of 60 years may elect, at her option, to become a contributor under this Ordinance."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0323/A/VII.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS

No. 3



1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.

Governor.

An Ordinance
To amend the Police Ordinance, 1967.

(9th June 1969)

Title.

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Police (Amendment) Ordinance, 1969.

Short title.

2. The Police Ordinance 1967 (hereinafter referred to as the principal Ordinance) is amended by the addition, after Part V, of the following new Part —

Addition of new Part VA.
(9 of 1967)

"PART VA.

POLICE RESERVE.

Establishment. 33A. (1) The Governor may establish a Police Reserve, to be known as the Falkland Islands Police Reserve.

(2) The Police Reserve shall be part of the Force.

Appointment of police reservists. 33B. It shall be lawful for the Officer in Charge, with the prior approval of the Governor, to enlist so many fit and proper persons as members of the Police Reserve as the Governor shall from time to time authorize.

Powers, etc., of police reservists. 33C. Police reservists when on duty as such shall be deemed to be members of the Force and shall have all the powers, privileges, liabilities and immunities which are conferred or imposed upon police officers or constables by any law.

Regulations for
Police Reserve.

33D. The Governor in Council may make regulations for the Police Reserve and in particular but without prejudice to the generality of the foregoing, may make regulations regarding —

- (a) the appointment, retirement and dismissal of police reservists;
- (b) the rank and remuneration of police reservists;
- (c) the terms of service and discipline of police reservists;
- (d) the training and administration of the Police Reserve;
- (e) the duties and responsibilities of police reservists;
- (f) the uniform and equipment of police reservists;
- (g) the application of this Ordinance and standing orders to police reservists."

Amendment of section 30.

3. Section 30 of the principal Ordinance is amended by the deletion of the words "may recommend the imposition" and the substitution therefor of the words "may impose".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0836.

FALKLAND ISLANDS

Printed at the Government Printing Office by B. W. Ford.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS



No. 4

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To make provision for borrowing the sum of thirty-five thousand six hundred and forty-three pounds from the Falkland Islands Government Savings Bank and for raising, appropriating and applying the loan and for the due repayment of the same.

Title.

(9th June 1969)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Loan (Telecommunications) Ordinance 1969.

Short title.

2. Subject to the provisions of this Ordinance and by virtue of the Savings Bank Ordinance the Governor may borrow a sum not exceeding thirty-five thousand six hundred and forty-three pounds sterling from the Savings Bank.

Power to borrow £35,643 from the Government Savings Bank.

3. Any loan made under the provisions of section 2 of this Ordinance shall be for a term of up to eight years from 1st July 1969 and shall bear interest at 8½ per centum per annum and shall by eight equal annual instalments be repayable within one month from 1st July of each year of the term commencing on 1st July 1969. The first payment being of principal and the remaining seven payments being of principal and interest combined.

Terms and repayment of loan.

Provided that the Governor shall have the option of repaying the amount of loan and interest outstanding at any time during the term.

Loan to be a charge on
general revenue.

4. The principal money to be borrowed under this Ordinance and the interest thereon are hereby charged upon and shall be payable out of the general revenue and assets of the Government of the Colony.

Application of loan.

5. Any money borrowed under the provisions of this Ordinance shall be appropriated and applied to meet a portion of the costs of the civil engineering works associated with the installation of a new Government Telecommunications system in the Falkland Islands.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2403/D.

FALKLAND ISLANDS

Printed at the Government Printing Office by B. W. Ford.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS



No. 5

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Pensions (In-
crease) Ordinance 1959. Title.

(9th June 1969)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Pensions (Increase) (Amendment) Ordinance, 1969. Short title.

2. Section 2 of the Pensions (Increase) Ordinance 1959, is amended — Amendment of section 2.
(12 of 1959)

- (a) in the definition "Scheduled Government" by the deletion of the figures "1949" and the substitution therefor of the figures "1965"; and
- (b) in the definition "pension" by the deletion of the word and figures "and 1949" and the substitution therefor of a comma and the figures and word ", 1949 and 1965".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 66/42/II.

FALKLAND ISLANDS

Printed at the Government Printing Office by B. W. Ford.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS

No. 6



1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.

Governor.

An Ordinance

Further to amend the Pensions Ordinance 1965.

Title.

(9th June 1969)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Pensions (Amendment) Ordinance, 1969.

Short title.

2. The definition "Public Service" in subsection (1) of section 2 of the Pensions Ordinance 1965 is amended —

Amendment of section 2.
(6 of 1965)

(a) by the deletion of paragraph (b) and the substitution therefor of the following —

"(b) service under the East Africa High Commission, the East African Common Services Organisation, the East African Posts and Telecommunications Administration, the East African Railways and Harbours Administration, the East African Community, the East African Harbours Corporation, the East African Posts and Telecommunications Corporation or the East African Railways Corporation;" and

(b) by the deletion of paragraph (g) and the substitution therefor of the following —

"(g) service as the holder of the office of President, Vice-President, Justice of Appeal, Registrar, officer or servant of the Court of Appeal for Eastern Africa or the Court of Appeal for East Africa;"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0829/V.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS

No. 7



1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Non-contributory Title.
Old Age Pensions Ordinance 1961.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Non-contributory Old Age Pensions (Amendment) Ordinance, 1969, and shall come into operation on the 14th day of July 1969. Short title and commencement.

2. The Schedule to the Non-contributory Old Age Pensions Ordinance 1961 is amended by the deletion of the figures "36/-", "18/-" and "18/-" and the substitution therefor of the figures "64/-", "32/-" and "32/-" respectively. Amendment of Schedule. (7 of 1961)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0323/F.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS

No. 8



1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To legalise certain payments made in the
year 1967-68 in excess of the Expenditure
sanctioned by Ordinance No. 6 of 1967.

Title.

WHEREAS it is expedient to make further provision for the
service of the Colony for the period 1st July 1967 to 30th June 1968.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (1967/68) Ordinance, 1969.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services therein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period 1st July 1967 to 30th June 1968, the same
are hereby declared to have been duly laid out and expended for the
service of the Colony in that period, and are hereby approved,
allowed and granted in addition to the sum mentioned for those
services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July 1967 to 30th
June 1968.

SCHEDULE

Number	Head of Service	Amount
FALKLAND ISLANDS		£
IV	Aviation	4,199
V	Customs & Harbour	29
VIII	Meteorological	211
X	Miscellaneous	19,542
XII	Police & Prisons	275
XIV	Power & Electrical	307
XVIII	Secretariat, Treasury & Central Store	1,098
XIX	Social Welfare	2,959
XX	Supreme Court	306
		28,926
Development "A"		14,422
Development "B"		19,289
Development "C" Expenditure under contract with Cable & Wireless, Ltd. to be met from complementary contract with ESRO		34,000
		£ 96,637

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.



No. 9

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Income Tax
Ordinance. Title.

(1st January 1970) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. (1) This Ordinance may be cited as the Income Tax (Amendment) (No. 2) Ordinance, 1969, and shall be read as one with the Income Tax Ordinance, hereinafter referred to as the principal Ordinance. Short title.
Cap. 32.

(2) The provisions of this Ordinance shall have effect with respect to profits tax chargeable for the year of assessment commencing on the 1st day of January 1970, and for all subsequent years of assessment. Commencement.

2. Section (2A) of section 21 of the principal Ordinance is amended — Amendment of section 21.

- (a) in lines 6 and 7 thereof by the deletion of the words "2/- for every £1 of the chargeable income" and the substitution therefor of "4/- for every £1 of the chargeable income";
- (b) in lines 7 and 8 thereof by the deletion of the words "1/6 for every £1 of the chargeable income" and the substitution therefor of "3/- for every £1 of the chargeable income";
- (c) by the substitution of a semi-colon for the full-stop at the end of paragraph (i) and the addition of the following paragraphs —

- “(j) from the profits tax payable for the year of assessment one thousand nine hundred and seventy and for each subsequent year of assessment there shall be deducted a rebate based on qualifying expenditure (to be referred to as an “investment allowance”) which shall be deductible from the profits tax at the rate of 10/- where the rate of profits tax is 4/-, and at the rate of 7/6 where the rate of profits tax is 3/-;
- (k) where the profits subject to profits tax are between £2,000 and £12,000 and abatement under section 21 (2A) (c) has been claimed the amount of investment otherwise allowable shall be reduced to the proportion which the chargeable income after deduction of the abatement bears to the chargeable income before such abatement;
- (l) no investment allowance shall be allowable when the profits are less than £2,000, and the deduction of investment allowance from profits tax shall be limited to 50% of the amount of profits tax in any one year of assessment:
 Provided that where investment allowance has been disallowed by reason of such excess it may be carried forward to the next succeeding year of assessment;
- (m) subject to the limitation contained in (l) capital expenditure qualifying for investment allowance incurred since 1st January 1968 may be taken into account;
- (n) capital expenditure qualifying for investment allowance shall be restricted to the following —
- All new fencing, other than main farm boundary fences;
 - New plant or machinery used mainly for grasslands improvement schemes;
 - Pasture improvement schemes including ditching, draining, preparation of ground for seeding, seeds and fertilizers;
 - Pedigree livestock;
- and to qualify for such investment allowance shall be capital expenditure which may be subject to certification by the Grasslands Officer or such other officer as shall be appointed to act in that behalf to have been expended in such improvements in relation to the year of assessment;
- (o) where it is shewn to the satisfaction of the Commissioner of Income Tax that a trade or business is of such a nature that qualifying expenditure could not have been incurred, he may by order reduce the rate of profits tax payable by 50%.”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2364/A.

FALKLAND ISLANDS

Printed at the Government Printing Office by B. W. Ford.

Assented to in Her Majesty's name this 9th day of June 1969.

C. HASKARD,
Governor.

LS



No. 10

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
 Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To provide for the service of the year 1969-70. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1969-70) Ordinance 1969. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1969 to 30th June 1970, a sum not exceeding Five hundred and thirty-one thousand three hundred and ninety-three pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1969-70. Appropriation of £531,393 for the service of the year 1969-70.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	11,001
II.	Agriculture	4,061
III.	Audit	1,789
IV.	Aviation	20,576
V.	Customs and Harbour	19,091
VI.	Education	66,284
VII.	Medical	56,898
VIII.	Meteorological	2,250
IX.	Military	3,728
X.	Miscellaneous	9,935
XI.	Pensions and Gratuities	16,137
XII.	Police and Prisons	9,105
XIII.	Posts and Telecommunications	50,043
XIV.	Power and Electrical	24,849
XV.	Public Works	25,646
XVI.	Public Works Recurrent	42,150
XVII.	Public Works Special	7,539
XVIII.	Secretariat, Treasury and Central Store	38,397
XIX.	Shipping Subsidy and Overseas Passages	52,500
XX.	Social Welfare	16,000
XXI.	Supreme Court	2,414
	Total Ordinary Expenditure	480,393
	Development A	15,800
	B	1,200
	C	34,000
	Total Expenditure	£ 531,393

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0284/XX.

Assented to in Her Majesty's name this 6th day of November 1969.

C. HASKARD,
Governor.



No. 11

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
To provide for the Appointment of
Commissioners for Oaths and Matters Re-
lating Thereto.

(6th November 1969)

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Commissioners for Oaths Ordinance, 1969.
2. (1) The Magistrate and the Registrar of the Supreme Court shall be ex officio commissioners for oaths.
- (2) The Governor may from time to time by notice in the Gazette appoint other persons to be commissioners for oaths, and may in the same manner revoke any such appointment.

3. A commissioner for oaths may administer any oath or take any affidavit or declaration for the purpose of any matter required to be sworn, declared and attested under any law relating to the registration of instruments or documents, or under any law relating to passports, or under any law relating to marriage, or under any law relating to any other matter whatsoever; saving and excepting any oath under the Promissory Oaths Act 1868 or any oath under the Oaths Act 1888 and all such matters as may be provided for by Rules of Court made under section 69 of the Administration of Justice Ordinance:

Provided that a commissioner for oaths shall not exercise any of the powers given by this section in any proceedings in which he is interested.

Title.

Date of commencement.

Enacting clause.

Short title.

Appointment of commissioners for oaths.

Powers of a commissioner for oaths.

1868 c. 72.
1888 c. 46.
Cap. 3.

Powers of certain officers,
etc. to administer oaths.

4. Every person who, being an officer of or performing duties in relation to any court, is for the time being so authorized by the Governor or by or in pursuance of any rules or orders regulating the procedure of the court, and every person directed to take an examination in any cause or matter in the Supreme Court, shall have authority to administer any oath or take any affidavit required for any purpose connected with his duties.

Particulars to be stated
in jurat or attestation
clause.

5. Every commissioner for oaths before whom any oath or affidavit is taken or made under this Ordinance shall state truly in the jurat or attestation at what place and on what date the oath or affidavit is taken or made.

Offences and penalties.

6. Any person who, not being a commissioner for oaths appointed by or under this Ordinance, shall hold himself out as a commissioner for oaths for the purposes of this Ordinance, shall be guilty of an offence and shall be liable to a fine not exceeding £50 or, in default of payment, to imprisonment for a period not exceeding six months or to both such fine and imprisonment.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2433.

Assented to in Her Majesty's name this 6th day of November 1969.

C. HASKARD,
Governor.

LS



No. 12

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance
Further to amend the Administration
of Justice Ordinance. Title.

(6th November 1969)

Date of Commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Administration of Justice (Amendment) Ordinance 1969. Short title.

2. Section 29 of the Administration of Justice Ordinance, is repealed and replaced by the following —
Repeal and replacement of section 29. (Cap. 3.)

"Appointment of Coroner.

29. (1) The Governor may by warrant under his hand appoint some fit and proper person to be the Coroner for the Colony, and any person so appointed shall have and may exercise all the powers and shall, subject to the provisions hereof, perform the duties of a coroner according to the English law and practice:

Provided always that it shall be lawful for the Governor to revoke such appointment and by warrant to appoint any other fit and proper person to be Coroner for the Colony.

Appointment of Deputy Coroner.

(2) The Governor may from time to time appoint any fit and proper person to be a Deputy Coroner for a specified purpose or specified period or specified district and may at any time revoke any such appointment."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2447.

Assented to in Her Majesty's name this 6th day of November 1969.

C. HASKARD,
Governor.

LS

No. 13



1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

**An Ordinance
To amend the Firearms Ordinance 1965.**

(6th November 1969)

Title.

Date of Commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Firearms (Amendment) Ordinance 1969.

Short title.

2. Section 18 of the Firearms Ordinance 1965, is repealed and replaced by the following —

Repeal and replacement of section 18.
No. 12 of 1965.

"Discharging
firearms.

18. Any person who discharges any firearm in a public place or on Stanley Common, or discharges any firearm other than a shot gun or air gun on Cape Pembroke Peninsula, shall be liable on summary conviction to a fine not exceeding £25."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1896/A.

Assented to in Her Majesty's name this 6th day of November 1969.

C. HASKARD,
Governor.



No. 14



1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To legalise certain payments made in the
year 1968-69 in excess of the Expenditure
sanctioned by Ordinance No. 1 of 1968.

Title.

WHEREAS it is expedient to make further provision for the
service of the Colony for the period 1st July 1968 to 30th June 1969.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (1968/69) Ordinance, 1969.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services therein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period 1st July 1968 to 30th June 1969, the same
are hereby declared to have been duly laid out and expended for the
service of the Colony in that period, and are hereby approved,
allowed and granted in addition to the sum mentioned for those
services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July 1968 to 30th
June 1969.

SCHEDULE

Number	Head of Service	Amount
FALKLAND ISLANDS		£
III	Audit	239
IV	Aviation	2,958
VII	Medical	7,418
X	Miscellaneous	14,548
XI	Pensions & Gratuities	6,226
XII	Police & Prisons	1,125
XIV	Power & Electrical	2,029
XXII	Transfers to Reserves	28,000
		62,543
Development "C" Expenditure under contract with Cable & Wireless, Ltd., to be met from complementary contract with ESRO		17,000
		£ 79,543

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 284/XXI.

Assented to in Her Majesty's name this 22nd day of December 1969.

C. HASKARD,
Governor.

LS



No. 15

1969

Colony of the Falkland Islands.

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

Further to amend the Firearms Ordinance 1965. Title.

(1st January 1970)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Firearms (Amendment) (No. 2) Ordinance 1969. Short title.

2. Section 18 of the Firearms Ordinance 1965, is amended by — Amendment of section 18. (12 of 1965)

- (a) the deletion of the full stop at the end thereof and the substitution therefor of a colon; and
- (b) the insertion, at the end thereof, of the following new proviso —
- “Provided that the provisions of this section shall not apply to —
- (a) officers or men of any of Her Majesty's forces while acting in the course of their duty or employment on Cape Pembroke Peninsula; and
- (b) persons using firearms and ammunition during any organised competition or practice on a rifle range.”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1095/II.

Assented to in Her Majesty's name this 14th day of August 1969.

J. A. JONES,
Acting Governor.

LS

No. DS 1



1969

Falkland Islands Dependencies

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

JOHN ASHLEY JONES, O.B.E.
Acting Governor.

An Ordinance

To apply certain Laws of the Colony
to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws Ordinance, 1969. Short title.

2. The Ordinances of the Colony specified in the first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite their short titles in the third column of the Schedule to this Ordinance. Application of Colony Ordinances.

SCHEDULE

No.	Short title	Effective date
1 of 1969	Income Tax (Amendment) Ordinance, 1969	1st January 1970
3 of 1969	Police (Amendment) Ordinance, 1969	9th June 1969
5 of 1969	Pensions (Increase) (Amendment) Ordinance, 1969	9th June 1969
6 of 1969	Pensions (Amendment) Ordinance, 1969	9th June 1969

Enacted by the Governor the 15th day of July 1969.

H. L. BOUND,
for Colonial Secretary.

Ref. 0188/II.

Assented to in Her Majesty's name this 30th day of September 1969.

J. A. JONES,
Acting Governor.



No. DS 2



1969

Falkland Islands Dependencies

IN THE EIGHTEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

JOHN ASHLEY JONES, O.B.E.
Acting Governor.

To apply the Wild Animals and Birds
Protection Ordinance 1964, of the Colony
to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falk-
land Islands by the Acting Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony
Laws (No. 2) Ordinance 1969. Short title.

2. (1) The Wild Animals and Birds Protection Ordinance
1964, of the Colony, is hereby applied to the Dependencies, and
shall be deemed to be in force in the Dependencies with effect from
the 3rd day of September 1969. Application of Colony
Ordinance No. 15 of 1964.

(2) In the application of the said Ordinance —

(a) Schedule I shall be deleted and the following substituted
therefor —

“SCHEDULE I

Wild animals and birds which may be killed at any
time —

South Georgia Shag (*phalacrocorax atriceps georgianus*);

(b) Schedule II shall be deleted.

Enacted by the Acting Governor on the 3rd day of September 1969.

L. GLEADELL,
Acting Colonial Secretary.

Ref. 0188/II.

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CHAPTER I

PART II

ORDERS, PROCLAMATIONS, Etc.

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FALKLAND ISLANDS.

Fugitive Offenders Act 1967
(1967 c. 68)

ORDER

(under section 22 of the Act)

No. 1 of 1969.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 22 of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, has made the following Order —

1. This Order may be cited as the Fugitive Offenders Act 1967 (Commencement) Order 1969.

2. In relation to any country to which the Governor is empowered by paragraph (c) of section 2 (2) of the Fugitive Offenders Act 1967 (definition of "United Kingdom dependency") to apply the said section 2 (2), the said Act shall come into force on 17th February 1969 for the purposes of all the provisions of the Act other than the purposes of any provisions for which the said Act came into force on 31st May 1968 and 15th June 1968, respectively.

By Command,
W. H. THOMPSON,
Colonial Secretary.

17th February 1969.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order provides that the Fugitive Offenders Act 1967 shall come into force on 17th February 1969 for the purposes of all the provisions thereof which have not sooner come into force.

Ref. 1464/II.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967
(1967 c. 68)

ORDER

(under section 2 (2) (c) and (3) of the Act)

No. 2 of 1969.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 2 (2) (c) and (3) of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, has made the following Order —

1967 c. 68 S.I. 113 of
1968.

1. This Order may be cited as the Fugitive Offenders (United Kingdom Dependencies) Order 1969 and shall come into operation on 17th February 1969.

2. Section 2 (2) of the Fugitive Offenders Act 1967 (which defines the expression “United Kingdom dependency”) shall apply to the countries specified in column 1 of the Schedule hereto (being countries outside Her Majesty’s dominions in which Her Majesty has jurisdiction, or over which She extends protection, in right of Her Government in the United Kingdom).

3. In relation to the return of persons to, and in relation to persons returned from, a country specified in column 1 of the Schedule hereto, other than the British Solomon Islands Protectorate, the Fugitive Offenders Act 1967 shall have effect as if for any reference therein to the Governor there were substituted a reference to the person or government specified opposite to the country in question in column 2 of the said Schedule.

4. In relation to the return of persons to the New Hebrides, the Fugitive Offenders Act 1967 shall have effect as if at the end of section 3 (1) thereof (which defines a relevant offence for the purposes of the Act) there were added the following proviso —

“Provided that an offence of which a person is accused or has been convicted in the New Hebrides shall not be a relevant offence unless he is liable to be tried therefor or, as the case may be, has been convicted thereof, by the High Court of the Western Pacific or by the Joint Court established for the New Hebrides.”.

By Command,
W. H. THOMPSON,
Colonial Secretary.

17th February 1969.

SCHEDULE

Country	Government or person
British Solomon Islands Protectorate	—
Brunei	The Government of Brunei.
The New Hebrides	Her Majesty’s High Commissioner for the Western Pacific or the Resident Commissioner for the New Hebrides acting with his authority.
Tonga	The Premier of Tonga.

EXPLANATORY NOTE

(This Note is not part of the Order.)

Section 2 (2) (c) of the Fugitive Offenders Act 1967 relates to countries outside Her Majesty's dominions in which She has jurisdiction, or over which She extends protection, in right of Her Government in the United Kingdom. It provides that such countries to which section 2 (2) is applied by Order shall fall within the definition of "United Kingdom dependency" for the purposes of that Act. Article 2 of this Order applies section 2 (2) to the countries specified in the Schedule.

As authorised by section 2 (3), Article 3 provides for the modification of references in the 1967 Act to the Governor in relation to the return of persons to, and in relation to persons returned from, these countries, and Article 4 provides that a person shall be returned to the New Hebrides only if he is liable to be tried or, as the case may be, has been convicted, by the High Court of the Western Pacific or by the Joint Court established for the New Hebrides.

Ref. 1464/II.

FALKLAND ISLANDS.

Income Tax Ordinance (Cap. 32)

ORDER

(under section 49 of the Ordinance)

No. 3 of 1969.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 49 of the Income Tax Ordinance, the Governor in Council has made the following Order —

1. This Order may be cited as the Double Taxation Relief (Taxes on Income) (New Zealand) (Cancellation) Order 1969. Citation.

2. The Double Taxation Relief (Taxes on Income) (New Zealand) Order 1951, is cancelled with effect from the 1st day of April 1965. Cancellation. 10 of 1951

Made by the Governor in Council this 26th day of March 1969.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0527/IV.

FALKLAND ISLANDS.

Nature Reserves Ordinance 1964.

(No. 8 of 1964)

ORDER

(under section 3 of the Ordinance)

No. 4 of 1969.

J. A. JONES,
Acting Governor.

In exercise of the powers conferred by section 3 of the Nature Reserves Ordinance 1964, the Acting Governor in Council has made the following Order —

1. This Order may be cited as the Nature Reserve (Bird Island) Order 1969. Citation.

2. Bird Island, which is adjacent to Stephens Peak, West Falkland, is hereby declared to be a nature reserve for the purpose of protecting the indigenous flora and fauna thereon and for providing, under suitable conditions and control, special opportunities for the study of and research into matters relevant thereto. Declaration of Nature Reserve.

Made by the Acting Governor in Council this 2nd day of September 1969.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 2331.

FALKLAND ISLANDS.

PROCLAMATION

No. 1 of 1969.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 21st day of May 1969, at 9.45 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 5th day of May, in the year of our Lord One thousand Nine hundred and Sixty-nine.

By His Excellency's Command,

H. L. BOUND,

for Colonial Secretary.

Ref. 0529/IV.

FALKLAND ISLANDS.

PROCLAMATION

No. 2 of 1969.

Made under section 35 of the Customs Ordinance (Cap. 16).

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

By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies.

WHEREAS by section 35 of the Customs Ordinance it is provided that it shall be lawful for the Governor from time to time by proclamation to prohibit the importation, carriage coastwise or exportation of any goods whatsoever, and any such proclamation may prohibit importation, carriage coastwise or exportation until the revocation thereof, or during such period as may be specified therein, and may either absolutely prohibit importation, carriage coastwise or exportation, or may prohibit importation, carriage coastwise or exportation except on compliance with any conditions which may be specified in the proclamation, or importation from or exportation to any particular place named in the proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, do hereby PROCLAIM and declare that the exportation of any firearms or ammunition, unless authorised in writing under the hand of the Colonial Secretary, is prohibited until the revocation hereof.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony this 22nd day of July 1969.

LS

C. HASKARD,
Governor.

Ref. 0465/C.

FALKLAND ISLANDS.

PROCLAMATION

No. 3 of 1969.

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

J. A. JONES.



By His Excellency JOHN ASHLEY JONES, Esquire, Officer of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.

WHEREAS by the seventh clause of the Letters Patent passed under the Great Seal of the United Kingdom, dated the 13th December 1948, constituting the office of Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, it is provided that "whenever the Office of Governor is vacant, or the Governor is absent from the Colony or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as We may appoint under Our Sign Manual and Signet, or if there is no such person in the Colony so appointed and capable of discharging the duties of the administration, the Senior Member of the Executive Council then in the Colony and so capable, shall, during Our pleasure, administer the Government of the Colony".

AND WHEREAS HIS EXCELLENCY SIR COSMO HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, has this day left the Colony on leave of absence.

AND WHEREAS no person has been appointed under the Royal Sign Manual and Signet to administer the Government of this Colony in the absence of the Governor;

NOW, THEREFORE, I, JOHN ASHLEY JONES, Colonial Secretary of the Falkland Islands, the Senior Member of the Executive Council aforesaid, do hereby proclaim and make known that, in pursuance of the said clause of the said Royal Letters Patent and having taken the oaths prescribed by law, have this day assumed the Administration of the Government of this Colony and its Dependencies.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 25th day of July, in the Year of Our Lord One thousand Nine hundred and Sixty-nine.

By Command of the Acting Governor,

H. L. BOUND,

Assistant Colonial Secretary.

Ref. P/1151.

FALKLAND ISLANDS.

PROCLAMATION

No. 4 of 1969.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

J. A. JONES.



By His Excellency JOHN ASHLEY JONES, Esquire, Officer of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, JOHN ASHLEY JONES, Officer of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 29th day of October 1969, at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 7th day of October in the Year of our Lord One thousand Nine hundred and Sixty-nine.

By His Excellency's Command,
H. L. BOUND,
for Colonial Secretary.

Ref. 0529/IV.

FALKLAND ISLANDS.

PROCLAMATION

No. 5 of 1969.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 17th day of December 1969, at 10.0 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 6th day of December, in the year of our Lord One thousand Nine hundred and Sixty-nine.

By His Excellency's Command,

H. L. BOUND,

for Colonial Secretary.

Ref. 0529/IV.

FALKLAND ISLANDS.

The Pensions Ordinance 1965

REGULATIONS

(under section 3 (2) of the Ordinance)

No. 1 of 1969.

C. HASKARD,
Governor.

In exercise of the powers conferred by subsection (2) of section 3 of the Pensions Ordinance 1965, the Governor in Council with the sanction of the Secretary of State, has made the following regulations —

1. These regulations may be cited as the Pensions (Amendment) Regulations 1969. Citation.

2. Regulation 8 of the Pensions Regulations 1965 (hereinafter referred to as the principal regulations) is amended by deleting subparagraph (f) of paragraph (1) and substituting the following — Amendment of regulation 8.

“(f) the East African Common Services Organisation or, with effect from the 1st December 1967, the East African Community, in respect of any person deemed to have been appointed or appointed to service as President, Vice-President, Justice of Appeal, Registrar, officer or servant of the Court of Appeal for Eastern Africa or, with effect from 1st December 1967, of the Court of Appeal for East Africa.”.

3. The Schedule to the principal regulations is amended by the insertion after “East African Common Services Organisation”, of — Amendment of Schedule.

“East African Community
East African Harbours Corporation
East African Posts and Telecommunications Corporation
East African Railways Corporation”.

Made by the Governor in Council this 27th day of March 1969.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0829/V.

FALKLAND ISLANDS.

Police Ordinance, 1967

REGULATIONS

(under section 38 of the Ordinance)

No. 2 of 1969.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 38 of the Police Ordinance, 1967, the Governor in Council has made the following regulations — 9 of 1967.

1. These regulations may be cited as the Police Regulations, 1969. Citation.

PART I

RECRUITMENT AND PROBATION

2. The following standard is required for enrolment of recruits for the Police Force — Physical standard for recruits.

- (a) Age: A minimum of eighteen years;
- (b) Of good physique;
- (c) Eyesight: Normal or fully corrected with spectacles;
- (d) Ears: No undue deafness;
- (e) Feet and legs: Sufficiently developed to cope with long periods of standing.

3. A recruit may, before entry into the Force be required to pass a written educational examination, to be set and marked by the Superintendent of Education or such other person as the Colonial Secretary may approve. Examination before entry into Force.

4. A police officer will be on probation for two years after appointment as such, during which period his services may be dispensed with at any time if the Officer in Charge considers that he is not likely to become efficient and well conducted. If his services are so dispensed with, he will receive one month's notice. Probationary period.

PART II — DISCIPLINE

5. Any member of the Force commits an offence against discipline if he commits one or more of the offences set out below (hereinafter in these regulations referred to as the disciplinary code) — Disciplinary code.

(1) Discreditable conduct, that is to say, if he acts in a disorderly manner or any manner prejudicial to discipline or reasonably likely to bring discredit on the reputation of the Force.

(2) Insubordinate or oppressive conduct, that is to say, if he —

- (a) is insubordinate by word, act or demeanour; or
- (b) is guilty of oppressive or tyrannical conduct towards an inferior in rank; or
- (c) uses obscene, abusive or insulting language to any other member of the Force; or
- (d) wilfully or negligently makes any false complaint or statement against any member of the Force; or
- (e) assaults any other member of the Force; or
- (f) improperly withholds any report or allegation against any member of the Force.

(3) Disobedience to orders, that is to say, if he disobeys or without good and sufficient cause omits or neglects to carry out any lawful order, written or otherwise, or any provision of any Standing Order or Routine Order, or contravenes any of the following requirements —

- (a) a police officer shall at all times abstain from activity which is likely to interfere with the impartial discharge of his duties or which is likely to give rise to the impression amongst members of the public that it may so interfere, and in particular a police officer shall not take any active part in politics;
- (b) the place at which a police officer resides shall be subject to the approval of the Officer in Charge;
- (c) a police officer shall not wilfully refuse or neglect to discharge any lawful debt.

(4) Neglect of duty, that is to say, if he —

- (a) neglects or without good and sufficient cause omits promptly and diligently to attend to or carry out anything which is his duty as a police officer; or
- (b) idles or gossips while on duty; or
- (c) fails to work his beat in accordance with orders, or leaves his beat or other place of duty to which he has been ordered without due permission or sufficient cause; or
- (d) by carelessness or neglect permits a prisoner to escape; or
- (e) fails, when knowing where any offender is to be found, to report the same, or to make due exertions for making him amenable to justice; or
- (f) fails to report any matter which it is his duty to report; or
- (g) fails to report anything which he knows concerning a criminal charge, or fails to disclose any evidence which he, or any person within his knowledge, can give for or against any prisoner or defendant to a criminal charge; or
- (h) omits to make necessary entry in any official document or book; or
- (i) neglects, or without good or sufficient cause omits to carry out, any instructions of a government medical officer, or while absent from duty on account of sickness, is guilty of any act or conduct calculated to retard his return to duty.

(5) Falsehood or prevarication, that is to say, if he —

- (a) knowingly makes or signs any false statement in any official document or book; or
- (b) wilfully or negligently makes any false, misleading or inaccurate statement; or
- (c) without good and sufficient cause destroys or mutilates any official document or record, or alters or erases any entry therein.

(6) Breach of confidence, that is to say, if he —

- (a) divulges any matter which is his duty to keep secret; or
- (b) gives notice directly or indirectly to any person against whom any warrant or summons has been or is about to be issued, except in the lawful execution of such warrant or service of such summons; or
- (c) without proper authority communicates to any person, who is not a member of the Force, any matter connected with the Force; or
- (d) without proper authority shows to any person outside the Force any book or written or printed document the property of the government; or

(e) makes any anonymous communication to the Governor, any public officer, the Officer in Charge or to any superior officer; or

(f) canvasses any member of the Legislative Council or any public officer with regard to any matter concerning the Force; or

(g) signs or circulates any petition or statement with regard to any matter concerning the Force except through the proper channel of correspondence to the Officer in Charge; or

(h) calls or attends any unauthorised meeting to discuss any matter concerning the Force.

(7) Corrupt practice, that is to say, if he —

(a) receives any bribe; or

(b) fails to account for or to make a prompt and true return of any money or property received by him in his official capacity; or

(c) directly or indirectly solicits or receives any gratuity, present, subscription or testimonial, without the consent of the Officer in Charge; or

(d) places himself under pecuniary obligation to any publican or any person who holds a licence concerning the granting or renewal of which the police may have to report or give advice; or

(e) improperly uses his character and position as a member of the Force for his private advantage; or

(f) in his capacity as a member of the Force, writes, signs or gives without the sanction of the Officer in Charge any testimonial or character or other recommendation with the object of obtaining employment for any person or of supporting an application for the grant of a licence of any kind; or

(g) without the sanction of the Officer in Charge supports an application for the grant of a licence of any kind.

(8) Unlawful or unnecessary exercise of authority, that is to say, if he —

(a) without good and sufficient cause makes any unlawful or unnecessary arrest; or

(b) uses any unnecessary violence to any prisoner or other person with whom he may be brought into contact in the execution of his duty; or

(c) is uncivil to any member of the public.

(9) Malingering, that is to say, if he feigns or exaggerates any sickness or injury with a view to avoiding duty.

(10) Absence without leave or being late for duty, that is to say, if he without reasonable excuse is absent without leave from or is late for parade, court or any other duty.

(11) Uncleanliness, that is to say, if he, while on duty or while off duty in uniform in a public place, is improperly dressed or is dirty or untidy in his person, clothing or accoutrements.

(12) Damage to clothing or other articles supplied, that is to say, if he —

(a) wilfully or by carelessness causes any waste, loss or damage to any article of clothing or accoutrement, or to any book, document or other government property served out to him or used by him or entrusted to his care; or

(b) fails to report any loss or damage as in the preceding paragraph however caused.

(13) Drunkenness on duty or soliciting drink, that is to say, if he —

- (a) without the consent of his superior officer, drinks or receives from any person any intoxicating liquor while on duty; or
- (b) demands or endeavours to persuade any other person to give him or to purchase or to obtain from him, any intoxicating liquor while he is on duty.

(14) Entering licensed premises, that is to say, if without permission he enters —

- (a) while on duty any premises where intoxicating liquor is served, sold, stored or distributed when his presence there is not required in the execution of his duty; or
- (b) any such premises in uniform while off duty.

(15) Lending, borrowing or accepting presents, that is to say, if he lends money to any superior in rank or borrows or accepts any present from any inferior in rank.

(16) Conviction for a criminal offence, that is to say, if he has been found guilty by a court of law of any criminal offence.

(17) Being an accessory to a disciplinary offence, that is to say, if he connives at or is knowingly an accessory to any offence against discipline.

PART III — DEFAULTERS

Misconduct report.

6. For any offence against the disciplinary code a police officer will, if considered necessary, be placed on the defaulter's report.

Entries on record.

7. Every punishment will be entered on the defaulter's record sheet.

Defaulter to be served with a copy of report.

8. A defaulter shall, when going off duty or if off duty, as soon as practicable, be supplied with a written copy of the report preferred against him, which must disclose an offence against the disciplinary code with such details of time and place as will leave him under no misapprehension as to the offence for which he is reported.

Defaulter to be afforded access to reports.

9. The defaulter will be afforded access to all reports and statements relevant to the report against him, as soon as they are prepared. If he so desires, he will be permitted to take copies in his own time. Each folio of a report or statement of which a copy is taken must be marked by him "Copy Taken" and initialled by him to show that he has seen it.

Questions to be answered on report form.

10. (1) The defaulter will be invited to state in writing on a report form whether he admits or denies the charge. He will also be invited to state thereon the names and address of any witnesses to relevant facts whose attendance at the hearing of the case he wishes to secure.

(2) He may be present when the statement of his witnesses are being taken.

Trifling irregularities.

11. Police officers are not necessarily to be reported for trifling irregularities which can often be dealt with by immediate verbal reprimand, brief particulars of which should at the time be recorded in the official pocket book of the officer by whom the reprimand is administered. Repeated acts of negligence, although in themselves trifling, must be brought to notice.

Trial of defaulters.

12. Offences against the disciplinary code will be tried by the Officer in Charge.

Other member of Force may assist defaulter.

13. (1) At the trial of an offence against the disciplinary code, the defaulter may be assisted by another member of the Force.

(2) The member of the Force assisting the defaulter or the defaulter may address the Officer in Charge trying the case and examine or cross-examine the witnesses.

(3) The defaulter will be permitted to give evidence on his own behalf.

14. If a defaulter absconds or refuses or neglects without good and sufficient cause to attend the hearing of the charge at the time and place appointed or is serving a sentence of imprisonment the case may be decided in his absence.

Absence of defaulter.

15. When a police officer is reported for rendering himself unfit for duty through drink, whether on or off duty, or for drinking on duty, he shall have the right to require that a medical practitioner shall be called to examine him.

Drunkenness — attendance of doctor.

16. The Officer in Charge, when trying a case against a defaulter, shall record the substance of the evidence in writing.

Recording of evidence.

PART IV

APPEALS AND CONFIRMATION OF PUNISHMENT

17. (1) A police officer who is not satisfied with a decision reached on the trial of any offence against the disciplinary code may, subject to the provisions of this Part, appeal to the Governor, who may vary the decision or allow or reject the appeal.

Conditions to be complied with.

(2) Appeals may only be made on the condition that the officer shall have made his whole defence and called all his available witnesses at the original hearing.

(3) Notice of intention to appeal must be given in writing within forty-eight hours of the award of the punishment, stating whether the appeal is against the finding or the punishment or both.

18. On appeal, the appellant shall, within the prescribed time, give notice of appeal by serving on the Officer in Charge a notice in writing of his intention to appeal and of the general grounds of such appeal.

Notice of appeal.

19. A police officer, if found guilty of an offence by the Officer in Charge, may appeal to the Governor only if he has been sentenced to dismissal, termination of service, reduction in rank or reduction in rate of pay.

Limits of appeal.

20. When a member of the Force appeals to the Governor the Officer in Charge shall forward all records, statements and other papers relevant to the hearing to the Colonial Secretary for onward transmission to the Governor.

Appeals to Governor.

21. Any punishment specified in paragraphs (a) to (d) of section 30 of the Ordinance awarded by the Officer in Charge shall be subject to the approval of the Governor.

Confirmation of punishment.

PART V

COMPLAINTS AGAINST POLICE

22. All complaints against members of the Force shall be investigated without delay.

Complaints.

23. (1) When a complaint is lodged against a member of the Force it shall be the duty of the officer receiving it to record it in writing.

Complaints to be recorded in writing.

(2) The officer against whom the complaint is made, will, whenever practicable, be permitted to be present while any statements are being taken from the complainant.

Investigating complaints.

24. In all cases of complaint against a police officer, the Officer in Charge shall enquire into the allegation.

Complainant to be informed.

25. When the enquiry has been completed the Officer in Charge shall inform the complainant of the result of such enquiry.

Revocation.
(7 of 1967).

26. The Police Regulations, 1967 are revoked.

Made by the Governor in Council on the 26th day of March 1969.

H. L. BOUND,
Clerk of the Executive Council.

FALKLAND ISLANDS.

Leave and Passage Regulations

No. 3 of 1969.

C. HASKARD,
Governor.

1. These Regulations may be cited as the Leave and Passage (Amendment) Regulations 1969. Citation.

2. Regulation 23 of the Leave and Passage Regulations 1966, is amended — Amendment of regulation 23.

(a) by the deletion of paragraph (1) and the substitution therefor of the following —

“(1) Where an officer is required by these Regulations to travel by air he shall be allowed in each direction up to 20 cubic feet for himself and 10 cubic feet for each member of his family, subject to a limit of 50 cubic feet for the officer and his family. Sea freight charges only will be met from public funds and the officer should seek reimbursement of expenditure (made in the first instance by himself) by presenting his receipted invoices to the Treasury or the Crown Agents:

Provided that, an officer shall be permitted to send baggage by surface parcel post when the cost to Government is lower than the ruling minimum freight rate. In this case the officer should seek reimbursement of expenditure by presenting that portion of the parcel wrapping which carries the stamps and customs declaration.”; and

(b) by the deletion of paragraph (4).

Made by the Governor in Council this 23rd day of April 1969.

H. L. BOUND,
Clerk of the Executive Council.

FALKLAND ISLANDS.

Police Ordinance, 1967

REGULATIONS

(under section 33D of the Ordinance)

No. 4 of 1969.

J. A. JONES,
Acting Governor.

In exercise of the powers conferred by section 33D of the Police Ordinance, 1967, the Governor in Council has made the following Regulations: 9 of 1967

1. These Regulations may be cited as the Police Reserve Regulations, 1969. Citation.

2. In these Regulations, unless the context otherwise requires, "police reservist" means any member of the Police Reserve. Interpretation.

PART I — APPOINTMENT

3. The Officer in Charge may, with the approval of the Governor, appoint as a police reservist any person — Eligibility for appointment.

- (a) Who is not less than eighteen nor more than sixty years of age;
- (b) who is of good character;
- (c) who is of good health and physique; and
- (d) who is likely to become an efficient and well-conducted police reservist.

4. Any person wishing to be appointed as a police reservist shall apply to the Officer in Charge and shall supply such information as the Officer in Charge may require to enable him to decide whether or not the applicant should be so appointed. Application for appointment.

5. The appointment of a police reservist shall, unless otherwise specified by the Officer in Charge at the time of appointment, be without limitation as to period, subject to the provisions of regulations 8 and 9 and Part IV. Duration of appointment.

6. A police reservist shall on his appointment make and sign the declaration required to be made under section 8 of the Ordinance save that for the reference to police officer there shall be substituted reference to reserve police officer. Declaration on appointment.

PART II

DETERMINATION OF SERVICE

7. A police reservist shall retire from his office as such on reaching the age of sixty-five years:

Provided that in any case, the Officer in Charge may permit a police reservist to continue to serve until such age not exceeding sixty-five as he may determine.

8. A police reservist may resign his office at any time upon giving to the Officer in Charge not less than one month's notice in writing:

Provided that the Officer in Charge may in any case allow a police reservist to withdraw from the Reserve at any time between the giving of the notice and the expiration of the said period of one month.

9. The Officer in Charge may, at his discretion, determine the service of any police reservist by giving him not less than one month's notice in writing. Determination by Officer in Charge.

Application of Part II of Ordinance.

Standing Orders and section 24 of the Ordinance.

Ranks in Reserve.

Secondment of police officers.

Pay and allowances.

Service in Police Reserve not pensionable.

When service as police reservist may be pensionable service.

Application of Police Ordinance and Police Regulations.

Officer in Charge to command reserve.

Revocation.

PART III DUTIES, PRIVILEGES AND IMMUNITIES

10. Part II of the Ordinance shall apply to a police reservist as it applies to a member of the Force.

11. A police reservist shall, subject to the provisions of these Regulations, be subject to and governed by the provisions of any Standing Orders issued under the Ordinance in the same manner as a member of the Force, save in so far as such Standing Orders shall be expressed as not to be applicable to a police reservist.

PART IV RANK AND CONDITIONS OF SERVICE

12. The Police Reserve shall consist of such numbers of the following ranks as the Governor may direct, in order of seniority as shown —

Sergeants
Constables.

13. Any rank in the Police Reserve other than that of constable may be filled by a member of the Force, appointed to that rank in the Force and seconded for duty with the Police Reserve. Any member of the Force so seconded shall for all purposes be deemed to be still a member of the Force.

14. Police reservists shall receive such pay and allowances as may be assigned to them by the Governor in Council.

15. The Pensions Ordinance and the Pensions Regulations shall not apply to a police reservist or (subject to regulation 16) to any service as a police reservist.

16. If a police reservist becomes a member of the Force, having been appointed thereto under the Ordinance, without any break in service, then one-half of his continuous service in the Police Reserve after the age of twenty years shall be deemed to have been service as a police officer for the purposes of the Pensions Ordinance and Pensions Regulations and to have been continuous with the period of his service as a police officer.

PART V CONTROL AND DISCIPLINE OF POLICE RESERVE

17. Without prejudice to the powers conferred upon the Officer in Charge by regulation 9, and subject to the provisions of these Regulations —

- (a) Part V of the Ordinance shall apply to a police reservist as it applies to a member of the Force;
- (b) Parts II, III, IV and V of the Police Regulations, shall apply to a police reservist as they apply to a member of the Force.

18. The Officer in Charge shall have command, superintendence and direction of the Police Reserve and shall be responsible for the efficient administration of the Police Reserve and for the proper expenditure of all public moneys appropriated for the service thereof.

19. The Police Reserve Regulations, 1967 are revoked.

Made by the Governor in Council on the 15th day of July 1969.

H. L. BOUND,
Clerk of the Executive Council.

FALKLAND ISLANDS.

Electricity Supply Ordinance (Cap. 23)

REGULATIONS

(under section 3 of the Ordinance)

No. 5 of 1969.

J. A. JONES,
Acting Governor.

In exercise of the powers conferred by section 3 of the Electricity Supply Ordinance, the Acting Governor in Council has made the following regulations —

1. These regulations may be cited as the Electricity Supply Regulations 1969. Citation.

2. In these regulations, unless the context otherwise requires — Interpretation.

“apparatus” means electrical apparatus, and includes all apparatus, machines, consuming devices, and fittings in which conductors are used or of which they form a part;

“area of supply” means the area situated within forty yards from the low pressure supply system;

“conductor” means an electrical conductor arranged to be connected electrically to a system;

“consumer” means a person whose premises are for the time being connected for the purpose of a supply of electrical energy with any system;

“danger” means danger to health, human life or limb, from shock, burn or other injury, resulting from the generation, transformation, distribution or use of energy, and includes danger to property from fire resulting as aforesaid;

“earthed” means connected to the general mass of the earth in such manner as to ensure at all times an immediate and safe discharge to earth of energy;

“electric line” means a wire or conductor or other means for conveying, transmitting, or distributing energy, together with any casing, coating, covering, tube, pipe or insulator, enclosing, surrounding or supporting the same or any part thereof, or any apparatus connected therewith for the purpose of conveying, transmitting or distributing energy;

“energy” means electrical energy when generated, transmitted, supplied or used for any purpose except the transmission of a message;

“extra high pressure” means any pressure over three thousand three hundred volts; and “high pressure” means any pressure over six hundred and fifty volts, and up to three thousand three hundred volts;

“generator” means a dynamo of any type for the generation of energy;

“installation” means the whole of any electrical plant, apparatus, or works including the means of transmission, the original source of power or prime-mover and its auxiliaries, and all building appurtenant thereto;

“insulated” means covered or protected by insulating material;

“insulating” used as an epithet to characterise any substance, size, quality and construction, according to the circumstances, as to afford to persons adequate protection from danger;

“live” means electrically charged;

"low pressure" means any pressure up to six hundred and fifty volts;

"main" means an electric supply line through which energy is or is intended to be supplied;

"motor" means a motor of any type for the transformation of electrical energy into mechanical energy;

"occupier" means the person in the immediate possession of any premises, without regard to the title under which he occupies; and in the case of premises sub-divided and let to lodgers or various tenants "occupier" shall mean the person receiving the rent payable by the lodgers or tenants, whether on his own account or as agent for any person entitled thereto or interested therein;

"owner" means the person receiving the rent or profit of any lands or premises either for himself or as agent, trustee, executor or administrator for any other person, or who would receive such rent or profits if such land or premises were let;

"premises" means any building, room, tenement, shed and the land appurtenant thereto;

"pressure" means the difference of electrical potential between any two conductors or between a conductor and the earth, as read by a standard voltmeter;

"prime-mover" means a machine supplying power to a generator for the purpose of generating energy;

"private safety" means the obviation of danger to individuals or to private property;

"public lamp" means an electric lamp used for the lighting of any street, wharf or other public place;

"public safety" means the obviation of danger to the general public, to public property, and to roads, streets, wharves, piers, water-works, and telegraphic, telephonic and other electrical signalling lines owned or operated by the Government or by the Stanley Town Council;

"street" includes any way, road, lane, alley, passage or open space, whether a thoroughfare or not, over which the public has a right of way;

"system" means an electrical system in which all the conductors and apparatus are connected to a common source of electromotive force;

"transformation" includes the transformation of pressure up or down, and the conversion of alternating to direct current, or vice versa, by static, rotary or electro-chemical means.

3. Every notice order or other document under these regulations requiring authentication by the Government shall be sufficiently authenticated if signed by the Superintendent.

4. Where any notice or other document is required by these regulations to be served on or given to any person it shall be either served personally on such person or left at or sent by post to his last usual place of abode or business.

5. Any person who shall fail to comply with any notice or order duly given or made under these regulations shall be deemed to have committed a breach of these regulations.

6. (1) Subject to the provisions of these regulations the installation connected with the supply of electric light or energy for power purposes to the premises of any person shall be provided and fixed by such person at his own expense, and the wiring of the

premises shall be effected in accordance with the Regulations for the Electrical Equipment of Buildings published by the Institution of Electrical Engineers of Great Britain as from time to time amended or replaced, unless otherwise authorised by the Superintendent.

(2) A copy of the above-mentioned regulations may be seen on application to the Superintendent.

(3) Any person providing or fixing any installation or wiring any premises in such a manner as to contravene any of the aforesaid regulations shall be deemed to have committed a breach of these regulations.

7. Before any new installation or any addition or alteration to any existing installation is begun, or before the whole or any part of an installation connected with the service of any person such person shall in every case send to the Superintendent —

- (a) notice of his intention to begin such work; and
- (b) a precise description of such proposed work.

8. No energy shall be supplied to any new or altered installation until it has been approved by the Superintendent, who may, if he thinks necessary, test such installation or any part thereof.

9. (1) Notice shall be given to the Superintendent by the owner or occupier of any premises which are, or require to be connected to the main service, if he desires to make use of such service. Such notice shall be recorded by the Superintendent who, subject to the conditions of these regulations, will arrange for such connection to be made. A connection shall constitute an acceptance by the applicant of these regulations.

(2) On connection the applicant as consumer will be liable for the cost of all energy consumed up to the time he gives written notice to the Superintendent that he wishes the service to be discontinued.

10. The general rates to be charged for the supply of electrical energy shall be those fixed by the Governor in Council from time to time and published in the Gazette.

11. (1) The Government may, without incurring any liability for so doing other than a liability to make a proportionate abatement in the charges for the supply, reduce as it may think fit the quantity of energy supplied to any premises, if by reason of any unforeseen circumstances it shall appear that the supply of energy generated is insufficient to enable the full quantity to be conveniently supplied.

(2) The Government shall not be liable for any damage to person or property or for any cessation of the supply of energy which may be due to unavoidable accident, fair wear and tear, or to the reasonable requirements of the system, or to defects in any installation not provided by the Government.

12. (1) The execution of all work in connection with the generation or supply of energy which may affect any street, drainage or water supply, or any telegraphs, telephones, harbour-works or other public or private works, and also the erection of any apparatus which crosses, whether overhead or underground, any such work as aforesaid shall, independently of any other statutory requirement in that behalf, be carried out in the manner prescribed by these regulations and without danger to public safety or private safety.

(2) When an installation is under construction the Superintendent shall have free access for inspection at all reasonable hours of the work in progress; and all reasonable facilities for such inspection shall be afforded by the persons controlling or carrying on the work.

Notice of Installation.

Approval and test of installation.

Connection to and discontinuance of service.

Charges for the supply of energy.

Reduction or cessation of supply.

Liability of Government.

Precautions in execution of work.

Inspection of works in progress.

Authentication of notices, etc.

Service of notices.

Failure to comply with notice, etc.

Installation by consumer.

Inspection of works in operation.

(3) In addition to periodical inspections during construction and final inspections on completion, all installations while in operation may be inspected by the Superintendent. The licensee and persons in control of all installations shall afford full facilities for inspection within working hours.

Entry of premises.

13. The Superintendent or any person authorised by him may, for any of the purposes mentioned in this regulation, at any time between the hours of nine in the morning and four in the afternoon or, in the case of urgency, at any other time, enter upon any premises upon which an installation is under construction or is in operation

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- (i) to inspect and/or test any wire fitting or apparatus installed or being installed so as to ascertain whether there is likely to be any waste, leakage, obstruction, damage or misuse of electrical energy in connection therewith, and/or to ascertain whether such wire fitting or apparatus complies with the terms of the Electricity Supply Ordinance;
- (ii) to fix, inspect, read, check, clean remove or replace any meter or similar appliance of the Superintendent, used or to be used in connection with the installation;
- (iii) to disconnect the installation from any premises or to diminish, withhold or divert the supply of electrical energy through or by means of any wire fitting or apparatus wholly or in part.

Precautions against damage by atmospheric electricity.

14. Any consumer taking or using energy from an installation shall, if the Superintendent so requires, provide such means for obviating risk of damage to such installation by atmospheric electricity as may be indicated by the Superintendent.

Use of energy supplied.

15. No consumer shall use energy supplied to him for purposes other than that for which it is supplied.

Procedure in case of dangerous defect in installation or apparatus.

16. If the Superintendent shall find in any installation or apparatus any defect which in his opinion is likely to cause danger he may, by notice in writing posted to or served upon the licensee or owner thereof, suspend the operation and use of such installation or apparatus until such defect is made good or removed; and in such case the said installation or apparatus shall not be operated or used so long as the said notice of suspension remains unrevoked.

Obstruction or refusal.

17. Any person who shall refuse admittance or reasonable information to the Superintendent or any person authorised by him, or to any Police Officer engaged in carrying out the provisions of these regulations or any order duly made thereunder, or in doing any act thereby authorised, shall be deemed to have committed a breach of these regulations.

Notices, how to be sent.

18. In all cases where notice has under these regulations to be given to the Superintendent, such notice shall be sent to the Power and Electrical Department, and addressed in cases where the supply of energy is involved to the Superintendent.

Re-connection of service by consumer.

19. No owner or occupier of any premises whose connection with the main service has been cut off shall re-connect or attempt to re-connect such premises with such service; and no person shall replace, attempt to replace, or cause or suffer to be replaced any main fuses, but a report of any defect thereon should at once be sent to the Superintendent.

Interference with service.

20. No person shall alter, extend or in any way interfere with an installation once it has been tested and passed by the Superintendent, unless he has first obtained the approval of the Superintendent to do so; and such alteration, extension or addition must not be used for the conveyance of energy until it has been tested and passed by the Superintendent.

21. Any person finding any trace of damage to, interference with or defect in any part of the service to premises owned or occupied by him and connected with the main service shall immediately give notice to the Superintendent.

Notice of damage etc. to service.

22. No person shall wilfully or negligently damage any public lamp, main transformer, house or any part of the electrical service.

Damage to public lamp etc.

23. In the case of the outbreak of fire upon any premises connected with the main service, notice thereof shall immediately be given by the occupier of such premises to the Police Station and also to the Power and Electrical Department.

Outbreak of fire.

24. The service connection shall terminate at the meter. The service lines, such fuse or control gear as may be necessary to protect the meter and service, and the meter, shall be provided and fixed by the Government and shall remain the property of the Government. The installation commencing at the outgoing terminals of the meter shall be provided by and at the expense of the consumer and remain the property and responsibility of the consumer.

Means of making connection with premises.

25. The cost exceeding £5, of the construction of any service lines for the supply of energy from any main to any owner or occupier as may be laid or erected upon the premises of any owner or occupier, and so much of any such service lines as may be necessary to lay or erect from such main, although not on those premises, shall be defrayed by that owner or occupier.

Supply for private purposes.

26. All electric lines, meters, accumulators, fittings, works and apparatus let by or belonging to the Government shall remain the property of the Government, whether they be or be not fixed or fastened to any part of any premises in or upon which they may be situate, or to the soil under any such premises.

Electric lines etc. to remain property of Government.

27. The Colonial Secretary may, subject to such conditions and restrictions, if any, as he thinks fit to impose, authorise the supply of energy to any person outside the area of supply, and to lay down or place electric lines and all other works for that purpose.

Supply of energy outside area.

28. The meter shall be fixed at a point to be determined by the Superintendent and as close to the main fuse as may be convenient and the consumer shall provide such connecting loop or loops as may be required by the Superintendent.

Meter.

29. If the consumer has reason to suppose that the meter is out of order or is registering incorrectly, he shall immediately give notice to the Superintendent who upon request shall test such meter and for every such test a fee of ten shillings shall be paid in advance by the consumer. A meter shall be considered to be correct unless it has an error of over five per centum fast or slow. In the event of the meter being found to have an error of more than five per centum the fee shall be refunded.

Incorrect meter.

30. Should the meter at any time be out of order and register incorrectly, the Government upon receiving notice thereof shall repair or replace such meter as soon as possible, and the quantity of energy to be paid for by the consumer from the date of the meter ceasing to register correctly up to the time of its repair or replacement shall be estimated by the Superintendent upon the basis of the previous consumption of electrical energy in such premises or, in the event of such an estimate being impossible, upon the basis of the subsequent consumption after such repair or replacement has been effected.

Replacement of incorrect meter.

31. The consumer shall be bound absolutely by the reading of the meter for the purpose of calculating what money is due from him to the Government for energy supplied during any particular period; and for the purpose of proving such meter-reading he shall be bound by the entry in the books of the Superintendent in which it is recorded. In the absence of evidence showing that either such entry

Consumer bound by reading of meter.

has been incorrectly made or that the meter was at the time of such reading in default, it shall not be necessary to produce the person who read the meter or the person who made the entry in order to prove the reading or entry.

Supply may be discontinued in certain cases.

32. (1) The Superintendent may without notice and without paying compensation and without prejudicing the right of Government to obtain payment for energy supplied or for any services rendered to the consumer, discontinue the supply to the consumer in any of the following cases —

- (a) if within twenty-eight days after the date of demand the consumer fails to pay any sum or charge due under these regulations or due for repairs or work executed or services or energy supplied by the Government relating to the installation or due under any agreement with the Government relating to the installation or under any directions or orders given in pursuance of these regulations;
- (b) if, in the opinion of the Superintendent, the consumer —
 - (i) has injured or allowed to be injured any part of the service or the meter; or
 - (ii) has allowed any part of the apparatus connected with the supply of energy to his premises, for the good order of which he is responsible, to become defective; or
 - (iii) has used or allowed the energy to be used in such manner as to interfere with the supply of energy to others; or
 - (iv) has contravened any of the provisions of these regulations; or
 - (v) has tampered or interfered with or has permitted any tampering or interference with any part of the service under the Government control.

(2) In any of the above cases the consumer shall be liable for all damage caused to the Government and also in the event of the Government deciding to renew the connection and to re-commence the supply in consequence of the removal of any such defect or on payment of arrears or for any other cause, all expenses of such re-connection shall also be borne by the consumer.

Test.

33. Any test made by the Superintendent shall be accepted by the consumer as binding and final.

Penalty for contravention of regulations.

34. (1) Any person contravening any of the provisions of regulations 19, 20, and 21 or failing to comply with any notice thereunder shall be liable to a fine not exceeding £50 in respect of each contravention, and in addition to a further fine not exceeding £10 in respect of each contravention for every day upon which such offence shall continue.

(2) Any person contravening any of the other provisions of these regulations shall be liable to a penalty not exceeding £10.

Liability of occupier.

35. Every occupier shall be liable for any contravention of these regulations committed upon his premises during his occupancy as though he were the person actually committing such contravention.

Liability for loss or damage to Government.

36. Every person committing a contravention of these regulations shall in addition to the prescribed fine be liable to recompense the Government for any loss or damage suffered by it in consequence of such contravention.

Revocation of regulations No. 2 of 1951.

37. The Electricity Supply Regulations 1951 are hereby revoked.

Made by the Acting Governor in Council this 2nd day of September 1969.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 0428/F.

FALKLAND ISLANDS.

The Customs Ordinance (Cap. 16)

RESOLUTION

(under section 5 of the Ordinance)

No. 1 of 1969.

C. HASKARD,
Governor.

In exercise of the powers conferred on the Legislative Council by section 5 of the Customs Ordinance, it is hereby resolved by the Legislative Council as follows —

1. This Resolution may be cited as the Customs (Amendment of Duties) Resolution, 1969, and shall come into operation on the 31st day of May 1969.

2. Item 2 (a) of paragraph 2 of the Customs Order is hereby amended by the deletion from the third column of the figures "126/-" and the substitution therefor of the figures "135/-".

Item 2 (b) of paragraph 2 of the Customs Order is hereby amended by the deletion from the third column of the figures "4/6", "13/3", "9/9", "5/-", "6/6", "19/6", "14/3" and "7/3", and the substitution therefor of the figures "5/5", "15/11", "11/9", "6/-", "7/10", "23/5", "17/1" and "8/9" respectively.

Item 2 (c) of paragraph 2 of the Customs Order is hereby amended by the deletion from the third column of the figures "1/2" and the substitution therefor of the figures "2/2".

Item 3 of paragraph 2 of the Customs Order is hereby amended by the deletion from the third column of the figures "19/3", "9/6", "5/7", "20/-", "10/-" and "6/-", and the substitution therefor of the figures "24/3", "14/6", "11/7", "25/-", "15/-" and "12/-" respectively.

Resolved by the Legislative Council on the 26th day of May 1969.

H. L. BOUND,
Clerk of the Legislative Council.



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, etc.
1970

PART I.

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Assented to in Her Majesty's name this 6th day of June 1970.

C. HASKARD,
Governor.

LS



No. 1

1970

Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

Further to amend the Administration of Justice Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Administration of Justice (Amendment) Ordinance 1970 and shall come into force on the 8th day of June 1970. Short title and date of commencement.

2. Section 2 of the principal Ordinance is amended — Amendment of section 2.

- (i) by the addition, after the definition of "Judgment", of the words " "Magistrate's Court" means the Court constituted under Part IIA of this Ordinance";
- (ii) by the addition, after the definition of "Record", of the words " "Senior Magistrate" means the magistrate appointed under Part IIA of this Ordinance": and
- (iii) by the deletion of the definition "Court", and the substitution therefor, after the definition of "Senior Magistrate", of the words " "Summary Court" means a magistrate sitting either alone in summary jurisdiction or with other justices or one or more justices sitting to hear any cause which they may be empowered to hear."

Amendment of section 5. 3. Section 5 of the principal Ordinance, as replaced by section 2 of the Administration of Justice (Amendment) Ordinance 1954, is amended by the addition of the word "Summary" before the word "Court" wherever the word "Court" appears in the section.

Appeal to Supreme Court. 4. Part II of the principal Ordinance is amended by the insertion after section 7 of the following new section —

"7A. An appeal to the Supreme Court shall lie —

- (a) in civil cases from every decision of a Summary Court; and
- (b) in criminal cases from every decision of a Summary Court by which an accused person has been convicted and sentenced to imprisonment for a term exceeding one month or a fine exceeding £50:

Provided that where the accused shall have pleaded Guilty an appeal shall not lie save as to the amount or legality of the sentence."

Insertion of new Part IIA. 5. The principal Ordinance is amended by the addition, after Part II, of the following new part —

"PART IIA.

Constitution of Magistrate's Court. 7B. There is hereby constituted a court subordinate to the Supreme Court to be called the Magistrate's Court, which shall consist of and be held before a Senior Magistrate appointed by the Governor for this purpose.

General criminal jurisdiction. 7C. The Senior Magistrate shall have jurisdiction to try and determine any offence committed within the Colony other than treason, piracy, murder, manslaughter, rape or arson, and shall have power to impose a term of imprisonment not exceeding seven years, or a fine not exceeding £1,000, or both.

Practice and procedure. 7D. The criminal jurisdiction vested in the Magistrate's Court by virtue of section 7C of this Ordinance shall be exercised so far as regards practice and procedure in the manner provided in this Ordinance, and in default thereof in conformity with the practice and procedure for the time being observed in England in Courts of Assize and Quarter Sessions.

Assessors and jurors. 7E. The Senior Magistrate may summon two or more justices to sit with him as assessors in the Magistrate's Court, and, with the leave of the Judge may cause jurors to be summoned to attend any sitting of the Court, and may give such directions as to the time and place to which they will be summoned as he may deem fit.

Criminal appeal. 7F. A person convicted by the Magistrate's Court may appeal to the Supreme Court —

- (a) if he has pleaded guilty, against the sentence; and
- (b) if he did not, against any order, conviction or sentence.

Clerk. 7G. The Judge with the approval of the Governor may appoint a suitable person to be Clerk to the Magistrate's Court.

General civil jurisdiction. 7H. The Magistrate's Court shall have civil jurisdiction to try and determine all actions and suits of a civil nature in the Colony where the amount in dispute or the value of the subject matter does not exceed £1000.

Civil procedure and practice. 7I. The civil jurisdiction vested in the Magistrate's Court shall be exercised so far as regards powers practice and procedure in the manner provided by this Ordinance and by such rules of court as may be made pursuant to this Ordinance and in default thereof in substantial conformity with the practice and procedure for the time being observed in England in the County Courts.

7J. An appeal shall lie to the Supreme Court — Appeal in civil cases.

- (a) from all final judgments and decisions; and
- (b) by leave of the Senior Magistrate or the Judge from all interlocutory orders and decisions made in a suit before the Magistrate's Court.

7K. An appeal from the Magistrate's Court in any civil or criminal matter shall be commenced by the appellant giving notice of appeal within fourteen days after the day on which the decision of the Magistrate's Court was given: Time for appeal.

Provided that the Judge may, if he thinks fit, direct that any notice given after the expiration of the time fixed shall be treated as given within the said period.

7L. (1) Where there is commenced in the Magistrate's Court any action founded on contract or tort where the plaintiff claims a sum exceeding £750 the defendant may, within such time as may be prescribed by rules of court, give notice that he objects to the action being tried in the Magistrate's Court. Transfer of actions.

(2) Where such notice is given, the Senior Magistrate or the Judge may order that the case be transferred to the Supreme Court, if

- (a) the defendant gives security approved by the Senior Magistrate for the amount claimed and the costs of the trial in the Supreme Court; and
- (b) the Senior Magistrate certifies that in his opinion some important question of law or fact is likely to arise."

6. The principal Ordinance is amended by the deletion of section 53 and the substitution of the following — Powers of Supreme Court on criminal appeal.

"53. The Supreme Court shall have the following powers in relation to an appeal from the Magistrate's Court or a Summary Court —

- (a) on an appeal against conviction, or against conviction or sentence, the power to
 - (i) quash the conviction and acquit the appellant; or
 - (ii) affirm the conviction; or
 - (iii) to substitute a conviction for any other offence of which the appellant could have been lawfully convicted; or
 - (iv) to affirm the sentence passed or to substitute therefor any other sentence, whether more or less severe and whether of the same nature or not, which the Magistrate's Court or Summary Court would have had power to pass; and
 - (v) to order a retrial of the appellant before a court of competent jurisdiction; and
- (b) on an appeal against sentence only, the power
 - (i) to affirm the sentence; or
 - (ii) to substitute any other sentence, whether more or less severe and whether of the same nature or not, which the court would have had power to pass; and
- (c) on an appeal against any other order, the power to affirm, quash or vary the order, and in such case the Judge may make any consequential or incidental order which may appear just and proper.
- (d) in the exercise of his appellate jurisdiction under this section the Judge may in his discretion hear additional evidence, and may substitute a finding of guilty but insane for any sentence.

Powers of Supreme Court.
on civil appeal.

7. On the hearing of an appeal, the Judge may draw any inference of fact and either —

- (a) order a new trial on such terms as he thinks just; or
- (b) order judgment to be entered for any party; or
- (c) make a final or other order on such terms as he thinks proper to ensure the determination on the merits of the real question in controversy between the parties.

Amendment of section 69.

8. Section 69 of the principal Ordinance is amended by the addition of the words "the Magistrate's Court" after the words "in the Supreme Court", and the words "and of the Magistrate's Court" after the words "officers of the Supreme Court".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0457/III.

Assented to in Her Majesty's name this 10th day of June 1970.

C. HASKARD,
Governor.

LS



No. 2

1970

Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To control the harvesting of kelp in the
Colony and its exportation therefrom. Title.

(1st July 1970)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Control of Kelp Ordinance 1970. Short title.

2. In this Ordinance, unless the context otherwise requires — Interpretation.
"export" means taking or sending out of the Colony;
"licence" means a licence granted under this Ordinance;
"sale" includes exchange, barter, and offering or exposing for sale;
"kelp" means any alga or plant of the genus *macrocystis pyrifera* and *lessonia* growing in or on the foreshore of any part of the Colony or in or on the seabed within the territorial waters of the Colony.

3. (1) No person shall harvest any kelp for sale, processing or export save with, and in accordance with the terms of, a licence granted by the Governor. Prohibition.

(2) No person shall export any kelp save with, and in accordance with the terms of, a licence granted by the Governor.

Grant of licence.

4. The granting or withholding of any licence shall be in the absolute discretion of the Governor, and every licence to harvest kelp for sale, processing or export shall be for such period and relate to such place or places and shall be subject to the payment of such fees and such other conditions as may be specified therein.

Royalties.

5. Subject to section 6, all kelp exported shall be liable to such royalties, if any, as may be prescribed by regulations made by the Governor in Council, and such regulations may prescribe the method of collection and disposal of the royalties so imposed.

Exclusive licence in specified areas.

6. The Governor in Council may upon such terms and conditions as he may agree upon with the licensee grant an exclusive licence to harvest kelp for export in any specified areas and may provide in the licence for the royalties payable on kelp exported under the licence and for the periodical revision of these royalties.

Implied conditions of licence.

7. There shall be implied in every licence the following conditions —

(1) That the licensee shall carry on all his harvesting operations in a safe, orderly, skilful, efficient and workmanlike manner and shall not cause danger or damage to persons lawfully using or being on or in the foreshore of the territorial waters of the Colony.

(2) That the licensee shall take due and proper precautions for the safety of all persons employed by him in harvesting operations.

Offences and penalties.

8. (1) Any person who harvests any kelp for sale, processing or export or exports any kelp without being authorised so to do by a licence granted for such purpose shall be guilty of an offence and shall be liable to imprisonment for a term not exceeding one year or to a fine not exceeding £200 or to both such imprisonment and fine and to forfeit any kelp found in his possession.

(2) Any person who fails to comply with the conditions specified or implied in any licence granted to him shall be guilty of an offence and in addition to any penalty not exceeding a fine of £100 which to a court it seems proper to impose the court may order that the licence be suspended or revoked and may further order the confiscation of any kelp harvested in contravention of the conditions specified in such licence.

Saving.

9. Nothing in this Ordinance shall affect any customary right of any person to harvest kelp in small quantities for agricultural and other purposes within the Colony.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,

Clerk of the Legislative Council.

Ref. 2438.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 10th day of June 1970.

C. HASKARD,
Governor.

LS



No. 3

1970

Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To amend the Prison Ordinance 1966.

Title.

(1st July 1970)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Prison (Amendment) Ordinance 1970.

Short title.

2. Section 7 of the Prison Ordinance 1966 is amended by the deletion of subsection (1) and the substitution therefor of the following —

Amendment of section 7.

“(1) The Governor shall on the first day of January in each year appoint from the panel of justices resident in Stanley three such justices to constitute a Board of Visiting Justices for the ensuing year, one of whom shall be appointed senior member of the board.”

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0049.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 10th day of June 1970.

C. HASKARD,
Governor.



No. 4



1970

Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

Further to amend the Pensions Ordinance 1965. Title.

(1st July 1970)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Pensions (Amendment) Ordinance 1970.

Short title.

2. Section 6 of the Pensions Ordinance 1965 is amended by the deletion in paragraph (a) of subsection (1) of sub-paragraph (i) and the substitution therefor of the following —

Amendment of section 6.

“(i) on or after he attains the age of sixty years, or, with the approval of the Governor in Council, fifty-five years, or in special cases, with the approval of the Secretary of State, on or after attaining the age of fifty years;”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0829/V.

Assented to in Her Majesty's name this 10th day of June 1970.

C. HASKARD,
Governor.

LS

No. 5



1970

Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.

Governor.

An Ordinance
To amend the Education Ordinance 1967. Title.

(1st July 1970)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Education (Amendment) Ordinance 1970. Short title.

2. Section 3 of the Education Ordinance 1967 is repealed and replaced by the following — Repeal and replacement of section 3.

"Age of entry.

3. A child shall be entered at a recognised school on the first day of the term in which he shall attain the age of five years:

Provided that a child who will attain the age of five years during any holiday period within any calendar year may, with the approval of the Superintendent, be entered at a recognised school for the term immediately preceding his fifth birthday."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2390.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 10th day of June 1970.

C. HASKARD,
Governor.

LS

No. 6



1970

Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To provide for the service of the year 1970-71. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1970-71) Ordinance 1970. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1970 to 30th June 1971, a sum not exceeding Five hundred and sixty thousand eight hundred and sixty-four pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1970-71. Appropriation of £560,864 for the service of the year 1970-71.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	11,894
II.	Agriculture	3,628
III.	Audit	1,835
IV.	Aviation	23,059
V.	Customs and Harbour	18,225
VI.	Education	67,194
VII.	Medical	53,330
VIII.	Meteorological	2,610
IX.	Military	3,448
X.	Miscellaneous	7,623
XI.	Pensions and Gratuities	15,677
XII.	Police and Prisons	9,405
XIII.	Posts and Telecommunications	51,906
XIV.	Power and Electrical	25,131
XV.	Public Works	24,365
XVI.	Public Works Recurrent	39,920
XVII.	Public Works Special	5,680
XVIII.	Secretariat, Treasury and Central Store	37,182
XIX.	Shipping Subsidy and Overseas Passages	55,250
XX.	Social Welfare	15,800
XXI.	Supreme Court	2,699
	Total Ordinary Expenditure	475,861
	Development A	1,001
	B	50,002
	C	34,000
	Total Expenditure	£ 560,864

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,

Clerk of the Legislative Council.

Ref. 0284/XXIII.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 14th day of September 1970.

C. HASKARD,
Governor.

LS

No. 7

1970



Colony of the Falkland Islands.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance Further to amend the Income Tax Ordinance.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. (1) This Ordinance may be cited as the Income Tax (Amendment) Ordinance 1970. Short title and commencement.

(2) The provisions of this Ordinance shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January, 1970, and for all subsequent years of assessment.

2. The Income Tax Ordinance (hereinafter referred to as the principal Ordinance) is amended by the addition after section 16 of the following new section — Addition of new section 16A.
(Cap. 32)

"Total income and old age relief.

16A. (1) In ascertaining the chargeable income of any married man who proves that at any time within the year of assessment he was of the age of 60 years or upwards, his wife living with him or wholly maintained by him and that his total income for the year preceding the year of assessment is less than £500, he shall be entitled to a deduction equal to two thirds of the difference between his total income and £500.

(2) In ascertaining the income of any individual, not being entitled to a deduction as aforesaid, who proves that at any time within the year of assessment he was of the age of 60 years or upwards and that his total income for the year preceding the year of assessment is less than £500, he shall be entitled to a deduction equal to one third of the difference between his total income and £500."

Amendment of section 21.

3. Section 21 of the principal Ordinance is amended —

- (a) in subsection (1), by the deletion of the words and figures from "On the first" to the figures "5/9" and the substitution therefor of the following —

"On every £ of the first £100 of such income	1/-
In respect of every pound of the next	£150 2/-
" " " " " " " "	£200 2/6
" " " " " " " "	£200 3/-
" " " " " " " "	£400 3/6
" " " " " " " "	£1,300 4/6
" " " " " " " "	£7,650 5/9
" " " " " exceeding	£10,000 7/-";

- (b) in subsection (2), by the deletion of the words "five shillings and ninepence" and the substitution therefor of the words "seven shillings";
- (c) in paragraph (k) of subsection (2A), by the insertion, after the word "investment" of the word "allowance";
- (d) in paragraph (l) of subsection (2A) by the deletion of the words "are less than" and the substitution therefor of the words "do not exceed";
- (e) by renumbering subsection (4) as subsection (5);
- (f) by the insertion, after subsection (3), of the following new subsection —

"(4) Where it is proved to the satisfaction of the Commissioner that a company incurred qualifying expenditure as defined in paragraph (n) of subsection (2A) of this section, out of the income of the year preceding the year of assessment, such income being chargeable to tax under subsection (2) of this section, there shall be allowed an abatement of 1/3d. for each pound of such qualifying expenditure."

Amendment of section 26.

4. The proviso to subsection (1) of section 26 is amended in paragraphs (a) and (b) by the insertion after "16" of the following —
", 16A".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0747/K/II.

Assented to in Her Majesty's name this 6th day of March 1970.

C. HASKARD,
Governor.



No. DS 1



1970

Falkland Islands Dependencies

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To apply certain Laws of the Colony to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws Ordinance 1970. Short title.

2. The Ordinance of the Colony specified in the first and second columns of the Schedule to this Ordinance is applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite its title in the third column of the Schedule to this Ordinance.

SCHEDULE

No.	Short title	Effective date
12 of 1969	Administration of Justice (Amendment) Ordinance 1969.	6th November 1969

Promulgated by the Governor on the 10th day of February 1970.

J. A. JONES,
Colonial Secretary.

Ref. 0188/II.

Assented to in Her Majesty's name this 27th day of April 1970.

C. HASKARD,
Governor.

LS

No. DS 2



1970

Falkland Islands Dependencies.

IN THE NINETEENTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To provide for the service between the
first day of July, 1969, and the thirtieth day
of June, 1970.

Title.

(1st July 1969)

Date of commencement.

ENACTED for the Dependencies of the Colony of the
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Appropriation (Dependencies) (1969-70) Ordinance, 1970.

Short title.

2. The Governor may cause to be issued out of the Public
Revenue and other funds of the Dependencies and applied to the
service of the period ending the thirtieth day of June, 1970, a sum
not exceeding Sixteen thousand nine hundred and seventeen pounds
which sum is granted and shall be appropriated for the purposes and
to defray the charges of the several services expressed and partic-
ularly mentioned in the Schedule hereto which will come in course
of payment during the period from the first day of July, 1969, to the
thirtieth day of June, 1970.

Appropriation of
£16,917 for service of
the year ending
30th June, 1970.

SCHEDULE

Head of Service	Amount
A. Personal Emoluments	8,593
B. Other Charges	8,324
Total Expenditure	£ 16,917

Promulgated by the Governor on the 27th day of April, 1970.

H. L. BOUND,
for Colonial Secretary.

Ref. D/6/59/J.

Assented to in Her Majesty's name this 21st day of September 1970.

C. HASKARD,
Governor.



No. DS 3

1970

Falkland Islands Dependencies.

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To apply certain Laws of the Colony to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws (No.2) Ordinance 1970. Short title.

2. The Ordinances of the Colony specified in the first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite their short titles in the third column of the Schedule to this Ordinance. Application of Colony Ordinances.

SCHEDULE

No.	Short title	Effective Date
1 of 1970	Administration of Justice (Amendment) Ordinance 1970	8th June 1970
4 of 1970	Pensions (Amendment) Ordinance 1970	1st July 1970

Promulgated by the Governor on the 25th day of August 1970.

R. BROWNING,
for Colonial Secretary.

Ref. 0188/H.

Assented to in Her Majesty's name this 21st day of September 1970.

C. HASKARD,
Governor.

LS

No. DS 4



1970

Falkland Islands Dependencies

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

SIR COSMO HASKARD, K.C.M.G., M.B.E.
Governor.

An Ordinance

To provide for the service between the
first day of July, 1970, and the thirtieth day
of June, 1971.

(1st July 1970)

Date of commencement.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Appropriation (Dependencies) (1970-71) Ordinance, 1970.

Short title.

2. The Governor may cause to be issued out of Public Revenue and other funds of the Dependencies and applied to the service of the period ending the thirtieth day of June, 1971, a sum not exceeding Six thousand and eighty-five pounds which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1970, to the thirtieth day of June, 1971.

Appropriation of
£6,085 for service of
the year ending
30th June, 1971.

SCHEDULE

Schedule.

Head of Service					Amount
A.	Personal Emoluments	...	...	...	401
B.	Other Charges	...	...	...	5,684
Total Expenditure					£ 6,085

Promulated by the Governor on the 21st day of September 1970.

H. L. BOUND,
for Colonial Secretary.

Ref. D6/59/K.

Assented to in Her Majesty's name this 31st day of December 1970.

J. A. JONES,
Acting Governor.

LS

No. DS 5



1970

Falkland Islands Dependencies

IN THE NINETEENTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

JOHN ASHLEY JONES, O.B.E.
Acting Governor.

An Ordinance

To legalise certain payments made in the
year 1969/70 in excess of the Expenditure
sanctioned by Ordinance No. DS 2 of 1970.

Title.

WHEREAS it is expedient to make further provision for the
service of the Falkland Islands Dependencies for the period first day
of July 1969 to the thirtieth day of June 1970.

Preamble.

ENACTED for the Dependencies of the Colony of the Falk-
land Islands by the Acting Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (Dependencies) (1969/70) Ordinance,
1970.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services therein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period first day of July 1969, to the thirtieth day
of June 1970, the same are hereby declared to have been duly laid
out and expended for the service of the Dependencies in that period,
and are hereby approved, allowed and granted in addition to the sum
mentioned for those services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July 1969 to 30th
June 1970.

SCHEDULE

Schedule.

Head of Service	Amount
South Georgia Expenditure	
B. Other Charges	£3,947

Enacted by the Acting Governor on the 31st day of December 1970.

L. C. GLEADELL,
Acting Colonial Secretary.

Ref. D/6/59/J.

PART II.

ORDERS, PROCLAMATIONS, Etc.

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FALKLAND ISLANDS.

Dogs Ordinance (Cap. 21)

ORDER

(Under section 12A of the Ordinance)

C. HASKARD,
Governor.

No. 1 of 1970.

In exercise of the powers conferred by section 12A of the Dogs Ordinance, the Governor has made the following Order —

1. This Order may be cited as the Tapeworm Eradication (Dogs) Order 1970.
2. The Governor may appoint any fit persons to be inspectors for the purposes of this Order.
3. An inspector shall require the owner or other person in charge of any dog in his area, to dose the dog with the tapeworm remedy "Scolaban" under the personal supervision of the inspector in such manner and at such intervals as the inspector shall direct.
4. An inspector shall supply the owner or other person in charge of any dog with such doses of "Scolaban" as the inspector shall consider essential, free of charge.
5. Every dog shall be kept under observation by the inspector for at least three minutes after dosing to ensure that the dose has been retained.
6. Every inspector shall have power to inspect any dog at any time.
7. Livers, lungs and hearts shall not be fed to any dog, nor shall dogs be allowed access to livers, lungs and hearts which are less than 28 days old.
8. Dogs must be removed from, and remain out of, the immediate area when the actual process of slaughtering cattle, sheep, horses and pigs is taking place.
9. Any person who contravenes or fails to comply with any provision of this Order, shall commit an offence and shall be liable, on summary conviction, to a fine not exceeding £25 or to imprisonment for a term not exceeding one month.
10. The Tapeworm Eradication (Dogs) Order 1965, is cancelled.

By Command,
H. L. BOUND,
Clerk of the Executive Council.

28th January 1970.

Ref. 160/43/Vol. 2.

FALKLAND ISLANDS.

The Post Office Ordinance

ORDER

(under section 4 of the Ordinance)

No. 2 of 1970.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance the Governor in Council has made the following Order — Cap. 52

1. This Order may be cited as the Post Office Order, 1970.

Short title.
2. From and after the 1st day of July 1970, the following rules, rates of postage and fees shall be in force —

Rules, rates of postage and fees.
- (a) Aerogrammes will only be accepted when written on the authorised form. The fee, including postage rate to any part of the world shall be (4p) 9d. If an enclosure is placed in the letter it will be forwarded by surface mail.

Aerogrammes.
- (b) First class postal matter for onward transmission by air from South America to any destination shall be accepted at the rate of (5p) 1/- per five grammes or part thereof.

Air mail.
- (c) Second class postal matter for onward transmission by air from South America to any destination shall be accepted at the rate of (2½p) 6d. per five grammes or part thereof.
- (d) Air mail small packets (2½p) 6d. per five grammes or part thereof.
- (e) Air mail phonopost packets (3½p) 8d. per five grammes or part thereof.
- (f) On inland postal packets the rate shall be (1p) 2d. per ounce or part of an ounce. On postal packets sent from any place within the Colony and its Dependencies to the United Kingdom or to any part of the Commonwealth the rate shall be (1½p) 4d. per ounce or part of an ounce. To other parts of the world the rate shall be (3p) 7d. for the first ounce and (2p) 4d. for each additional ounce or part of an ounce.

Rates of postage letters.
(1st Class postal matter).
- (g) On post cards and letter cards to the United Kingdom or to any part of the Commonwealth or inland the rate shall be (1p) 2d; reply cards (2p) 4d. To other parts of the world the rate shall be (2p) 4d; reply cards (4p) 8d.

Post cards and letter cards.
(2nd Class postal matter).
- (h) To the United Kingdom or any part of the British Commonwealth or inland —

Printed papers, etc.
(2nd Class postal matter).

Printed papers including patterns and samples per 2 oz. (1p) 2d.

Literature for the blind per 2 lb. ... (1p) 2d.
- (i) To all countries other than those under (h) —

Printed papers including patterns — (1½p) 3d. for first 2 oz.
(1p) 2d. for each additional 2 oz.

Literature for the blind per 2 lb. ... (1p) 2d.

Samples ... (3p) 7d. for first 6 oz.
(1p) 2d. for each additional 2 oz.
- (j) To all parts of the world —

Small packets.
(2nd Class postal matter.)

On packets not exceeding 2 lb. weight and dimensions not exceeding 18 inches by 8 inches by 4 inches or if in roll form 18 inches in length by 6 inches in diameter the rate shall be (1½p) 3d. for each 2 ozs. or part thereof with a

- minimum charge of (6p) 1/3d. The charge for clearance in case of dutiable goods shall be (2½p) 6d. per packet.
- Insured boxes.** (k) On insured boxes which shall not exceed 2 lb. in weight or 12 inches by 8 inches by 4 inches in dimension the rate shall be (3p) 7d. for each 2 oz. or part thereof with a minimum charge of (14½p) 2/11d. for up to 10 oz.
- Parcel post** (l) Parcel post rates —
- To the United Kingdom — Surface ...*
- | | | | |
|----------------------|-----------------|----------|------|
| via MONTEVIDEO | Not over 3 lb. | (55p) | 11/- |
| | Not over 7 lb. | (82½p) | 16/6 |
| | Not over 11 lb. | (£1.07½) | 21/6 |
| | Not over 22 lb. | (£1.72½) | 34/6 |
| DIRECT ... | Not over 3 lb. | (42½p) | 8/6 |
| | Not over 7 lb. | (62½p) | 12/6 |
| | Not over 11 lb. | (92½p) | 18/6 |
| | Not over 22 lb. | (£1.50) | 30/- |
| AIR MAIL PARCELS ... | each ½lb. | (75p) | 15/- |
- Inland parcel post rates —*
- | | | | |
|--|-----------------|--------|-----|
| | Not over 2 lb. | (5p) | 1/- |
| | Not over 5 lb. | (7½p) | 1/6 |
| | Not over 8 lb. | (10p) | 2/- |
| | Not over 11 lb. | (12½p) | 2/6 |
| | Not over 22 lb. | (25p) | 5/- |
- Cash on delivery service.** (m) There shall be a charge of (2½p) 6d. for each parcel delivered in the Colony. There shall also be a special fee calculated on the trade charge at the rate of (2p) 5d. for the first £ of the trade charge and (1p) 3d. for each succeeding £ or part thereof of the trade charge up to a maximum amount of £40 trade charge.
- Insurance.** (n) The fees for insurance shall be (2½p) 6d. for the first £14 of the declared value, and (2p) 5d. for every additional £14 or fraction thereof, with a maximum declared value of £100.
- Registration.** (o) The fees for registration shall be —
- To all parts of the world (including inland) ... (1½p) 4d.
- Advice of delivery of registered or insured articles, applied for at the time of posting (2p) 5d.
- Inquiry for a postal packet, and advice of delivery of registered articles applied for after posting (2½p) 6d.
- Compensation.** (p) The maximum limit of compensation for the loss of a registered article is (£3.40) £3 8s. 0d. Registration in the International Service does not give any title to compensation for loss or damage of the contents of any registered letter or packet as distinct from the loss of the entire packet. Under an exceptional arrangement, however, with the General Post Office, London, compensation may, as an act of grace, be paid up to a maximum of (£3.40) £3 8s. 0d. in cases where the contents of a registered letter or packet, posted to an address in the United Kingdom, are lost.
- Money orders.** (q) The rate of poundage on money orders shall be (2½p) 6d. for each £ or part thereof of the first £3 of the order and (1p) 3d. for each additional £ or part thereof up to a maximum amount of £50 on each order. An additional (1p) 2d. for each £ shall be charged for money orders to destinations other than the United Kingdom or Commonwealth. The fee for an advice of payment is (1p) 3d.

(r) The rate of poundage on British postal orders shall be — British postal orders.

Values	Poundage
(5p) 1/- ...	(1½p) 4d.
(7½p) 1/6 to (25p) 5/- inclusive ...	(2p) 5d.
(30p) 6/- to (£1.05) 21/- inclusive ...	(3p) 7d.
(£2) 40/- ...	(5p) 1/-
(£3) 60/- ...	(5p) 1/-
(£4) 80/- ...	(5p) 1/-
(£5) 100/- ...	(5p) 1/-

The value of a postal order may be increased by affixing Falkland Islands postage stamps, in number not more than the number of spaces provided on the face of the order, to an amount not exceeding (4½p) 11d. (excluding fractions of a penny). Stamps perforated with initials or marks, or embossed or impressed stamps cut out of envelopes, post-cards, etc., will not be accepted for this purpose.

3. The Post Office Order, 1965 is hereby rescinded. Rescission.

Made by the Governor in Council on the 3rd day of March 1970.

H. L. BOUND,
Clerk of the Executive Council.

EXPLANATORY NOTE

For guidance —

FIRST CLASS POSTAL MATTER includes sealed private or business letters or letter packets up to a limit of 4 lb. in weight.

SECOND CLASS POSTAL MATTER includes —

- (a) printed papers, etc., enclosed in covers open at the ends;
- (b) greeting cards in unsealed envelopes.

No written messages conveying any specific information or making an enquiry or request are admissible as second class postal matter.

AIR MAIL PHONOPOST is provided for the transmission of tape, wire and disc recordings, including recordings bearing messages of a current and personal nature.

THE INSURANCE SERVICE is restricted to items sent direct to the United Kingdom.

Ref. 2180 and 1220.

FALKLAND ISLANDS.

Wild Animals and Birds Protection Ordinance 1964.

(No. 15 of 1964)

ORDER

(under section 4 of the Ordinance)

No. 3 of 1970.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 4 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council, after obtaining the consent of the owners of the area known as Bleaker Island, East Falkland, has made the following Order —

1. This Order may be cited as the Wild Animals and Birds Protection (Bleaker Island Sanctuary) Order 1970.
2. The whole area of Bleaker Island lying north of the fence running west to east from the settlement to Long Gulch, to be a wild animal and bird sanctuary.
3. That any person who within the said area at any time wilfully kills, injures, or takes, or attempts to kill, or take any wild animal or bird shall be guilty of an offence against the Wild Animals and Birds Protection Ordinance 1964.
4. That any person who introduces into the said area any carnivorous animal, other than a working sheep dog, shall be guilty of an offence against the said Ordinance.
5. That any person guilty of an offence under this Order shall be liable to the penalty prescribed in section 4 of the said Ordinance.

Made by the Governor in Council this 5th day of June 1970.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1099/III.

FALKLAND ISLANDS.

The Post Office Ordinance (Cap. 52)

ORDER

(under section 4 of the Ordinance)

No. 4 of 1970.

J. A. JONES,
Acting Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Acting Governor in Council has made the following Order —

1. This Order may be cited as the Post Office (Amendment) Order 1970 and shall come into operation on the 15th day of February 1971.

Citation and commencement.

2. The Post Office Order 1970 is amended in paragraph 2 by deleting sub-paragraph (r) and substituting the following —

Amendment of paragraph 2.
(2 of 1970)

"British postal orders

(r) the rate of poundage on British postal orders shall be —

Denomination	Poundage
5p to £1 inclusive	... .. 3½p
£2 to £5 inclusive	... .. 7½p

The value of a postal order may be increased by affixing postage stamps not exceeding two in number and not exceeding a total of 4½p in value:

Provided that no payment shall be made by or on behalf of the Postmaster in respect of —

- (a) a stamp not affixed in the space provided for the purpose on the postal order; or
- (b) a stamp which is not a stamp for the time being authorised or required to be used for the purpose of the Post Office; or
- (c) a stamp which has been cut out of any postal packet, document, instrument, envelope or other cover, or which is perforated with initials or marks."

Made by the Acting Governor in Council on the 23rd day of December 1970.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 1826.

FALKLAND ISLANDS.

PROCLAMATION

No. 1 of 1970.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 3rd day of June 1970, at 10.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 15th day of May, in the year of our Lord One thousand Nine hundred and Seventy.

By His Excellency's Command,

J. A. JONES,

Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 2 of 1970.

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

C. HASKARD.



By His Excellency SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, SIR COSMO DUGAL PATRICK THOMAS HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Thursday the 10th day of September 1970, at 10.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 17th day of August, in the year of our Lord One thousand Nine hundred and Seventy.

By His Excellency's Command,

J. A. JONES,
Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 3 of 1970.

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

J. A. JONES.



By His Excellency JOHN ASHLEY JONES, Esquire, Officer of the Most Excellent Order of the British Empire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.

WHEREAS by the seventh clause of the Letters Patent passed under the Great Seal of the United Kingdom, dated the 13th December 1948, constituting the office of Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, it is provided that "whenever the Office of Governor is vacant, or the Governor is absent from the Colony or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as We may appoint under Our Sign Manual and Signet, or if there is no such person in the Colony so appointed and capable of discharging the duties of the administration, the Senior Member of the Executive Council then in the Colony and so capable, shall, during Our pleasure, administer the Government of the Colony".

AND WHEREAS HIS EXCELLENCY SIR COSMO HASKARD, Knight Commander of the Most Distinguished Order of Saint Michael and Saint George, Member of the Most Excellent Order of the British Empire, has this day left the Colony on leave of absence.

AND WHEREAS no person has been appointed under the Royal Sign Manual and Signet to administer the Government of this Colony in the absence of the Governor;

NOW, THEREFORE, I, JOHN ASHLEY JONES, Colonial Secretary of the Falkland Islands, the Senior Member of the Executive Council aforesaid, do hereby proclaim and make known that, in pursuance of the said clause of the said Royal Letters Patent and having taken the oaths prescribed by law, I have this day assumed the Administration of the Government of this Colony and its Dependencies.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 27th day of September, in the Year of Our Lord One thousand Nine hundred and Seventy.

By Command of the Acting Governor,

H. L. BOUND,

Assistant Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 4 of 1970.

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

By His Excellency MR. JOHN ASHLEY JONES, Officer of the Most Excellent Order of the British Empire, Acting Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies and Vice-Admiral of the same.

WHEREAS —

- (a) by section 12 of the Maintenance Orders (Facilities for Enforcement) Ordinance, Chapter 42, it is provided that where the Governor is satisfied that reciprocal provisions have been made by the legislature of any British possession or any territory under Her Majesty's protection for the enforcement within such possession or territory of maintenance orders made by courts in the Falkland Islands, the Governor may by Proclamation extend such Ordinance to such possession or territory;
- (b) I am satisfied that the Legislature of the State of New South Wales has made reciprocal provisions as aforesaid:

NOW, THEREFORE, I, JOHN ASHLEY JONES, do hereby PROCLAIM that the said Ordinance shall extend to the State of New South Wales.

GIVEN under my hand and the Public Seal of the Colony of the Falkland Islands this 21st day of December 1970.

J. A. JONES,
Acting Governor.

GOD SAVE THE QUEEN

LS

FALKLAND ISLANDS.

BY THE QUEEN A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1967
SHALL APPLY TO AND BE IN FORCE IN GIBRALTAR AND THE FALKLAND ISLANDS.

ELIZABETH R.

We, in exercise of the powers, conferred by section 11 of the Coinage Act 1870, section 3 (3) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. The parts of the Decimal Currency Act 1967, as modified and set out in the Schedule hereto, shall apply and be in force in Gibraltar and the Falkland Islands.

2. This Proclamation shall be published in the Official Gazettes of Gibraltar and the Falkland Islands and shall come into force in each of those territories on the date of its publication therein in the Official Gazette.

SCHEDULE TO THE PROCLAMATION

1. (1) On and after the appointed day the denominations of money in the currency of Gibraltar and the Falkland Islands shall be the pound sterling and the new penny, the new penny being one-hundredth part of a pound sterling.

(2) In this Act "the appointed day" means such day in the year 1971 as the Governor may by order appoint.

2. (1) Subject to subsection (2) below, all coins of the new currency to be made at the Mint, being coins of the metals and denominations described in column 1 of Schedule 1 to this Act, shall be circular and of the standard weight, diameter and composition specified in columns 2, 3 and 4 of that Schedule.

(2) In the making of such coins a remedy (that is, a variation from the standard weight, diameter or composition specified as aforesaid) shall be allowed of an amount not exceeding the following, that is to say —

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogram of the coin in question) specified in column 5 of the said Schedule 1; and
- (b) a variation from the said standard diameter of 0.125 millimetre per coin; and
- (c) in the case of cupro-nickel coins, a variation from the said standard composition of two per cent.

(3) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to determine —

- (a) the weight and composition of coins of the new currency to be made at the Mint, other than gold coins and coins of the metals and denominations described in the said Schedule 1; and
- (b) the remedy to be allowed in the making of such coins;

and so much of section 3 of that Act and section 2 of the Coinage Act 1946 as requires coins of other denominations to be of a weight and fineness or composition determined by reference to coins of the denominations described in those Acts shall not apply to coins specified in a proclamation made by virtue of this subsection.

(4) Coins made in accordance with this section may, if so directed by proclamation under the said section 11, be issued for use before the appointed day as current coins of such denominations of the currency in force before that day as may be specified in the proclamation.

3. (1) In section 5 of the Coinage Act 1870 (prohibition upon making of coins except by the Mint) for the words "by the Mint" there shall be substituted the words "by or with the authority of the Mint"; and references in any enactment (including this Act) to coins made by, or at or in, the Mint shall include references to coins made at any place with the authority of the Mint.

7. (1) This Act may be cited as the Decimal Currency Act 1967.

(2) Any reference in this Act to any enactment is a reference to it as amended or applied by or under any subsequent enactment.

SCHEDULE 1

DENOMINATIONS, WEIGHT, DIAMETER AND COMPOSITION OF NEW COINS

1	2	3	4	5
Metal and denomination	Standard weight (grams)	Standard diameter (centimetres)	Standard composition	Weight variation (grams)
CUPRO-NICKEL				
Ten new pence	11.31036	2.8500	Three-quarters copper, one quarter nickel	.0646
Five new pence	5.65518	2.3595		
BRONZE				
Two new pence	7.12800	2.5910	Mixed metal copper, tin and zinc	.1500
New penny	3.56400	2.0320		
New halfpenny	1.78200	1.7145		

Given at Our Court at Buckingham Palace, this twentieth day of December in the year of our Lord One thousand nine hundred and sixty-eight and in the seventeenth year of Our Reign.

GOD SAVE THE QUEEN

FALKLAND ISLANDS.

BY THE QUEEN

A PROCLAMATION

Calling in all farthings, halfpennies and half-crowns in the Falkland Islands, the Dependencies of the Falkland Islands, and the British Antarctic Territory.

ELIZABETH R.

WE, in exercise of the powers conferred by section 11 of the Coinage Act 1870, do hereby, by and with the advice of Our Privy Council, call in, in the Falkland Islands the Dependencies of the Falkland Islands and the British Antarctic Territory, all farthings, halfpennies and half-crowns by the 31st day of October 1970 and direct that, after that date, those coins shall not be current or legal tender within these territories.

This Proclamation shall be published in the Official Gazette of the Falkland Islands.

Given at Our Court at Balmoral, this thirtieth day of September, in the year of Our Lord One thousand nine hundred and seventy and in the nineteenth year of Our Reign.

GOD SAVE THE QUEEN

FALKLAND ISLANDS.

BY THE QUEEN A PROCLAMATION

DETERMINING THE SPECIFICATIONS AND DESIGN FOR, AND GIVING CURRENCY TO, CUPRO-NICKEL AND BRONZE COINS IN THE FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, as extended by section 2 (3) and (4) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory (hereinafter referred to as “the Territories”) on the date of such publication.

2. The designs for the cupro-nickel and bronze coins of the denominations described in Schedule 1 to the Decimal Currency Act 1967, as extended to the Territories by Our Proclamations dated the 20th day of December 1968 and the 30th day of September 1970, shall be as follows —

CUPRO-NICKEL COINS

(1) Ten new pence—Every ten new pence shall have for the obverse impression Our effigy with the inscription “D.G.REG.F.D. ELIZABETH II” and the date of the year, and for the reverse a lion passant guardant royally crowned, being part of the crest of England, and the inscription “10 NEW PENCE”. The coin shall have a graining upon the edge.

(2) Five new pence—Every five new pence shall have the same obverse impression and inscription as the ten new pence, and for the reverse a thistle royally crowned, being the badge of Scotland, and the inscription “5 NEW PENCE”. The coin shall have a graining upon the edge.

BRONZE COINS

(1) Two new pence—Every two new pence shall have for the obverse impression Our effigy with the inscription “D.G.REG.F.D. ELIZABETH II” and the date 1971, or of a succeeding year, and for the reverse the badge of the Prince of Wales, being three ostrich feathers enfiling a coronet of crosses pattée and fleurs de lys with the motto “ICH DIEN”, and the inscription “2 NEW PENCE”. The coin shall have a plain edge.

(2) New penny—Every new penny shall have the same obverse impression and inscription as the two new pence, and for the reverse a portcullis with chains royally crowned, being a badge of King Henry VII and his successors, and the inscription “1 NEW PENNY”. The coin shall have a plain edge.

(3) New halfpenny—Every new halfpenny shall have the same obverse impression and inscription as the two new pence, and for the reverse the Royal Crown, and the inscription “ $\frac{1}{2}$ NEW PENNY”. The coin shall have a plain edge.

3. (1) A new coin of cupro-nickel of the denomination of fifty new pence shall be made, being a coin of a standard weight of 13.5 grammes, a standard diameter of 30 millimetres and a standard composition of seventy-five per cent copper and twenty-five per cent nickel, and being in the shape of an equilateral curve heptagon.

(2) In the making of the said coin a remedy (that is, a variation from the standard weight, diameter or composition specified above) shall be allowed of an amount not exceeding the following, that is to say:

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogramme of the coin) of 0.08 grammes; and
- (b) a variation from the said standard diameter of 0.1 millimetres per coin; and
- (c) a variation from the said standard composition of one per cent.

(3) The design for the said coin shall be as follows —

Every fifty new pence shall have for the obverse impression Our effigy with the inscription "D.G.REG.F.D. ELIZABETH II" and the date of the year, and for the reverse a figure of Britannia seated beside a lion, with a shield resting against her right side, holding a trident in her right hand and an olive branch in her left hand; and the inscription "50 NEW PENCE". The coin shall have a plain edge.

4. The fifty new pence, the ten new pence and the five new pence may be issued for use before the day appointed under section 1 (2) of the Decimal Currency Act 1967 (as extended to the Territories by Our Proclamations dated the 20th day of December 1968 and the 30th day of September 1970) as respectively, a current cupro-nickel coin of the denomination of ten shillings issued by Our Mint in accordance with the provisions of the Coinage Act 1946 (as extended to the Falkland Islands by Our Proclamation of the 13th day of November 1947), a florin and a shilling.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

FALKLAND ISLANDS.

BY THE QUEEN A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1967 SHALL APPLY TO AND BE IN FORCE IN THE DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870, section 3 (3) of the Decimal Currency Act 1967, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. The parts of the Decimal Currency Act 1967, as modified and set out in the Schedule hereto, shall apply and be in force in the Dependencies of the Falkland Islands and the British Antarctic Territory.

2. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Dependencies of the Falkland Islands and in the British Antarctic Territory on the date of such publication.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our reign.

GOD SAVE THE QUEEN

SCHEDULE TO THE PROCLAMATION

1. (1) On and after the appointed day the denominations of money in the currency of the Dependencies of the Falkland Islands and the British Antarctic Territory shall be the pound sterling and the new penny, the new penny being one-hundredth part of a pound sterling.

(2) In this Act "the appointed day" means such day in the year 1971 as the Governor or the High Commissioner, as the case may be, may by order appoint.

2. (1) Subject to subsection (2) below, all coins of the new currency to be made at the Mint, being coins of the metals and denominations described in column 1 of Schedule 1 to this Act, shall be circular and of the standard weight, diameter and composition specified in columns 2, 3 and 4 of that Schedule.

(2) In the making of such coins a remedy (that is, a variation from the standard weight, diameter or composition specified as aforesaid) shall be allowed of an amount not exceeding the following, that is to say —

- (a) a variation from the said standard weight of an amount per coin (measured as the average of a sample of not more than one kilogram of the coin in question) specified in column 5 of the said Schedule 1; and
- (b) a variation from the said standard diameter of 0.125 millimetre per coin; and
- (c) in the case of cupro-nickel coins, a variation from the said standard composition of two per cent.

(3) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to determine —

- (a) the weight and composition of coins of the new currency to be made at the Mint, other than gold coins and coins of the metals and denominations described in the said Schedule 1; and
- (b) the remedy to be allowed in the making of such coins;

and so much of section 3 of that Act and section 2 of the Coinage Act 1946 as requires coins of other denominations to be of a weight and fineness or composition determined by reference to coins of the denominations described in those Acts shall not apply to coins specified in a proclamation made by virtue of this subsection.

(4) Coins made in accordance with this section may, if so directed by proclamation under the said section 11, be issued for use before the appointed day as current coins of such denominations of the currency in force before that day as may be specified in the proclamation.

3. (1) In section 5 of the Coinage Act 1870 (prohibition upon making of coins except by the Mint) for the words "by the Mint" there shall be substituted the words "by or with the authority of the Mint"; and references in any enactment (including this Act) to coins made by, or at or in, the Mint shall include references to coins made at any place with the authority of the Mint.

7. (1) This Act may be cited as the Decimal Currency Act 1967.

(2) Any reference in this Act to any enactment is a reference to it as amended or applied by or under any subsequent enactment.

SCHEDULE 1

DENOMINATIONS, WEIGHT, DIAMETER AND COMPOSITION OF NEW COINS

1	2	3	4	5
Metal and denomination	Standard weight (grams)	Standard diameter (centimetres)	Standard composition	Weight variation (grams)
CUPRO-NICKEL				
Ten new pence	11.31036	2.8500	Three-quarters copper, one-quarter nickel	-0646
Five new pence	5.65518	2.3595		
BRONZE				
Two new pence	7.12800	2.5910	Mixed metal copper, tin and zinc	-1500
New penny	3.56400	2.0320		
New halfpenny	1.78200	1.7145		

FALKLAND ISLANDS.

BY THE QUEEN

A PROCLAMATION

DIRECTING THAT CERTAIN PARTS OF THE DECIMAL CURRENCY ACT 1969 SHALL APPLY TO AND BE IN FORCE IN THE FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND ISLANDS AND THE BRITISH ANTARCTIC TERRITORY.

ELIZABETH R.

We, in exercise of the powers conferred by section 11 of the Coinage Act 1870 and section 15 (4) of the Decimal Currency Act 1969 and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows—

1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory (hereinafter referred to as "the Territories") on the date of such publication.

2. The provisions of the Decimal Currency Act 1969 that are set out in the Schedule to this Proclamation shall, in the form in which they are there set out, apply to and be in force in the Territories.

Given at Our Court at Balmoral, this thirtieth day of September in the year of our Lord One thousand nine hundred and seventy and in the nineteenth year of Our Reign.

GOD SAVE THE QUEEN

SCHEDULE TO THE PROCLAMATION

DECIMAL CURRENCY ACT 1969

Section 1: Legal Tender

1. (1) Coins made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 or in accordance with the Coinage Acts 1870 to 1946 and not called in by proclamation under paragraph (5) of section 11 of the Coinage Act 1870 shall be legal tender as follows, that is to say—

- coins of cupro-nickel or silver of denominations of more than ten new pence or two shillings, for payment of any amount not exceeding ten pounds;
- coins of cupro-nickel or silver of denominations of not more than ten new pence or two shillings, for payment of any amount not exceeding five pounds;
- coins of bronze, for payment of any amount not exceeding twenty new pence or four shillings.

(2) In the foregoing subsection "coins of bronze" includes threepences of mixed metal.

(3) Subject to subsection (6) of this section and to any direction given by virtue of section 15 (5) of this Act, coins of the old currency other than gold coins shall not be legal tender after the end of the transitional period.

(4) For the purpose of being used for any payment in accordance with the foregoing provisions of this section a coin of either the old or the new currency may be treated as being a current coin of the other currency of equal value.

(5) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to direct that any coins of the new currency made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 other than coins of cupro-nickel, silver or bronze shall be current and be legal tender for payment of any amount not exceeding such amount (not greater than ten pounds) as may be specified in the proclamation.

(6) For the purposes of this section silver coins of the Queen's Maundy money made in accordance with section 3 of the Coinage Act 1870 shall be treated as made in accordance with section 2 of the Decimal Currency Act 1967 and, if issued before the appointed day, shall be treated as denominated in the same number of new pence as the number of pence in which they were denominated.

Section 15: Minor and consequential amendments of enactments

15. (1) Section 3 of the Coinage Act 1870 (standard of coins) shall apply only to gold coins and to silver coins of the Queen's Maundy money, and accordingly—

(a) in that section, after the word "Act" (where it first occurs) there shall be inserted the words "being gold coins or coins of silver of the Queen's Maundy money", and for the words "silver or bronze" there shall be substituted the words "or any silver coin of the Queen's Maundy money"; and

(b) for the entries in Schedule 1 to that Act relating to silver and bronze coins there shall be substituted the entries relating to silver coins of the Queen's Maundy money set out in Schedule 3 to this Act.

(2) Section 4 of the Coinage Act 1870 (legal tender) shall apply only to gold coins, and accordingly in that section the word "gold" shall be inserted after the words "if made in", and the words "In the case of gold coins" and the words from "In the case of silver" onwards shall be omitted.

(3) Paragraph (4) of section 11 of the Coinage Act 1870 (power by proclamation to determine the weight below which a coin is not to be current) shall cease to have effect.

(5) The powers exercisable by proclamation by virtue of section 11 of the Coinage Act 1870 shall include power to direct that cupro-nickel or silver coins issued by the Mint before the appointed day in accordance with the Coinage Acts 1870 to 1946, being coins of any denomination specified in the proclamation, shall on and after such day (not earlier than the appointed day) as may be so specified be treated as coins of the new currency made by the Mint in accordance with section 2 of the Decimal Currency Act 1967 and as being of such denomination of that currency as may be so specified.

(7) In the case of cupro-nickel coins of the denomination of fifty new pence issued for use before the appointed day as current coins of the denomination of ten shillings by virtue of section 2(4) of the Decimal Currency Act 1967, section 1 of the Coinage Act 1946 (cupro-nickel coins to be legal tender for payments up to forty shillings) shall apply as if the reference to an amount not exceeding forty shillings were a reference to an amount not exceeding ten pounds.

Section 16: Interpretation

16. (1) In this Act—

"the appointed day" means the day appointed under section 1 of the Decimal Currency Act 1967;

"the new currency" means the new currency of the Territories provided for by the Decimal Currency Act 1967;

"the old currency" means the currency of the Territories in force before the appointed day;

"the transitional period" means the period beginning with the appointed day and ending with such day as the Governor or the High Commissioner, as the case may be, may by order appoint.

(2) In this Act—

(a) references to coins made by the Mint include references to coins made at any place with the authority of the Mint; and

(b) references to coins of the new currency made in accordance with section 2 of the Decimal Currency Act 1967 include references to coins made in accordance with any proclamation made under section 11 of the Coinage Act 1870 by virtue of section 2(3) of the said Act of 1967.

(3) Except in so far as the context otherwise requires, any reference in this Act to any enactment or instrument is a reference to it as amended, and includes a reference to it as applied, by or under any other enactment or instrument, including this Act, and is a reference to it as it applies and is in force in the Territories.

Section 17: Repeals

17. (2) The enactments specified in Schedule 4 to this Act are hereby repealed, as from the appointed day, to the extent specified in the third column of that Schedule.

Section 19: Short title, citation and commencement

19. (1) This Act may be cited as the Decimal Currency Act 1969, and the Decimal Currency Act 1967 and this Act may be cited together as the Decimal Currency Acts 1967 and 1969.

(2) Section 1 of this Act, and section 15 of this Act except subsections (5) and (7), shall not come into force until the appointed day.

SCHEDULES TO THE DECIMAL CURRENCY ACT 1969

SCHEDULE 3

ENTRIES TO BE SUBSTITUTED IN SCHEDULE 1 TO COINAGE ACT 1870

Section 15

1870 c. 10.

Denomination of Coin	Standard Weight		Least Current Weight		Standard Fineness	Remedy Allowance		
	Imperial Weight Grains	Metric Weight Grams	Imperial Weight Grains	Metric Weight Grams		Weight per piece		Millesimal Fineness
SILVER: Four new pence Three new pence Two new pence New penny	29.09090	1.88506	—	—	Thirty-seven- fortieths fine silver, three- fortieths alloy; or millesimal fineness 925.	0.262	0.0170	5
	21.81818	1.41379	—	—		0.212	0.0138	
	14.54545	0.94253	—	—		0.144	0.0093	
	7.27272	0.47126	—	—		0.087	0.0056	

SCHEDULE 4 Section 17.
REPEALS

Chapter	Short Title	Extent of Repeal
1870 c. 10 (as amended by 1891 c. 72).	The Coinage Act 1870 (as amended by the Coinage Act 1891).	In section 4, the words from "or less" to "Act" (where it next appears), the words "In the case of gold coins" and the words from "In the case of silver" onwards. In section 11, paragraphs (4) and (6).
1920 c. 3.	The Coinage Act 1920.	Section 1 (1).
1946 c. 74.	The Coinage Act 1946.	Sections 1 to 3. The Schedule.
1967 c. 47.	The Decimal Currency Act 1967.	In section 2, the words from "and so much" onwards in subsection (3), and subsection (4).

FALKLAND ISLANDS.

The Education Ordinance
(No. 14 of 1967)

REGULATIONS
(Under section 16 of the Ordinance)

No. 1 of 1970.

C. HASKARD,
Governor.

In exercise of the powers conferred by section 16 of the Education Ordinance 1967, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Schools (Amendment) Regulations 1970 and shall be deemed to have come into operation on the 1st day of September 1969. Citation and commencement.

2. Regulation 16 of the Schools Regulations 1967 is amended Amendment of regulation 16.
(a) in paragraph (c) of subsection (1) by deleting the figures "£235", "£285" and "£335" and substituting therefor, respectively, the following — (6 of 1967)

"£282
£336
£402"; and

(b) in subsection (2) by deleting the figure "£65" and substituting therefor the following —
"£75".

Made by the Governor in Council on the 25th day of August 1970.

R. BROWNING,
Acting Clerk of the Executive Council.

EXPLANATORY NOTE

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

These regulations provide for an increase in overseas education allowances.

Ref. 2390.

FALKLAND ISLANDS.

Travelling and Subsistence Allowances Rules 1970.

No. 1 of 1970.

The Governor in Council has made the following Rules —

PART I.

Travelling and Subsistence Allowances while on duty within the limits of the Colony, including the Dependencies.

1. Where grades of accommodation are available the officer shall travel according to his entitlement in the Leave and Passage Regulations.

SUBSISTENCE ALLOWANCE

2. The following rates may be authorised in respect of each night necessarily spent away from the officer's usual headquarters —

- (a) Ex-officio members of Executive and Legislative Councils 35/- (£1.75).
- (b) Unofficial members of Executive and Legislative Councils attending meetings of these Councils 35/- (£1.75).
- (c) Officers in Classes A, B & C of the Leave and Passage Regulations 30/- (£1.50).
- (d) All other officers £1.

3. These allowances shall not be paid to an officer —

- (a) Whose salary is fixed on such a basis as to include an allowance for the cost of travelling on duty;
- (b) in respect of any night —
 - (i) on which the officer is the guest of a resident of the Colony;
 - (ii) when the officer is in receipt of a passage at public expense on board any vessel.

PART II.

Travelling and Subsistence Allowances while on duty in the United Kingdom.

TRAVELLING ALLOWANCE

4. Officers attending conferences or engaged in other official business in the United Kingdom will be afforded travel facilities in the following scale —

First class by rail in the case of Executive Council members.

Second class by rail in the case of other officers.

Payment should normally be made by the officer in the first instance and a claim for refund presented to the Crown Agents.

SUBSISTENCE ALLOWANCE

5. The following rates shall be payable in respect of each night necessarily spent away from the officer's usual place of residence —

- (a) For the Inner London area —
 - (i) Members of Executive Council £5 4s. (£5.20);
 - (ii) Other officers £4 8s. (£4.40).
- (b) For all areas other than the Inner London area —
 - (i) Members of Executive Council £4 15s. (£4.75);
 - (ii) Other officers £4 (£4.00).

The Inner London area refers to the area within 4 miles radius of Charing Cross.

or

6. Where the officer resides within easy reach of the centre where the conference etc., is held and spends eight or more hours away from his usual place of residence the following daily rates shall be payable —

- (i) Members of Executive Council 12s. (60p);
- (ii) Other officers 10s. 9d. (54p).

7. The Travelling and Subsistence Allowance Rules, 1968, are revoked.

Made by the Governor in Council on the 25th day of August 1970.

R. BROWNING,

Acting Clerk of the Executive Council.

FALKLAND ISLANDS.

Currency Notes Ordinance (Cap. 15)

RULES

(Under section 13 of the Ordinance)

No. 2 of 1970.

J. A. JONES,
Acting Governor.

In exercise of the powers vested in him by section 13 of the Currency Notes Ordinance, the Governor, with the approval of the Secretary of State, has made the following rules —

1. These rules may be cited as the Currency Notes (Amendment) Rules 1970, and shall come into operation on the 15th day of February 1971.

Citation and commencement.

2. Rule 10 (1) of the Currency Notes Rules is amended by deleting "10/-" and substituting therefor the following —

Amendment of rule 10.
(Cap. 15. sub. leg.)

"10/- and 50 pence".

By Command,

H. L. BOUND,

for Colonial Secretary.

Ref. 0496/II.

FALKLAND ISLANDS.

RULES MADE BY THE ACTING GOVERNOR FOR THE PROSECUTION BY PERSONS UNDER SENTENCE OF DEATH OF PETITIONS FOR SPECIAL LEAVE TO APPEAL TO THE JUDICIAL COMMITTEE OF THE PRIVY COUNCIL.

Date appointed for execution of sentence.

1. The date appointed for the execution of a sentence of death will normally allow an interval of not less than twenty-one and not more than twenty-five days between sentence and the last day for lodging an appeal to the Court of Appeal or, in the event of an appeal, the dismissal of the appeal and the date of execution:

Provided that the sentence shall not in any case be executed until after the expiration of the time within which notice of appeal or application for leave to appeal may be given.

Notice of intention to petition for Special Leave to appeal to the Judicial Committee of the Privy Council.

2. (1) If he intends to apply for Special Leave, the applicant should as soon as possible and in any case within the period prescribed in paragraph (2) of this Rule notify his intention to the Governor through his legal representative or, if personally, through the Officer in Charge of the prison where he is confined.

(2) The period prescribed for notification under paragraph (1) of this Rule is ten clear days after notification that the Governor has not granted a pardon or respite, or, in the event of an appeal to the Court of Appeal, fourteen days after the dismissal of the appeal, if the latter should be longer.

Postponement of execution following notice under Rule 2.

3. On receipt of a notification under Rule 2, the applicant will be informed that the execution will be postponed for twenty-one days, during which period the applicant must furnish the Governor with proof that the necessary instructions, papers and funds have been sent to a solicitor practising in London, the instructions and funds by air mail and the papers by registered ordinary mail; and also where the application is to be made *in forma pauperis* that the procedure relating to such applications as set out in Rule 4 (c) has been complied with.

The necessary papers to be forwarded.

4. The necessary papers alluded to in Rule 3 should include —
- (a) three copies, one being a certified copy, of the record of the trial including any documentary exhibits and the judgment and order of the Court; and
 - (b) if there has been appeal, three copies, one being a certified copy, of the record of the proceedings on appeal including the judgment and order of the Court; and
 - (c) in the case of a person intending to petition *in forma pauperis*,
 - (i) an affidavit stating that he is not worth £100 in the world except his wearing apparel and that he is unable to provide sureties, and
 - (ii) a certificate of Counsel that he has reasonable ground of appeal.

Necessary funds.

5. The necessary funds (except where an application is made *in forma pauperis*) will be at least 110 guineas if one Counsel is engaged, but, if more than one Counsel is engaged or if the record is bulky, 150 to 200 guineas will be needed.

6. A petitioner *in forma pauperis* may, if his petition is dismissed, be excused from paying most of the costs usually chargeable, but he may nevertheless be required to pay the London solicitors' out of pocket expenses and an allowance, on a prescribed scale, towards their office expenses.

7. Solicitors in England are not under any obligation to accept a case *in forma pauperis*.

Action following notification under Rule 2.

8. When furnishing the required proof, the name and address of the solicitors in London to whom papers and funds have been despatched must be supplied to the Governor.

9. If the proof required by the provisions of Rule 3 is not furnished to the Governor before the expiration of the period of twenty-one days referred to in that Rule, the execution will not be further postponed unless the Governor considers that there are special reasons that would justify exceptionally an extension of the date for furnishing such proof. The applicant or his advisers will be informed by the Governor of the new date by which the required proof must be furnished.

10. If the proof required by the provisions of Rule 3 is furnished within the period of twenty-one days referred to in that Rule or on or before such date as the Governor may have fixed under the provisions of Rule 9, execution will be postponed.

11. If the execution is to be further postponed, the Governor will inform the applicant or his advisers of the date by which the application for special leave to appeal should be lodged in the Privy Council Office.

12. If the Governor is informed by the Foreign and Commonwealth Office —

(a) that the application for special leave has not been lodged by the date fixed;

(b) that the application has been dismissed by the Judicial Committee;

(c) that the appeal has been dismissed by the Judicial Committee;

the execution will not be further postponed, subject, however, to the power of the Governor to exercise the Prerogative of Mercy.

Dated this 25th day of November 1970.

By Command,

H. L. BOUND,

for Colonial Secretary.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1970 No. 146

GENOCIDE

The Genocide Act 1969 (Overseas Territories) Order 1970

Made - - - - - 4th February 1970

Coming into Operation 30th April 1970

At the Court at Buckingham Palace, the 4th day of February 1970

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 3 (2) of the Genocide Act 1969 (a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Genocide Act 1969 (Overseas Territories) Order 1970 and shall come into operation on 30th April 1970.

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

3. Section 1 of the Genocide Act 1969, adapted and modified as in Schedule 1 to this Order, and section 4 of, and the Schedule to, that Act shall extend to the territories specified in Schedule 2 to this Order.

W. G. Agnew.

SCHEDULE 1

SECTION 1 OF THE GENOCIDE ACT 1969 AS EXTENDED TO THE TERRITORIES SPECIFIED IN SCHEDULE 2

1. (1) A person commits an offence of genocide if he commits any act falling within the definition of "genocide" in Article II of the Genocide Convention as set out in the Schedule to this Act.

(2) A person guilty of an offence of genocide shall on conviction in Seychelles or the Turks and Caicos Islands and on conviction on indictment in Bermuda, the British Virgin Islands or the Falkland Islands and Dependencies—

(a) if the offence consists of the killing of any person, be sentenced to imprisonment for life;

(b) in any other case, be liable to imprisonment for a term not exceeding fourteen years.

(3) Proceedings for an offence of genocide shall not be instituted in a territory specified in Schedule 2 to the Genocide Act 1969 (Overseas Territories) Order 1970 except by or with the consent of —

(a) in Bermuda, the British Virgin Islands or Seychelles, the person for the time being performing the functions of Attorney-General of the territory concerned;

(b) in the Falkland Islands and Dependencies, the officer for the time being administering the Government;

(c) in the Turks and Caicos Islands, the person for the time being performing the functions of Administrator.

(a) 1969 c. 12.

(b) 1889 c. 63.

SCHEDULE 2

TERRITORIES TO WHICH PROVISIONS OF THE GENOCIDE ACT 1969 ARE EXTENDED

BERMUDA
BRITISH VIRGIN ISLANDS
FALKLAND ISLANDS AND DEPENDENCIES
SEYCHELLES
TURKS AND CAICOS ISLANDS

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends, with adaptations and modifications, certain provisions of the Genocide Act 1969 to the overseas territories specified in Schedule 2. The Genocide Act 1969 gave effect to the Genocide Convention.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1970 No. 147

FUGITIVE CRIMINAL

The Extradition (Genocide) Order 1970

Made - - - - - 4th February 1970

Laid before Parliament 10th February 1970

Coming into Operation 30th April 1970

At the Court at Buckingham Palace, the 4th day of February 1970

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Convention on the Prevention and Punishment of the Crime of Genocide (hereinafter referred to as "the Genocide Convention") was approved by the General Assembly of the United Nations on 9th December 1948, the terms of which are set out in Schedule 1 to this Order:

And whereas the states mentioned in Schedule 2 to this Order are states with which extradition treaties are in force and which are Contracting Parties to the Genocide Convention:

And whereas the Genocide Act 1969 (a) has been enacted to give effect to the Genocide Convention:

And whereas an instrument of accession to the Genocide Convention was deposited on behalf of the United Kingdom of Great Britain and Northern Ireland with the Secretary-General of the United Nations on 30th January 1970 and the Genocide Convention will enter into force for the United Kingdom on 30th April 1970:

And whereas the application of the Genocide Convention is extended by notification in accordance with Article XII of the Convention to the Channel Islands, the Isle of Man and the British possessions mentioned in Schedule 3 to this Order:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by section 2 of the Extradition Act 1870 (b), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows—

1. This Order may be cited as the Extradition (Genocide) Order 1970 and shall come into operation on 30th April 1970.

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

3. The Extradition Acts 1870 to 1935 as amended by the Genocide Act 1969 shall apply in the case of the states mentioned in Schedule 2 to this Order under and in accordance with the extradition treaties therein described as supplemented by the Genocide Convention.

4. The operation of this Order is limited to the United Kingdom, the Channel Islands, the Isle of Man and the British possessions mentioned in Schedule 3 to this Order, being British possessions to which the application of the Genocide Convention is extended.

W. G. Agnew.

(a) 1969 c. 12.

(b) 1870 c. 52.

(c) 1889 c. 63.

SCHEDULE I

ENGLISH TEXT OF THE GENOCIDE CONVENTION

THE CONTRACTING PARTIES,

HAVING CONSIDERED the declaration made by the General Assembly of the United Nations in its resolution 96 (I) dated 11 December 1946 that genocide is a crime under international law, contrary to the spirit and aims of the United Nations and condemned by the civilized world;

RECOGNIZING that at all periods of history genocide has inflicted great losses on humanity; and

BEING CONVINCED that, in order to liberate mankind from such an odious scourge, international co-operation is required,

HEREBY AGREE AS HEREINAFTER PROVIDED:

ARTICLE I

The Contracting Parties confirm that genocide, whether committed in time of peace or in time of war, is a crime under international law which they undertake to prevent and to punish.

ARTICLE II

In the present Convention, genocide means any of the following acts committed with intent to destroy, in whole or in part, a national, ethnical, racial or religious group, as such:

- (a) Killing members of the group;
- (b) Causing serious bodily or mental harm to members of the group;
- (c) Deliberately inflicting on the group conditions of life calculated to bring about its physical destruction in whole or in part;
- (d) Imposing measures intended to prevent births within the group;
- (e) Forcibly transferring children of the group to another group.

ARTICLE III

The following acts shall be punishable:

- (a) Genocide;
- (b) Conspiracy to commit genocide;
- (c) Direct and public incitement to commit genocide;
- (d) Attempt to commit genocide;
- (e) Complicity in genocide.

ARTICLE IV

Persons committing genocide or any of the other acts enumerated in article III shall be punished, whether they are constitutionally responsible rulers, public officials or private individuals.

ARTICLE V

The Contracting Parties undertake to enact, in accordance with their respective Constitutions, the necessary legislation to give effect to the provisions of the present Convention and, in particular, to provide effective penalties for persons guilty of genocide or of any of the other acts enumerated in article III.

ARTICLE VI

Persons charged with genocide or any of the other acts enumerated in article III shall be tried by a competent tribunal of the State in the territory of which the act was committed, or by such international penal tribunal as may have jurisdiction with respect to those Contracting Parties which shall have accepted its jurisdiction.

ARTICLE VII

Genocide and the other acts enumerated in article III shall not be considered as political crimes for the purpose of extradition.

The Contracting Parties pledge themselves in such cases to grant extradition in accordance with their laws and treaties in force.

ARTICLE VIII

Any Contracting Party may call upon the competent organs of the United Nations to take such action under the Charter of the United Nations as they consider appropriate for the prevention and suppression of acts of genocide or any of the other acts enumerated in article III.

ARTICLE IX

Disputes between the Contracting Parties relating to the interpretation, application or fulfilment of the present Convention, including those relating to the responsibility of a State for genocide or for any of the other acts enumerated in article III, shall be submitted to the International Court of Justice at the request of any of the parties to the dispute.

ARTICLE X

The present Convention, of which the Chinese, English, French, Russian and Spanish texts are equally authentic, shall bear the date of 9 December 1948.

ARTICLE XI

The present Convention shall be open until 31 December 1949 for signature on behalf of any Member of the United Nations and of any non-member State to which an invitation to sign has been addressed by the General Assembly.

The present Convention shall be ratified, and the instruments of ratification shall be deposited with the Secretary-General of the United Nations.

After 1 January 1950 the present Convention may be acceded to on behalf of any Member of the United Nations and of any non-member State which has received an invitation as aforesaid.

Instruments of accession shall be deposited with the Secretary-General of the United Nations.

ARTICLE XII

Any Contracting Party may at any time, by notification addressed to the Secretary-General of the United Nations, extend the application of the present Convention to all or any of the territories for the conduct of whose foreign relations that Contracting Party is responsible.

ARTICLE XIII

On the day when the first twenty instruments of ratification or accession have been deposited, the Secretary-General shall draw up a *procès-verbal* and transmit a copy thereof to each Member of the United Nations and to each of the non-member States contemplated in article XI.

The present Convention shall come into force on the ninetieth day following the date of deposit of the twentieth instrument of ratification or accession.

Any ratification or accession effected subsequent to the latter date shall become effective on the ninetieth day following the deposit of the instrument of ratification or accession.

ARTICLE XIV

The present Convention shall remain in effect for a period of ten years as from the date of its coming into force.

It shall thereafter remain in force for successive periods of five years for such Contracting Parties as have not denounced it at least six months before the expiration of the current period.

Denunciation shall be effected by a written notification addressed to the Secretary-General of the United Nations.

ARTICLE XV

If, as a result of denunciations, the number of Parties to the present Convention should become less than sixteen, the Convention shall cease to be in force as from the date on which the last of these denunciations shall become effective.

ARTICLE XVI

A request for the revision of the present Convention may be made at any time by any Contracting Party by means of a notification in writing addressed to the Secretary-General.

The General assembly shall decide upon the steps, if any, to be taken in respect of such request.

ARTICLE XVII

The Secretary-General of the United Nations shall notify all Members of the United Nations and the non-member States contemplated in article XI of the following:

- (a) Signatures, ratifications and accessions received in accordance with article XI;

- (b) Notifications received in accordance with article XII;
- (c) The date upon which the present convention comes into force in accordance with article XIII;
- (d) Denunciations received in accordance with article XIV;
- (e) The abrogation of the Convention in accordance with article XV;
- (f) Notifications received in accordance with article XVI.

ARTICLE XVIII

The original of the present Convention shall be deposited in the archives of the United Nations.

A certified copy of the Convention shall be transmitted to each Member of the United Nations and to each of the non-member States contemplated in article XI.

ARTICLE XIX

The present Convention shall be registered by the Secretary-General of the United Nations on the date of its coming into force.

SCHEDULE 2

STATES WITH WHICH THE UNITED KINGDOM HAS EXTRADITION TREATIES AND WHICH ARE CONTRACTING PARTIES TO THE GENOCIDE CONVENTION

State	Date of Treaty
Albania	22nd July 1926
Argentina	22nd May 1889
Belgium	29th October 1901 / 5th March 1907 / 3rd March 1911 / 8th August 1923 / 2nd July 1928
Chile	26th January 1897
Colombia	27th October 1888
Cuba	3rd October 1904
Czechoslovakia	11th November 1924 / 4th June 1926
Denmark	31st March 1873 / 15th October 1935
Ecuador	20th September 1880
El Salvador	23rd June 1881
Finland	30th May 1924
France	14th August 1876 / 13th February 1896 / 17th October 1908
Federal Republic of Germany	14th May 1872 / 23rd February 1960
Greece	11th / 24th September 1910
Guatemala	4th July 1885 / 30th May 1914
Haiti	7th December 1874
Hungary	3rd December 1873 / 18th September 1936
Iceland	31st March 1873 / 25th October 1938
Iraq	2nd May 1932
Israel	4th April 1960
Italy	5th February 1873
Liberia	16th December 1892
Mexico	7th September 1886
Monaco	17th December 1891
Netherlands	26th September 1898
Nicaragua	19th April 1905
Norway	26th June 1873 / 18th February 1907
Panama	25th August 1906
Peru	26th January 1904
Poland	11th January 1932
Rumania	21st March 1893
Spain	4th June 1878 / 19th February 1889
Sweden	26th April 1963 / 6th December 1965 / 6th June 1966
Uruguay	26th March 1884 / 20th March 1891
Yugoslavia	6th December 1900

SCHEDULE 3

BRITISH POSSESSIONS TO WHICH THE APPLICATION OF THE GENOCIDE CONVENTION IS EXTENDED

Bahama Islands	Hong Kong
Bermuda	Pitcairn
British Virgin Islands	St. Helena
Dominica	St. Lucia
Falkland Islands and Dependencies	St. Vincent
Fiji	Seychelles
Gibraltar	Turks and Caicos Islands
Grenada	

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order applies the Extradition Acts 1870 to 1935 as amended by the Genocide Act 1969 to the offence of genocide in the case of those states with which the United Kingdom has extradition treaties and which are also parties to the Genocide Convention.

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

1970 No. 148

FUGITIVE CRIMINAL

The Fugitive Offenders (Genocide) Order 1970

Made - - - - - *4th February 1970*

Laid before Parliament *10th February 1970*

Coming into Operation *30th April 1970*

At the Court at Buckingham Palace, the 4th day of February 1970

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 17 of the Fugitive Offenders Act 1967 (*a*), as extended by section 3 (1) of the Genocide Act 1969 (*b*), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Fugitive Offenders (Genocide) Order 1970 and shall come into operation on 30th April 1970.

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

3. (1) There shall be deemed to be included among the descriptions of offences set out in Schedule 1 to the Fugitive Offenders Act 1967 as extended to the countries mentioned in the Schedule to this Order any offence of genocide and (so far as not so included by virtue of the foregoing) any attempt or conspiracy to commit such an offence and any direct and public incitement to commit such an offence.

(2) For the purposes of the Fugitive Offenders Act 1967 as extended to any country mentioned in the Schedule to this Order, no offence which, if committed in that country, would be punishable as an offence of genocide or as an attempt, conspiracy or incitement to commit such an offence shall be regarded as an offence of a political character.

(3) It shall not be an objection to any proceedings taken against a person by virtue of the preceding paragraphs of this Article that under the law in force at the time when and in the place where he is alleged to have committed the act of which he is accused or of which he was convicted he could not have been punished therefor.

W. G. Agnew.

SCHEDULE

COUNTRIES REFERRED TO IN ARTICLE 3 OF THE ORDER

Bahama Islands
Bermuda
British Virgin Islands
Falkland Islands and Dependencies
Fiji
Gibraltar
Hong Kong
Pitcairn
Seychelles
Turks and Caicos Islands

(a) 1967 c. 68.

(b) 1969 c. 12.

(c) 1889 c. 63.

EXPLANATORY NOTE

(This Note is not part of the Order)

The Genocide Act 1969 (which gave effect to the Genocide Convention) amends the Fugitive Offenders Act 1967 by adding genocide to the offences for which a person may be returned to a Commonwealth country and by providing that it shall not be treated as an offence of a political character. This Order provides that those amendments shall apply to the 1967 Act as extended to the countries mentioned in the Schedule, being countries to which the Genocide Convention extends.

FALKLAND ISLANDS.

The following is published for general information.

STATUTORY INSTRUMENTS

1970 No. 290

COPYRIGHT

The Copyright (International Conventions) (Amendment) Order 1970

Made - - - - - 25th February 1970

Laid before Parliament 3rd March 1970

Coming into Operation 4th March 1970

At the Court at Buckingham Palace, the 25th day of February 1970

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by and with the advice of Her Privy Council, and by virtue of the authority conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (a), and of all other powers enabling Her in that behalf, is pleased to order, and it is hereby ordered, as follows—

1. (1) This Order may be cited as the Copyright (International Conventions) (Amendment) Order 1970, and shall come into operation on 4th March 1970.

(2) The Interpretation Act 1889 (b) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. The Copyright (International Conventions) Order 1964 (c), as amended (d), shall be further amended as follows—

- (a) references to Australia and Tunisia shall be included in Part 2 of Schedule 1 (countries party to the Universal Copyright Convention);
- (b) references to Paraguay shall be included in Schedule 3, (countries in whose case copyright in sound recordings includes the exclusive right of public performance and broadcasting) and in Schedules 5 and 6 (countries whose broadcasting organisations have copyright protection in relation to their sound and television broadcasts); and
- (c) references to 26th February 1970 shall be included in column 2 of Schedules 5 and 6 in relation to Paraguay.

3. This Order shall extend to the countries named in the Schedule hereto but Articles 2 (b) and (c) shall not extend to any country other than Bermuda and Gibraltar so far as they amend Schedules 5 and 6 to the 1964 Order.

W. G. Agnew.

(a) 1956 c. 74. (b) 1889 c. 63. (c) 1964/690 (1964 II, p. 1319).
(d) The amendments are not relevant to the subject matter of this Order.

SCHEDULE

Countries to which this Order extends

Bahama Islands
Bermuda
British Honduras
Cayman Islands
Falkland Islands and its Dependencies
Fiji
Gibraltar
Isle of Man
Montserrat
Seychelles
St. Helena and its Dependencies
Virgin Islands.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order further amends the Copyright (International Conventions) Order 1964.

It takes account of —

- (a) the ratification by Australia of, and the accession by Tunisia to, the Universal Copyright Convention; and
- (b) the ratification by Paraguay of the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations.

The Order extends, so far as is appropriate, to dependent countries of the Commonwealth to which the 1964 Order extends.



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, etc.
1971

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PART I

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Assented to in Her Majesty's name this 15th day of February 1971.

E. G. LEWIS,
Governor.

LS



No. 1 1971

Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
To make provision in connection with
the introduction of a decimal currency.

(15th February 1971)	Date of commencement.
ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —	Enacting clause.
1. This Ordinance may be cited as the Decimal Currency Ordinance 1971.	Short title.
2. In this Ordinance, unless the context otherwise requires — “the appointed day” means 15th February 1971 (the day appointed under section 1 of the Decimal Currency Act 1967); “the new currency” means the new currency of the Falkland Islands provided for by Proclamation made under the Decimal Currency Act 1967; “the old currency” means the currency of the Falkland Islands in force before the appointed day; “the transitional period” means the period beginning with the appointed day and ending with such day as the Governor may by order appoint.	Interpretation.
3. (1) A bill of exchange or promissory note drawn or made on or after the appointed day shall be invalid if the sum payable is an amount of money wholly or partly in shillings or pence.	Bills of exchange and promissory notes.

(2) A bill of exchange or promissory note for an amount wholly or partly in shillings or pence dated 15th February 1971 or later shall be deemed to have been drawn or made before 15th February 1971 if it bears a certificate in writing by a banker that it was so drawn or made.

Conversion of references to shillings and pence in certain instruments.

4. (1) On and after the appointed day any reference to an amount of money in the old currency contained in an instrument to which this section applies shall, in so far as it refers to an amount in shillings or pence, be read as referring to the corresponding amount in the new currency calculated in accordance with the provisions of the Schedule to this Ordinance.

(2) If a reference to an amount of money in the old currency contained in an instrument to which this section applies is altered so as to make it read as it would otherwise fall to be read in accordance with subsection (1) of this section, the alteration shall not affect the validity of the instrument and, in the case of a bill of exchange or promissory note, shall not be treated as a material alteration for the purposes of section 64 of the Bills of Exchange Act 1882.

(1882 c. 61.)

(3) This section applies to instruments of any of the following descriptions drawn, made or issued before the appointed day, namely —

- (a) cheques;
- (b) any document issued by a customer of a banker which, though not a bill of exchange, is intended to enable a person to obtain payment from that banker of the sum mentioned in the document;
- (c) any document issued by a public officer which is intended to enable a person to obtain payment from the Colonial Treasurer of the sum mentioned in the document but is not a bill of exchange;
- (d) bills of exchange other than cheques;
- (e) promissory notes;
- (f) money orders and postal orders;
- (g) any document issued under the authority of the Old Age Pensions Ordinance 1952, the Family Allowance Ordinance 1960 and the Non-contributory Old Age Pensions Ordinance 1961 which is intended to enable a person to obtain payment of the sum mentioned in the document but is not a bill of exchange;
- (h) any document not mentioned in the foregoing paragraphs which is intended to enable a person to obtain through a banker payment of any sum mentioned in the document.

(3 of 1952)
(9 of 1960)
(7 of 1961)

Conversion of bank balances.

5. (1) Where the amount of the balance standing to the credit or debit of an account at a bank on or after the appointed day is not a whole number of pounds, so much of that amount as is in shillings or pence may be treated as the corresponding amount in the new currency calculated in accordance with the provisions of the Schedule to this Ordinance.

(2) In this section "bank" includes the Government Savings Bank.

Conversion of employees' balances.

6. Where the amount of the balance standing to the credit or debit of an employee with an employer on or after the appointed day is not a whole number of pounds, so much of that amount as is in shillings or pence may be treated as the corresponding amount in the new currency calculated in accordance with the provisions of the Schedule to this Ordinance.

Payment of certain periodical payments.

7. (1) This section applies to any amount of money in the old currency payable on or after the appointed day as one of a series of payments of the same amount payable periodically, whether pursuant to an instrument or otherwise, not being an amount mentioned in subsection (3) of this section.

(2) Subject to the provisions of this Ordinance, where an amount of money to which this section applies is not a whole number of pounds, so much of it as is in shillings or pence may be paid by paying the corresponding amount in the new currency calculated in accordance with the provisions of the Schedule to this Ordinance.

(3) This section does not apply to an amount payable to an employee or the holder of any office by way of wages, salary or other remuneration.

8. (1) Any registered stock which immediately before the appointed day is transferable in multiples of one penny shall on and after the appointed day be transferable instead in multiples of one new penny except in so far as, in the exercise of any power in that behalf, other provision is or has been made as to the amounts in which that stock is to be transferable as from that or any later day.

Registered stock transferable in multiples of one penny.

(2) In any prospectus or other document issued before the appointed day that sets out the terms on which any such registered stock is to be issued or held, any reference to one penny as the amount in multiples of which that stock is to be transferable shall on and after that day be read as a reference to one new penny.

(3) Where the amount of the balance of any such registered stock standing in the name of any person immediately before the appointed day in an account in the register is not a whole number of pounds, so much of that amount as is in shillings or pence shall on and after that day be treated as the corresponding amount in the new currency calculated in accordance with the provisions of the Schedule to this Ordinance.

(4) In this section "registered stock" includes inscribed stock, and "the register" in relation to any registered stock, means any register or book in which that stock is registered or inscribed.

9. Where an amount of money in the old currency which is not a whole number of pounds falls to be paid after the end of the transitional period, the amount payable in respect of so much of it as is in shillings or pence shall be the corresponding amount in the new currency calculated in accordance with the provisions of the Schedule to this Ordinance.

Payments after end of transitional period.

10. (1) Subject to the provisions of this section and of any order made under section 11 of this Ordinance, where an Ordinance or subsidiary legislation passed or made before the appointed day contains a reference to an amount of money in the old currency which is not a whole number of pounds, that reference shall, in so far as it refers to an amount in shillings or pence, be read on and after that day as referring to the equivalent of that amount in the new currency.

Amendment of references to shillings and pence in Ordinances and subsidiary legislation.

(2) Subsection (1) of this section —

- (a) does not apply to any reference in this Ordinance or any subsidiary legislation made thereunder or in any other Ordinance or subsidiary legislation relating to coinage or currency, whenever passed or made; and
- (b) in the case of an Ordinance or subsidiary legislation passed or made after the application of the Decimal Currency Act 1967 does not apply if a contrary intention appears.

11. (1) Where an Ordinance or subsidiary legislation passed or made before the appointed day contains a reference to an amount of money in the old currency which is not a whole number of pounds, the Governor in Council, may by order —

Supplementary power to amend Ordinances etc, referring to shillings and pence.

- (a) if the equivalent of that amount in the new currency is not a new penny or a multiple thereof, substitute for that reference a reference to such amount in the new currency as in the opinion of the Governor in Council is the appropriate multiple of a new halfpenny (or if the case so requires a reference to a new halfpenny);

- (b) make such other amendment in that Ordinance or subsidiary legislation as in the opinion of the Governor in Council is appropriate for securing either that any amount payable thereunder will be a new halfpenny or a multiple thereof or that any amount payable thereunder will be a new penny or a multiple thereof;
- (c) if that reference is part of a rate, percentage, proportion, formula or other basis of calculation, make such amendment in the Ordinance or subsidiary legislation as in the opinion of the Governor in Council is appropriate for securing that the basis of calculation is expressed in the new currency and in convenient terms.

(2) An order under this section shall not come into operation before the appointed day.

(3) No order altering the rate of any tax shall be made under this section.

Modification of forms.

12. (1) Where any form set out in an Ordinance or subsidiary legislation passed or made before the appointed day is designed to accommodate references to sums of money wholly or partly in shillings or pence, the form may be used with such modifications as are necessary to enable it to accommodate references to sums of money wholly or partly in new pence.

(2) The foregoing subsection is without prejudice to any other provision authorising the modification of any such form.

SCHEDULE

Sections 4, 5, 6, 7, 8, 9.

METHOD OF CALCULATING IN CERTAIN CASES THE AMOUNT IN NEW PENCE CORRESPONDING TO AN AMOUNT IN SHILLINGS AND PENCE.

The amount in the new currency corresponding to an amount in shillings, shillings and pence or pence shall be calculated as follows —

- (a) for any whole two shillings or multiple thereof the corresponding amount in the new currency shall be taken to be ten new pence or that multiple thereof; and
- (b) for any amount or remaining amount of less than two shillings shown in column 1 of the following Table the corresponding amount in the new currency shall be taken to be the amount (if any) in new pence shown opposite that amount in column 2 of that Table (and accordingly an amount or remaining amount of one penny shall be disregarded).

TABLE

<i>Amount in old currency</i>	<i>Corresponding amount in new pence</i>
1d.	—
2d.	1p
3d.	1p
4d.	2p
5d.	2p
6d.	3p
7d.	3p
8d.	3p
9d.	4p
10d.	4p
11d.	5p
1s. 0d.	5p
1s. 1d.	5p
1s. 2d.	6p
1s. 3d.	6p
1s. 4d.	7p
1s. 5d.	7p
1s. 6d.	7p
1s. 7d.	8p
1s. 8d.	8p
1s. 9d.	9p
1s. 10d.	9p
1s. 11d.	10p

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2396/III.

Assented to in Her Majesty's name this 15th day of February 1971.

E. G. LEWIS,
Governor.

LS



No. 2

1971

Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
Further to amend the Income Tax
Ordinance. Title

(15th February 1971) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Income Tax (Amendment) Ordinance 1971, and shall come into operation on the 15th day of February 1971. Short title and commencement.

2. Section 21 of the Income Tax Ordinance is amended — Amendment of section 21.
(Cap. 32)

(a) in subsection (1) by deleting the words and figures from "On every £" to the figure "7/-" and substituting therefor the following —

"On every £ of the first £100 of such income	5p
In respect of every pound of the next	£150 10p
" " " " " " " "	£200 12½p
" " " " " " " "	£200 15p
" " " " " " " "	£400 17½p
" " " " " " " "	£1,300 22½p
" " " " " " " "	£7,650 29p
" " " " " exceeding	£10,000 35p";

(b) in subsection (2) by deleting "seven shillings" and substituting therefor "35p";

(c) in subsection (2A) by deleting "4/-" and "3/-", where those first occur, and substituting therefor "20p" and "15p" respectively;

- (d) in paragraph (j) of subsection (2A) by deleting "10/-", "4/-", "7/6" and "3/-" and substituting therefor "50p", "20p", "37½p" and "15p" respectively; and
- (e) in subsection (4) by deleting "1/3" and substituting therefor "6p".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0747/K/II.

Assented to in Her Majesty's name this 15th day of February 1971.

E. G. LEWIS,
Governor.

LS

No. 3

1971



Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance

To legalise certain payments made in the year 1969/70 in excess of the Expenditure sanctioned by Ordinance No. 10 of 1969.

Title.

WHEREAS it is expedient to make further provision for the service of the Colony for the period 1st July 1969 to 30th June 1970.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1969/70) Ordinance, 1971.

Short title.

2. The sums of money set forth in the Schedule hereto having been expended for the services herein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period 1st July 1969 to 30th June 1970, the same are hereby declared to have been duly laid out and expended for the service of the Colony in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance.

Appropriation of excess expenditure for the period 1st July 1969 to 30th June 1970.

SCHEDULE

Number	Head of Service	Amount
FALKLAND ISLANDS		£
II	Agriculture	1,037
IV	Aviation	5,846
V	Customs & Harbour	981
XI	Pensions & Gratuities	755
XIV	Power & Electrical	1,967
XVIII	Secretariat, Treasury & Central Store	2,225
		12,811
Development A		9,273
Development B		19,451
		£ 41,535

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 0284/XX.

Assented to in Her Majesty's name this 15th day of February 1971.

E. G. LEWIS,
Governor.



No. 4

1971

Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
Further to amend the Licensing Ordinance. Title

(15th February 1971) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Licensing (Amendment) Ordinance 1971. Short title.
2. Section 3 of the Licensing Ordinance (hereinafter referred to as the principal Ordinance) is amended — Amendment of section 3. (Cap. 38)
- (a) in subsection (1), by the addition at the end thereof, of the following —
“Restaurant licence £5”;
- (b) in subsection (2), by the insertion after “publican’s retail”, of the following —
“, restaurant”.
3. Section 7 of the principal Ordinance is amended by the insertion in subsection (1), after “publican’s retail”, of the following — Amendment of section 7.
“, restaurant”.
4. Section 10 of the principal Ordinance is amended by the insertion in subsection (1), after “publican’s retail”, of the following — Amendment of section 10.
“, restaurant”.

Addition of new section
13A.

5. The principal Ordinance is amended by the addition, after section 13, of the following new section —

"Restaurant
Licence.

13A. (1) A restaurant licence shall authorise the holder to sell on the premises intoxicating liquor in any quantity to any person taking a meal in the restaurant to be consumed at such meal on any day, between the hours of 10.0 a.m. and 11.30 p.m.

(2) Notwithstanding anything in section 21 of this Ordinance, the holder of a restaurant licence may sue for and recover the value of any intoxicating liquor supplied under subsection (1) of this section."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2461 and 1092.

Assented to in Her Majesty's name this 15th day of February 1971.

E. G. LEWIS,
Governor.

LS

No. 5



1971

Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

**An Ordinance
To amend the Control of Kelp Ordin-
ance 1970.**

Title.

(15th February 1971)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Control of Kelp (Amendment) Ordinance 1971.

Short title.

2. Section 7 (1) of the Control of Kelp Ordinance 1970 is amended by the deletion of the word "of" and the substitution therefor of the word "or".

Amendment of section
7 (1).
2 of 1970.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 2438.

Assented to in Her Majesty's name this 19th day of May 1971.

E. G. LEWIS,
Governor.

LS

No. 6



1971

Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance

Further to amend the Government Wharves Ordinance. Title.

(1st July 1971)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Government Wharves (Amendment) Ordinance 1971, and shall come into operation on the 1st day of July 1971. Short title and commencement.

2. Section 4 of the Government Wharves Ordinance (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following — Repeal and replacement of section 4. (Cap. 29)

"Wharfage charges.

4. When any vessel of a measurement of not less than two tons, other than a vessel under mail contract with the Government, shall be placed alongside or made fast to a Government wharf for the purpose of discharging or taking in cargo or landing or embarking passengers or for any other purpose the owner or master of such vessel shall pay the wharfage charges specified in the Wharfage Regulations. Such wharfage shall be paid or secured to the satisfaction of the Harbour Master before such vessel is removed from such Government wharf. Any person or persons removing any vessel from any Government wharf without such wharfage being paid or secured as aforesaid shall be liable on conviction to a fine not exceeding £10."

Amendment of section 7.

3. Section 7 of the principal Ordinance is amended by the insertion, after "alongside" of "or made fast to".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Acting Clerk of the Legislative Council.

Ref. 1731.

Assented to in Her Majesty's name this 19th day of May 1971.

E. G. LEWIS,
Governor.

LS

No. 7



1971

Colony of the Falkland Islands.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance

To provide for the service of the year
1971-72. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1971-72) Ordinance 1971. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1971 to 30th June 1972, a sum not exceeding Six hundred and forty-three thousand and ninety-six pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1971-72.

Appropriation of £643,096
for the service of the
year 1971-72.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	10,743
II.	Agriculture	2,888
III.	Audit	835
IV.	Aviation	24,276
V.	Customs and Harbour	18,393
VI.	Education	69,090
VII.	Medical	61,371
VIII.	Meteorological	2,585
IX.	Military	3,648
X.	Miscellaneous	7,910
XI.	Pensions and Gratuities	13,001
XII.	Police and Prisons	9,258
XIII.	Posts and Telecommunications	45,596
XIV.	Power and Electrical	30,917
XV.	Public Works	24,473
XVI.	Public Works Recurrent	38,190
XVII.	Public Works Special	3,250
XVIII.	Secretariat, Treasury and Central Store	40,619
XIX.	Shipping Subsidy and Overseas Passages	56,500
XX.	Social Welfare	16,640
XXI.	Supreme Court and Legal	2,964
	Total Ordinary Expenditure	483,147
	Development A	17,288
	B	4,356
	C	98,500
	D	34,000
	E	5,805
	Total Expenditure	£ 643,096

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Acting Clerk of the Legislative Council.

Ref. 0284/XXIV.

Assented to in Her Majesty's name this 29th day of March 1971.

E. G. LEWIS,
Governor.



No. DS 1

1971

Falkland Islands Dependencies.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
Further to amend the Customs (Depend- Title.
encies) Ordinance 1955.

(15th February 1971) Date of commencement.

ENACTED for the Dependencies of the Colony of the Enacting clause.
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

1. This Ordinance may be cited as the Customs (Dependen- Short title and commence-
cies) (Amendment) Ordinance 1971 and shall be deemed to have ment.
come into operation on the 15th day of February 1971.

2. Section 3 of the Customs (Dependencies) Ordinance Amendment of section 3.
1955, is amended by deleting "two pence" and substituting therefor (2 of 1955)
"£0.0083".

Promulgated by the Governor on the 29th day of March 1971.

J. A. JONES,
Colonial Secretary.

Ref. D/6/47/V.

Assented to in Her Majesty's name this 26th day of May 1971

(LS)

E G Lewis.
Governor.

No. DS 2

1971

Falkland Islands Dependencies

IN THE TWENTIETH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.

Governor.

An Ordinance

To apply certain Laws of the Colony
to the Dependencies. Title

ENACTED for the Dependencies of the Colony of
the Falkland Islands by the Governor of the Colony
of the Falkland Islands and the Dependencies thereof,
as follows - Enacting
Clause

1. This Ordinance may be cited as the Application Short
of Colony Laws Ordinance 1971. Title

2. The Ordinances of the Colony specified in the
first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be
deemed to be in force in the Dependencies with effect
from the date set out opposite their short titles in
the third column of the Schedule to this Ordinance. Appli-
cation
of
Colony
Ordinances

SCHEDULE

No.	Short title	Effective Date
1 of 1971	Decimal Currency Ordinance 1971	15th February 1971
1 of 1971	Income Tax (Amendment) Ordinance 1971	15th February 1971

Promulgated by the Governor on the 29th Day of April 1971

J. A. Jones,
Colonial Secretary.

Ref: 0188/II

Assented to in Her Majesty's name this 10th day of August 1971.

E. G. LEWIS,
Governor.

LS

No. DS 3



1971

Falkland Islands Dependencies.

IN THE TWENTIETH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance

To provide for the service between the
first day of July, 1971, and the thirtieth day
of June, 1972.

Title.

(1st July 1971)

Date of commencement.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (Dependencies) (1971-72) Ordinance, 1971.

Short title.

2. The Governor may cause to be issued out of Public Revenue and other funds of the Dependencies and applied to the service of the period ending the thirtieth day of June, 1972, a sum not exceeding Seven thousand Six hundred and thirty-five pounds which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July, 1971, to the thirtieth day of June, 1972.

Appropriation of £7,635 for service of the year ending 30th June, 1972.

SCHEDULE

Schedule.

Head of Service					Amount
A.	Personal Emoluments	...	...	...	401
B.	Other Charges	...	...	...	7,234
Total Expenditure					£ 7,635

Promulgated by the Governor on the 10th day of August 1971.

J. A. JONES,
Colonial Secretary.

Ref. D6/59/L.

PART II

ORDERS, PROCLAMATIONS, Etc.

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FALKLAND ISLANDS.

Decimal Currency Act 1967
(1967 c. 47)

ORDER

(Under section 1 (2) of the Act)

No. 1 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by the Decimal Currency Act 1967, as applied to the Colony by the Schedule to a Proclamation by Her Majesty in Council made under the authority of section 11 of the Coinage Act 1870 and section 3 (3) of the Decimal Currency Act 1967 and dated 20th December 1968, the Governor has made the following Order —

1. This Order may be cited as the Decimal Currency (Appointed Day) Order 1971.

2. The 15th February 1971 shall be the appointed day for the purposes of the Decimal Currency Act 1967.

By Command

J. A. JONES,
Colonial Secretary.

January 1971.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order makes provision for the Decimal Currency Act 1967 to come into force in the Colony on the 15th February 1971.

Ref. 2396/III.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(under Sections 2 (1) and (4) of the Act)

No. 2 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by sections 2 (1) and (4) of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, has made the following Order —

1967 c. 68.
S. I. 1968/113.

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) Order 1971 and shall come into operation on 1st February 1971.

2. The Cook Islands (being a territory for the external relations of which New Zealand is responsible) are hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967 as a separate country at the request of the Government of New Zealand.

3. The territory of Papua and New Guinea, Norfolk Island, Australian Antarctic territory, the territory of Cocos (Keeling) Islands, the territory of Christmas Island, the territory of Heard and McDonald Islands and the territory of Ashmore and Cartier Islands (being territories for the external relations of which Australia is responsible) shall be treated as part of Australia for the purposes of the Fugitive Offenders (Designated Commonwealth Countries) Order 1968 (which designates certain Commonwealth Countries for the purposes of the Fugitive Offenders Act 1967) and the reference to Australia in the Schedule to that Order shall be construed accordingly.

3 of 1968.

4. Niue and the Tokelau Islands (being territories for the external relations of which New Zealand is responsible) shall be treated as part of New Zealand for the purposes of the Fugitive Offenders (Designated Commonwealth Countries) Order 1968 and the reference to New Zealand in the Schedule to that Order shall be construed accordingly.

By Command

J. A. JONES,
Colonial Secretary.

1st February 1971.

EXPLANATORY NOTE

(This Note is not part of the Order)

Section 2(1) of the Fugitive Offenders Act 1967 enables any country within the Commonwealth to be designated by Order for the purposes of the Act (so that the provisions of the Act relating to the return of offenders to the independent Commonwealth countries and not those relating to United Kingdom dependencies will apply). Section 2(4) enables any territory for the external relations of which a Commonwealth country is responsible to be treated as part of that country, or (at the request of that country) as a separate country, for the purposes of such an Order. Australia and New Zealand have already been designated and this Order designates the Cook Islands (for whose external relations New Zealand is responsible) as a separate country and provides that the Dependencies set out in Articles 3 and 4 shall be treated as part of Australia or New Zealand, as the case may be.

Ref. 1464/II.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(under section 2 (1) of the Act)

No. 3 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 2 (1) of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, has made the following Order —

1967 c. 68.
S. I. 1968/113.

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) (No. 2) Order 1971 and shall come into operation on 1st February 1971.

2. Tonga is hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

3. The reference to Tonga and to the Premier of Tonga in the Schedule to the Fugitive Offenders (United Kingdom Dependencies) Order 1969 (which specifies certain countries, including Tonga, as falling within the definition of "United Kingdom dependency" for the purposes of the Fugitive Offenders Act 1967) shall be omitted.

2 of 1969.

By Command

J. A. JONES,
Colonial Secretary.

1st February 1971.

EXPLANATORY NOTE

(This Note is not part of the Order)

Section 2 (1) of the Fugitive Offenders Act 1967 enables any country within the Commonwealth to be designated by Order for the purposes of section 1 of the Act (so that the provisions of the Act relating to the return of offenders to the independent Commonwealth countries and not those relating to United Kingdom dependencies will apply). This Order designates Tonga for those purposes.

Ref. 1464/II.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967

(1967 c. 68)

ORDER

(under section 2(1) of the Act)

No. 4 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 2(1) of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, has made the following Order —

1967 c. 68.
S. I. 1968/113.

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) (No. 3) Order 1971 and shall come into operation on 1st February 1971.

2. Fiji is hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

By Command

J. A. JONES,
Colonial Secretary.

1st February 1971.

EXPLANATORY NOTE

(This Note is not part of the Order)

Section 2(1) of the Fugitive Offenders Act 1967 enables any country within the Commonwealth to be designated by Order for the purposes of section 1 of the Act (so that the provisions of the Act relating to the return of offenders to the independent Commonwealth countries and not those relating to United Kingdom dependencies will apply). This Order designates Fiji for those purposes.

Ref. 1464/II.

FALKLAND ISLANDS.

Wild Animals and Birds Protection Ordinance 1964

(No. 15 of 1964)

ORDER

(under section 4 of the Ordinance)

No. 5 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council has made the following Order —

1. This Order may be cited as the Wild Animals and Birds Protection (Sanctuaries) (Amendment) Order 1971.

2. The Wild Animals and Birds Protection (Sanctuaries) 3 of 1966. Order 1966 is amended by the insertion in paragraph 4, after "domestic", of the following —

“(except in the case of Elephant Jason Island and South Jason Island)”.

Made by the Governor in Council this 11th day of February 1971.

H. L. BOUND,
Clerk of the Legislative Council.

Ref. 1099/III.

FALKLAND ISLANDS.

Decimal Currency Ordinance 1971 (No. 1 of 1971)

Decimal Currency (Miscellaneous Amendments) ORDER 1971

No. 6 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 11 of the Decimal Currency Ordinance 1971, the Governor in Council has made the following Order —

1. This Order may be cited as the Decimal Currency (Miscellaneous Amendments) Order 1971, and shall come into operation on the 15th day of February 1971.

Citation and commencement.

2. The Ordinance specified in the first column of the First Schedule shall be amended in the manner indicated in the second column thereof.

Amendments to Ordinance.

3. Each item of subsidiary legislation specified in the first column of the Second Schedule shall be amended in the manner indicated in the second column thereof opposite each such item of subsidiary legislation.

Amendments to miscellaneous subsidiary legislation.

FIRST SCHEDULE

FIRST COLUMN <i>Ordinance to be amended</i>	SECOND COLUMN <i>Details of amendment</i>
Old Age Pensions Ordinance 1952 (No. 2 of 1952)	Subsection (2) of section 6 is amended as follows— (a) in paragraph (a) by deleting "5/3" and substituting therefor "26p"; and (b) in paragraph (b) by deleting "6/9" and substituting therefor "34p".

SECOND SCHEDULE

FIRST COLUMN <i>Subsidiary legislation to be amended and item thereof</i>	SECOND COLUMN <i>Details of amendment</i>
1. Medical Fees Regulations 1959 (No. 4 of 1959)	Sub-paragraph (i) of paragraph 1 of Schedule C is amended by deleting "3d" and substituting therefor "1½p".
2. Telephone and Telegraph Rules 1964 (No. 1 of 1964)	Rule 8 is amended by deleting "3d" wherever it occurs and substituting therefor "2p".

Made by the Governor in Council this 12th day of February 1971.

H. L. BOUND,
Clerk of the Executive Council.

Ref. 2396/III.

FALKLAND ISLANDS

Decimal Currency Ordinance

(No 1 of 1971)

ORDER

No 7 of 1971

E. G. Lewis
Governor

In exercise of the powers conferred by section 11 of the Decimal Currency Ordinance 1971, the Governor in Council has made the following Order -

1. This Order may be cited as the Decimal Currency Citation (Miscellaneous Amendments) (No 2) Order 1971, and shall be deemed to have had effect as from the 15th day of commencement February 1971.

2. Each Ordinance specified in the first column of Amendments the First Schedule shall be amended in the manner indicated in the second column thereof opposite each such made to Ordinances Ordinance.

3. Each item of subsidiary legislation specified in the first column of the Second Schedule shall be amended in the manner indicated in the second column thereof opposite each such item of subsidiary legislation. Amendments made to subsidiary legislation.

FIRST SCHEDULE

FIRST COLUMN	SECOND COLUMN
Ordinance to be amended and item thereof	Details of amendment
1. Land Ordinance (Chapter 36) Second Schedule	Part II of the Second Schedule is amended by deleting from the pence column "4" and substituting therefor "1½p"
2. Live Stock Ordinance (Chapter 40)	
(1) Section 17	(1) Section 17 is amended by deleting "½d" and "2d" and substituting therefor "½p" and "1p" respectively.
(2) Section 18	(2) Section 18 is amended by deleting "2d" and substituting therefor "1p"

SECOND SCHEDULE

First Column
Subsidiary legislation to be amended
and item thereof

Second Column
Details of Amendment

1. Administration of Estates Rules (Sub. leg. Cap. 1)

Second Schedule

Item 7 of Part I of the Second
Schedule is amended by deleting "9"
and substituting therefor "4p"

2. Court Fees (Civil Cases) Rules (Sub. leg. Cap. 3)

First Schedule

Item 22 of the First Schedule is
amended by deleting "9" and substitu-
ting therefor "4p".

3. Registration of United Kingdom Trade Marks Rules 1962

Rule 8

Rule 8 is amended by deleting from
the pence column "8", "5", "5", "2",
"3", and "8" and substituting therefor
"3½p", "2p", "2p", "1p", "1p" and "3½p"
respectively.

Made by the Governor in Council on the 29th day of April 1971.

R Browning
Acting Clerk of the Executive Council.

Ref: 2396/III

FALKLAND ISLANDS.

The Post Office Ordinance (Cap. 52)

ORDER

(under section 4 of the Ordinance)

No. 8 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 of the Post
Office Ordinance the Governor in Council has made the following Order —

1. This Order may be cited as the Post Office Order, 1971. Short title.
2. From and after the 1st day of September 1971, the following rules, rates of postage and fees shall be in force — Rules, rates of postage
and fees.

AIR MAIL

- (a) Aerogrammes will only be accepted when written on the authorised form. The fee, including postage rate to any part of the world shall be 4p. If an enclosure is placed in the letter it will be forwarded by surface mail; Aerogrammes.
- (b) First class postal matter for onward transmission by air from South America to any destination shall be accepted at the rate of 5p per five grammes or part thereof; 1st Class.
- (c) Second class postal matter for onward transmission by air from South America to any destination shall be accepted at the rate of 2½p per five grammes or part thereof; 2nd Class.
- (d) Air-mail small packets 2½p per five grammes or part thereof.

SURFACE MAIL

- (e) On inland postal packets the rates shall be — 1st Class.

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	1 p	2 p	4 p	8 p	16 p	30 p	40 p

On postal packets sent from any place within the Colony and its Dependencies to the United Kingdom or to any part of the Commonwealth the rates shall be —

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	2 p	3 p	6 p	10 p	20 p	40 p	50 p

To other parts of the world the rates shall be —

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	3 p	5½ p	7 p	16 p	30 p	50 p	80 p

- (f) On postcards to the United Kingdom or to any part of the Commonwealth or inland the rate shall be 1p. To other parts of the world the rate shall be 2p. 2nd Class.
- (g) To the United Kingdom or any part of the British Commonwealth or inland —

Printed papers:

Not over	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	1 p	2 p	3 p	4 p	5 p	6 p

for each additional 2 lb. or part thereof — 1p.

Literature for the blind — Free.

- (h) To all countries other than those under (g) —

Printed papers:

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	1½ p	2 p	2½ p	4 p	7 p	12 p	20 p

for each additional 2 lb or part thereof — 10p.

Literature for the blind — Free.

- (i) To all parts of the world —

On packets not exceeding 2 lb. weight and dimensions not exceeding 18 inches by 8 inches by 4 inches or if in roll form 18 inches in length by 6 inches in diameter the rates shall be —

Not over	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>
	3 p	6 p	10 p	18 p

with a minimum charge of 3p.

INSURED BOXES

Insured boxes.

- (j) On insured boxes which shall not exceed 2 lb. in weight or 12 inches by 8 inches by 4 inches in dimension the rate shall be 3p for each 2 oz or part thereof with a minimum charge of 14½p for up to 10 oz.

PARCEL POST

Parcel post.

- (k) Parcel post rates —

To the United Kingdom — Surface

via MONTEVIDEO

Not over	<u>3 lb</u>	<u>7 lb</u>	<u>11 lb</u>	<u>22 lb</u>
	68 p	98 p	£1.29	£1.88

DIRECT

Not over	<u>3 lb</u>	<u>7 lb</u>	<u>11 lb</u>	<u>22 lb</u>
	56 p	78 p	£1.14	£1.65

AIR-MAIL PARCELS each ½ lb ... 75 p.

Inland parcel post rates —

Not over	<u>2 lb</u>	<u>5 lb</u>	<u>8 lb</u>	<u>11 lb</u>	<u>22 lb</u>
	5 p	8 p	10 p	13 p	25 p.

Cash on delivery service.

- (l) There shall be a charge of 5p for each parcel delivered in the Colony. There shall also be a special fee calculated on the trade charge at the rate of 2p for the first £ of the trade charge and 1p for each succeeding £ or part thereof of the trade charge up to a maximum amount of £40 trade charge.

INSURANCE

Insurance.

- (m) The insurance service is restricted to items sent direct to the United Kingdom. The fees for such insurance shall be 5p for the first £14 of the declared value, and 3p for every additional £14 or fraction thereof, with a maximum declared value of £100.

REGISTRATION

Registration.

- (n) The fees for registration shall be —

To all parts of the world <i>excluding</i> the Colony and its Dependencies and the British Antarctic Territory	4p
The Colony and its Dependencies and the British Antarctic Territory	2p
Advice of delivery of registered or insured articles, applied for at the time of posting	2p
Inquiry for a postal packet, and advice of delivery of registered articles applied for after posting	2½p

COMPENSATION

Compensation.

- (o) The maximum limit of compensation for the loss of a registered article is £5.50. Registration in the International Service does not give any title to compensation for loss or

damage of the contents of any registered letter or packet as distinct from the loss of the entire packet. Under an exceptional arrangement, however, with the General Post Office, London, compensation may, as an act of grace, be paid up to a maximum of £5.50 in cases where the contents of a registered letter or packet, posted to an address in the United Kingdom, are lost. Maximum compensation payable for the loss of a registered item in the internal service is £4.00.

MONEY ORDERS

- (p) The rates of poundage on money orders shall be 3p for each £ or part thereof of the first £3 of the order and 1p for each additional £ or part thereof up to a maximum amount of £50 on each order. The fee for an advice of payment is 1p. Money orders.

POSTAL ORDERS

- (q) The rates of poundage on British postal orders shall be — Postal orders.

Denomination	Poundage
5p to £1 inclusive	3½p
£2 to £5 inclusive	7½p

The value of a postal order may be increased by affixing postage stamps not exceeding two in number and not exceeding a total of 4½p in value:

Provided that no payment shall be made by or on behalf of the Postmaster in respect of —

- (a) a stamp not affixed in the space provided for the purpose on the postal order; or
(b) a stamp which is not a stamp for the time being authorised or required to be used for the purpose of the Post Office; or
(c) a stamp which has been cut out of any postal packet, document, instrument, envelope or other cover, or which is perforated with initials or marks.

3. The Post Office Order, 1970 is hereby rescinded. Rescission.

Made by the Governor in Council on the 6th day of August 1971.

R. BROWNING,

Acting Clerk of the Executive Council.

Ref. 2180 and 1220.

EXPLANATORY NOTE

For guidance —

FIRST CLASS POSTAL MATTER includes sealed private or business letters or letter packets up to a limit of 4 lb. in weight.

SECOND CLASS POSTAL MATTER includes—

- (a) printed papers, etc., enclosed in covers open at the ends;
(b) greeting cards in unsealed envelopes.

No written messages conveying any specific information or making an enquiry or request are admissible as second class postal matter.

FALKLAND ISLANDS.

Post Office Ordinance (Cap. 52)

ORDER

(under section 4 (d) of the Ordinance)

No. 9 of 1971.

E. G. LEWIS,
Governor.

His Excellency the Governor in exercise of the powers vested in him by section 4 (d) of the Post Office Ordinance, is pleased by and with the advice of the Executive Council to order, and it is hereby ordered as follows —

1. This Order may be cited as the Post Office (Invalidation of Stamps) Order 1971. Short title.

2. The following postage stamps shall cease to be valid as from 31st May 1972 —

- (a) Colony 1964 400th Anniversary of the Birth of William Shakespeare;
- (b) Colony 1964 50th Anniversary of the Battle of the Falkland Islands;
- (c) Colony 1965 I.T.U. Centenary;
- (d) Colony 1965 International Co-operation Year;
- (e) Colony 1966 Churchill Commemoration;
- (f) Colony 1968 Human Rights Year;
- (g) Colony 1968 Definitive;
- (h) Colony 1969 21st Anniversary of the Government Air Service;
- (i) Colony 1969 Centenary of Bishop Stirling's Consecration;
- (j) Colony 1970 Jubilee of the Defence Force;
- (k) Colony 1970 "Great Britain" Commemorative;
- (l) Dependencies 1963 Definitive including the redesigned £1 stamp 1969.

Any stamps of the above-mentioned issues may be exchanged for stamps of the current issue if presented to the Post Office, Stanley on or before 30th November 1972.

Made by the Governor in Council on the 26th day of July 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 185/37.

FALKLAND ISLANDS.

The Pensions Ordinance

ORDER

(under section 2 of the Ordinance)

No. 10 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers vested in him by section 2 of the Pensions Ordinance, 1965, the Governor in Council has been pleased to order as follows —

No. 6 of 1965.

1. This Order may be cited as the Pensions (Pensionable Offices) Order 1971. Short title.

2. The following offices are hereby declared to be pensionable offices in the public service of the Colony — Pensionable Offices.

COLONY

EDUCATION	...	Certificated Teacher
	...	Uncertificated Teacher
PUBLIC WORKS	...	Transport Officer.

Made by the Governor in Council on the 10th day of September 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 1171.

FALKLAND ISLANDS.

The Post Office Ordinance (Cap. 52)

ORDER

(under section 4 of the Ordinance)

No. 11 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council has made the following Order —

1. This Order may be cited as the Post Office (Amendment) Order 1971 and shall come into operation on the 19th day of October 1971.

Citation and commencement.

2. Paragraph 2 of the Post Office Order 1971, is amended by the addition of the following new sub-paragraph after sub-paragraph (q):

Amendment of paragraph 2.
8 of 1971.

"Postage rates
to Argentina.

(r) The rates of postage on all mail to the Argentine mainland shall be the same as those specified for posting within the Colony."

Made by the Governor in Council on the 19th day of October 1971.

R. BROWNING,
Clerk of the Executive Council.

Ref. 1220/O and 2180.

FALKLAND ISLANDS.

Foreign Judgments (Reciprocal Enforcement) Ordinance 1959

(No. 4 of 1959)

ORDER

(under section 3 (1) of the Ordinance)

No. 12 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by subsection (1) of section 3 of the Foreign Judgments (Reciprocal Enforcement) Ordinance 1959, the Governor in Council has made the following Order —

1. This Order may be cited as the Foreign Judgments (Reciprocal Enforcement) (the Netherlands) Order 1971. Citation.

2. The provisions of Part I of the Foreign Judgments (Reciprocal Enforcement) Ordinance 1959 shall extend to the Netherlands. Extension of Part I.

3. The following courts shall be deemed to be superior courts of the Netherlands for the purposes of Part I of the Ordinance, that is to say — Declaration of superior courts.

- (a) the Hoge Raad der Nederlanden;
- (b) the gerechtshoven; and
- (c) the arrondissementsrechtbanken.

Made by the Governor in Council this 21st day of December 1971.

R. BROWNING,
Clerk of the Executive Council.

Ref. 2233.

FALKLAND ISLANDS.

Fugitive Offenders Act 1967 (1967 c. 68)

ORDER

(Under section 2 (1) of the Act)

No. 13 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 2 (1) of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State has made the following Order —

1967 c. 68.
S.I. 1968/113.

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) (No. 4) Order 1971 and shall come into operation on 1st January 1972.

2. Nauru is hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

By Command,

J. A. JONES,
Colonial Secretary.

31st December 1971.

EXPLANATORY NOTE

(This Note is not part of the Order)

Section 2 (1) of the Fugitive Offenders Act 1967 enables any country within the Commonwealth to be designated by Order for the purposes of Section 1 of the Act (so that the provisions of the Act relating to the return of offenders to the independent Commonwealth countries and not those relating to United Kingdom dependencies will apply). This Order designates Nauru for those purposes.

Ref. 1464/II.

FALKLAND ISLANDS

PROCLAMATION

No 1 of 1971

Assumption of the Administration of the Colony by
His Excellency ERNEST GORDON LEWIS, ESQUIRE, O.B.E.

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

E. G. LEWIS

(LS)

By His Excellency ERNEST GORDON LEWIS, Esquire
Officer of the Most Excellent Order of the
British Empire, Governor and Commander-in-Chief
in and over the Colony of the Falkland Islands
and its Dependencies.

His Excellency ERNEST GORDON LEWIS, Esquire, Officer of the Most
Excellent Order of the British Empire, Governor and Commander-in-Chief
in and over the Colony of the Falkland Islands and its Dependencies
hereby gives notice that he has in pursuance of Her Most Gracious
Majesty's Commission this day taken the Oaths prescribed by law as
Governor of the Colony of the Falkland Islands and its Dependencies
and assumed the Administration of the Government.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this eighth day of January,
in the Year of our Lord One thousand Nine hundred and Seventy-one.

By His Excellency's Command,

J. A. Jones

Colonial Secretary

Ref: P/1191

FALKLAND ISLANDS.

PROCLAMATION

No. 2 of 1971

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

E. G. LEWIS.



By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Officer of the Most Excellent Order of the British Empire,
Governor and Commander-in-Chief in and over the Colony
of the Falkland Islands and its Dependencies.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Friday the 12th day of February 1971, at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 27th day of January, in the year of our Lord One thousand Nine hundred and Seventy-one.

By His Excellency's Command,

J. A. JONES,

Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 3 of 1971

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

E. G. LEWIS.



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Officer of the Most Excellent Order of the British Empire,
Governor and Commander-in-Chief in and over the Colony
of the Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Monday the 17th day of May 1971, at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 3rd day of May, in the year of our Lord One thousand Nine hundred and Seventy-one.

By His Excellency's Command,

J. A. JONES,

Colonial Secretary.

Ref. 0529/IV.

FALKLAND ISLANDS.

PROCLAMATION

No. 4 of 1971

Made under section 35 of the Customs Ordinance (Cap. 16).

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

By His Excellency ERNEST GORDON LEWIS, ESQUIRE, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, and Vice-Admiral of the same.

WHEREAS by section 35 of the Customs Ordinance, it is provided that it shall be lawful for the Governor from time to time by proclamation to prohibit the importation, carriage coastwise or exportation of any goods whatsoever, and any such proclamation may prohibit importation, carriage coastwise or exportation until the revocation thereof, or during such period as may be specified therein, and may either absolutely prohibit importation, carriage coastwise or exportation, or may prohibit importation, carriage coastwise or exportation except in compliance with any conditions which may be specified in the proclamation, or importation from or exportation to any particular place named in the proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, do hereby PROCLAIM that the importation from Uruguay, of domestic fowls, turkeys, geese, ducks, guinea fowls, partridges, pheasants and pigeons, the eggs and carcasses thereof is prohibited until the revocation hereof.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 17th day of May 1971.



E. G. LEWIS,
Governor.

GOD SAVE THE QUEEN

PROCLAMATION

No. 5 of 1971

Made under section 35 of the Customs Ordinance (Cap. 15)

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

By His Excellency ERNEST GORDON LEWIS, Esquire, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, and Vice-Admiral of the same.

WHEREAS by section 35 of the Customs Ordinance, it is provided that it shall be lawful for the Governor from time to time by proclamation to prohibit the importation, carriage coastwise or exportation of any goods whatsoever, and any such proclamation may prohibit importation, carriage coastwise or exportation until the revocation thereof, or during such period as may be specified therein, and may either absolutely prohibit importation, carriage coastwise or exportation, or may prohibit importation, carriage coastwise or exportation except in compliance with any conditions which may be specified in the proclamation, or importation from or exportation to any particular place named in the proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, do hereby PROCLAIM that the importation from Argentina, of domestic fowls, turkeys, geese, ducks, guinea fowls, partridges, pheasants and pigeons, the eggs and carcasses thereof is prohibited until the revocation hereof.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 4th day of June 1971.

(LS)

E. G. LEWIS
Governor.

GOD SAVE THE QUEEN

FALKLAND ISLANDS.

PROCLAMATION

No. 6 of 1971

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

E. G. LEWIS.



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Officer of the Most Excellent Order of the British Empire,
Governor and Commander-in-Chief in and over the Colony
of the Falkland Islands and its Dependencies.*

WHEREAS it is provided by subsection (1) of Section 26 of the Falklands Islands (Legislative Council) Order in Council, 1948-1950, that the Governor may dissolve the Legislative Council at any time;

AND WHEREAS it is necessary to make arrangements for a General Election within three months from the date of dissolution;

NOW, THEREFORE, I, ERNEST GORDON LEWIS, in pursuance of the powers vested in me by the said Falkland Islands (Legislative Council) Order in Council, 1948-1950, do hereby order and proclaim the dissolution of the Legislative Council, with effect from the 13th day of September, 1971.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 2nd day of September, 1971.

By His Excellency's Command,

J. A. JONES,
Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 7 of 1971

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

E. G. LEWIS.



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Officer of the Most Excellent Order of the British Empire,
Governor and Commander-in-Chief in and over the Colony
of the Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Monday the 10th day of January 1972, at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 30th day of December, in the year our Lord One thousand Nine hundred and Seventy-one.

By His Excellency's Command,

J. A. JONES,

Colonial Secretary.

Ref. 0529/IV.

FALKLAND ISLANDS.

BY THE QUEEN A PROCLAMATION

DIRECTING THAT CERTAIN COINS OF THE OLD CURRENCY SHALL BE TREATED
IN THE FALKLAND ISLANDS, THE DEPENDENCIES OF THE FALKLAND
ISLANDS AND THE BRITISH ANTARCTIC TERRITORY AS COINS OF THE
NEW CURRENCY.

ELIZABETH R.

Whereas, by virtue of Proclamations issued under the Coinage Acts 1870 to 1946, and the Decimal Currency Acts 1967 to 1969, certain parts of the Decimal Currency Act 1967 and of the Decimal Currency Act 1969 are in force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory:

We, therefore, in pursuance of section 11 of the Coinage Act 1870 as extended by section 15 (5) of the Decimal Currency Act 1969 and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. Cupro-nickel or silver coins issued by Our Mint before the fifteenth day of February One thousand nine hundred and seventy-one in accordance with the Coinage Acts 1870 to 1946, being coins of the denominations of the crown, the double-florin, the florin, the shilling, and the sixpence, shall, after the coming into force of this Proclamation, be treated within the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory as coins of the new currency made by Our Mint in accordance with section 2 of the Decimal Currency Act 1967 and as being of the denominations respectively of twenty-five, twenty, ten, five, and two and a half new pence.

2. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force in the Falkland Islands, the Dependencies of the Falkland Islands and the British Antarctic Territory on the date of such publication.

Given at Our Court at Buckingham Palace, this 22nd day of December
in the year of our Lord One thousand nine hundred and seventy-
one and in the twentieth year of Our Reign.

GOD SAVE THE QUEEN

FALKLAND ISLANDS.

Government Wharves Ordinance (Cap. 29)

REGULATIONS

No. 1 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 12 of the Government Wharves Ordinance, the Governor in Council has made the following Regulations —

1. These Regulations may be cited as the Wharfage (Amendment) Regulations 1971, and shall come into operation on the 1st day of July 1971.

Citation and
commencement.

2. Regulation 2 of the Wharfage Regulations is revoked and replaced by the following —

Revocation and replacement of regulation 2.
(Cap. 29)

“2. Wharfage duty of one day or part thereof —

Vessel of	2 tons but under	10 tons	£
“ “ 10 “ “ “	20 “	“	.50
“ “ 20 “ “ “	50 “	“	.75
“ “ 50 “ “ “	100 “	“	1.00
“ “ 100 “ “ “	200 “	“	1.50
“ “ 200 tons and upwards			5.00
			10.00”

Made by the Governor in Council on the 26th day of April 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 1731.

FALKLAND ISLANDS.

Harbour Ordinance (Cap. 30) REGULATIONS

No. 2 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 3 of the Harbour Ordinance, the Governor in Council has made the following Regulations —

1. These Regulations may be cited as the Harbour (Amendment) Regulations 1971. Citation.

2. Schedule III of the Harbour Regulations is amended in item 2 by deleting from the third column "3 0 0" and substituting therefor "10.00". Amendment of Schedule III.
(Cap. 30, sub. leg.)

Made by the Governor in Council on the 26th day of April 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 2463.

FALKLAND ISLANDS.

Immigration Ordinance (No. 10 of 1965)

REGULATIONS

No. 3 of 1971.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 24 of the Immigration Ordinance 1965, the Governor in Council has made the following Regulations —

1. These Regulations may be cited as the Immigration (Amendment) Regulations 1971, and shall come into operation on the 1st day of July 1971.

Citation and
commencement.

2. Regulation 8 of the Immigration Regulations is amended in paragraph (1), by deleting "£150" and substituting therefor "£220".

Amendment of
regulation 8.

Made by the Governor in Council on the 28th day of April 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0209/V.

FALKLAND ISLANDS.

The Public Health Ordinance (Cap. 54)

REGULATIONS

(Under section 55 of the Ordinance)

No. 4 of 1971.

E. G. LEWIS,
Governor.

His Excellency the Governor in exercise of the powers vested in him by section 55 of the Public Health Ordinance, is pleased, by and with the advice of the Executive Council to make the following Regulations —

Cap. 54.

1. These Regulations may be cited as the Medical Fees Regulations, 1971. Short title.

2. These Regulations shall come into effect on the 1st July 1971. Date of coming into force.

3. "Child" means any person who is under 15 years of age. Definitions.

"Government Servant" means —

- (a) any person appointed to an established post and whose appointment is published in the Gazette;
- (b) any person serving in an official capacity in South Georgia;
- (c) persons who are employed in the Falkland Islands on a whole time basis in executive, scientific, technical or clerical posts, by:
 - (i) Ministry of Defence;
 - (ii) Board of Trade;
 - (iii) U.K. Science Research Council;
 - (iv) British Antarctic Survey;

(d) pensioners of the Falkland Islands Government and South Georgia Administration.

"Medical Officer" means a qualified medical practitioner registered under the Medical Practitioners, Midwives and Dentists Ordinance and employed by Government.

"Minister of Religion" means a person who is authorized, by notification in the Gazette, to celebrate marriages.

"Normally resident" means a person who normally resides in the Colony, or is in the Colony under a contract of service to an employer who has a place of business in the Colony, or has resided in the Colony for a continuous period of not less than one year since arriving in, or last returning to, the Colony.

"Subscriber" means a person who subscribes an annual sum towards the cost of Government medical services under the Camp medical and dental service and shall include all the members of his household with the exception of those gainfully employed on their own account.

4. Charges levied in accordance with these regulations may be remitted in whole or in part by the Governor. Remission of charges.

5. The charges levied in accordance with these regulations shall be those provided for in the schedules to these Regulations. Fees to be charged.

6. The Medical Fees Regulations 1959, and the Medical Fees (Amendment) Regulation 1968, are hereby revoked with effect from the date of the coming into operation of these regulations.

Made by the Governor in Council on the 28th day of April 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

SCHEDULE A

Scale of Charges for Medical Services performed outside the King Edward Memorial Hospital

- Attendance by a medical officer. 1. Attendance by a medical officer at the household of a person —
- (a) For the first visit ... 25p
 - (b) For each subsequent visit ... 17p

Provided that such fees may be doubled in the case of a visit made between the hours of 7 p.m. and 7 a.m. if, in the opinion of the medical officer, the circumstances do not warrant a night call.

- Requests for visits. 2. Requests for visits by a medical officer shall be made to the K.E.M Hospital by noon for a visit on the same day, otherwise the fees provided for under paragraph 1 may be doubled except in the case of an emergency or when in the opinion of the medical officer the circumstances of the case warrant a request for a visit being made after noon.

- Attendance by a Sister or Staff Nurse. 3. Attendance by a Sister or Staff Nurse at the residence of any person shall be charged at the rate of 17p per visit and 15p for every hour or part thereof after the first hour, subject to a maximum of £1 in respect of any one period of 24 hours; provided that when circumstances require it the Sister or Staff Nurse shall also be provided with free board and lodging and transport.

- Special medical services. 4. When a medical officer is required to remain with a case in excess of the time spent in the course of a normal visit, renders special service or treatment or performs any kind of operation, a special fee not exceeding £15 may be charged; provided that such special fee shall be assessed by the Senior Medical Officer.

- Transport charges. 5. When a medical officer visits a patient outside Stanley who is not a subscriber to the Government Medical Service, transport as required by the medical officer shall be provided by the patient and a fee of £5 shall be charged.

- Visits to ships. 6. When a medical officer is requested to visit a ship a charge of £5 and 50p for each patient seen shall be made. Transport to and from the ship shall be provided by the Master.

SCHEDULE B

Scale of Fees charged to Out Patients and to persons admitted as In Patients at the King Edward Memorial Hospital

OUT PATIENTS

- Out patient fees. 1. An out patient fee of 17p for the first consultation and 15p for each subsequent consultation shall be charged; provided that special diagnostic, medical, surgical or laboratory services may be charged at a higher rate but not exceeding £7.50 if, in the opinion of the Senior Medical Officer, the circumstances of the case and the nature of the services performed warrant such higher charge.

IN PATIENTS

2. In patients shall be charged at the following rates which shall be inclusive of medical care and attention, maintenance, medicines and dressings but shall not include charges for X-ray examinations or operations —

- (a) Persons *normally resident* in the Colony and persons resident for the time being in South Georgia —
 - (i) in a general ward — 75p per day or part day;
 - (ii) in a private ward — £1.05 per day or part day.
- (b) Persons who are *not normally resident* in the Colony —
 - (i) in a general ward — £4 per day or part day;
 - (ii) in a private ward — £5.50 per day or part day.

3. Maternity patients shall be charged at the following rates which shall be inclusive of all medical attention, treatment and maintenance —

- (a) Persons *normally resident* in the Colony —
 - (i) in a general ward — £10;
 - (ii) in a private ward — £17.
- (b) Persons *not normally resident* in the Colony —
 - (i) in a general ward — £28;
 - (ii) in a private ward — £35.

4. (1) The following charges shall be made in respect of X-ray examinations —

- (a) Simple screening — 50p to £1.50;
- (b) Skiagram — 25p to £1.05;
- (c) Barium series and I.V.P. — £3.15.

- (2) Physiotherapy treatment and radiant heat treatment shall be charged for at the rate of 10p per session, provided that no charge shall be levied for such treatment given to an in patient.

5. The following charges shall be made in respect of surgical operations —

- Minor operations — £1.05 to £3.15;
- Major operations (which shall include abdominal operations) £5.25 to £15.75.

SCHEDULE C

Charges for Medicines and Drugs and Miscellaneous Charges

1. All preparations, including antibiotics, shall be charged for at rates that shall take into account the cost of such preparations and the quantity prescribed.

2. The following charges shall be made in respect of medical examinations for —

- (a) Life Assurance, with certificate — £2.10;
- (b) Employment, with a certificate — 52p;
- (c) Stanley Benefit Club — no charge.

3. Special medical comforts, wines, spirits and any special apparatus or food shall be paid for by the patient concerned.

SCHEDULE D

Dental Fees

Service							Fees
1.	Scaling and polishing	...	...	...	...	...	18p
2.	Gum treatment	...	...	...	...	...	13p
3.	Fillings						
	(a) Amalgam	...	...	...	...	...	25p per filling
	(b) Cement	...	...	...	...	...	25p per filling
4.	Root treatment — per tooth	...	...	...	...	...	53p
5.	Crowning — per tooth (exclusive of the cost of gold)	...	...	...	...	...	£2.50
6.	Extractions — per tooth	...	...	...	...	...	13p subject to a maximum of £3
7.	Dentures						
	(a) Full upper or lower denture	...	...	...	...	...	£6.30
	(b) Partial denture	...	...	...	...	...	£1.25 to £3
	(c) Repairs to fractured dentures	...	...	...	...	...	50p to £2.10
	(d) Additions to partial denture	...	...	...	...	...	38p per tooth
	(e) Splints, acrylic or metal	...	...	...	...	...	£1.50 to £2.50
	(f) Relining	...	...	...	...	...	£1.05

In any case in which special compounds and precious metals are used the fees provided for under this schedule shall be adjusted so as to take into account the cost of supplying such special compounds and precious metals and the additional work involved.

SCHEDULE E

Reductions, Exceptions and Special Cases

Remission of fees.

1. The Senior Medical Officer may, at his discretion, remit up to half of any fee or charge levied in accordance with these regulations, and the Governor may remit more than half; provided that in ordinary circumstances there shall be no remission in the case of fees charged for private wards.

Circumstances in which no charge shall be made.

2. No charges shall be made in respect of —

- (a) vaccination for smallpox or immunisation against disease;
- (b) the medical treatment, hospitalisation and maintenance of patients suffering from Tuberculosis;
- (c) X-ray examinations of the chest in the case of any person who is found to have contracted Tuberculosis or who has at any time had Tuberculosis and X-ray examinations of the chest made at the request of a medical officer for the purpose of reducing the incidence of Tuberculosis or preventing the spread of Tuberculosis in the Colony; provided that any person who arrives in the Colony without the required certificate certifying him free of Pulmonary Tuberculosis shall be charged the full cost of any X-ray examination of the chest that may be made on his arrival;
- (d) persons who are in receipt of charitable relief from the Stanley Town Council.

3. (1) Children who have not attained the age of 15 years shall be charged at half rate in respect of —

- (a) hospitalisation and treatment as an in patient;
- (b) operations;
- (c) all other medical treatment with the exception of X-ray examinations, physiotherapy and radiant heat treatment as an out patient;
- (d) dental services other than those provided free in accordance with paragraph (2) of this paragraph.

(2) Children who have not attained the age of 15 years shall not be charged dental fees for scaling, polishing, gum treatment, Amalgam and cement fillings or extractions.

4. No charges shall be levied against Government servants, recognised Ministers of Religion, their wives and children (other than those who are gainfully employed) except in respect of —

- (a) in patients fees and maternity fees, when half the normal charge shall be levied;
- (b) operations — when half the normal charge shall be levied;
- (c) special medical comforts, wines, spirits and any special apparatus or food;
- (d) X-ray examinations, when half the normal charge shall be levied;
- (e) special dental services connected with root treatment, crowning and dentures when half the normal charge shall be levied subject, however, to the proviso that the full cost of any special compounds and precious metals shall be charged.

5. No charge for either medical or dental services shall be made in respect of injuries incurred by any member of the Falkland Islands Defence Force while on duty; provided that normal charges as provided for under these regulations shall be levied in any case in which the injuries are incurred as the result of the member's own misconduct.

6. Any person other than a Government servant who was employed by Government on the 1st December 1959, and who prior to that date had the same privileges in respect of charges for medical or dental services as Government servants, shall not be deprived of such privileges while their service with Government after the 1st December 1959, remains unbroken.

Charges in respect of children.

Government servants and Ministers of Religion.

Falkland Islands Defence Force.

Government Employees employed by Government on 1st December 1959, to retain privileges.

CAMP MEDICAL AND DENTAL SERVICES

There shall be available to persons living in the Camp and employers of labour in the Camp certain exemptions from Medical and Dental fees provided the person and employer are subscribers.

The annual subscription shall be —

for the person — single £2

" " " — married £4

for the employer — £2 per 1,000 sheep depastured.

These subscriptions shall cover in the case of a married person, all members of his household except those gainfully employed on their own account and in the case of an employer, all employees.

The subscription shall be paid or renewed before 31st January in each year for the previous year.

The following benefits shall be available to subscribers —

1. MEDICAL FLIGHTS

- (a) Medical flights are made at the request of the Senior Medical Officer. Applications for medical flights should be sent to the Senior Medical Officer and not to the Air Service. All bookings received by the Air Service from farm managers or private individuals will be treated as private bookings and charged as such.
- (b) There is no charge against a patient proceeding to Stanley Hospital for the treatment or control of Tuberculosis, the full cost both ways being met from the Medical Department votes.
- (c) There is no charge against a patient for emergency cases to Stanley for Hospital treatment but 50% of the air fare is charged to the patient for the return flight. The inward flight and the balance of the return flight is charged to Medical Department votes.
- (d) Non-urgent medical cases travel both ways at assisted passage rates, i.e. 50% of the air fare payable by the patient and 50% by the Medical Department.

2. No charges shall be levied in respect of any of the medical or dental services provided for under these regulations with the exception of —

- (a) maternity fees;
- (b) in patient fees;
- (c) dentures;
- (d) the cost of any special compounds and precious metals used in dentistry.

3. Subscribers who have attained the age of sixty and who have made not less than twenty annual payments to the Camp Medical and Dental Service but who are no longer resident in the Camp shall for the purposes of these regulations be regarded as subscribers on continued payment of the annual subscription.

Transport for Medical and Dental Officers will normally be provided by Government, but where a Medical or Dental Officer is on a progressive tour farms are expected to assist by conveying the officer to the next farm. No charges are to be raised for this transport.

All farm facilities required by a visiting Medical or Dental Officer are to be provided free of charge by the farm.

Itinerant Dental Officers are personally responsible for any charges raised in respect of board and lodging.

MEDICAL TREATMENT OVERSEAS

The Senior Medical Officer is authorised to recommend to a patient who is normally resident in the Colony that he or she should proceed to Montevideo for specialist treatment, the cost of which shall be borne by the Falkland Islands Government.

The cost of such treatment shall be limited to —

- (a) passages at the basic rate in R.M.S. "Darwin";
- (b) landing expenses in Montevideo and taxi hire to the hospital;
- (c) charges raised by the hospital and doctors in Montevideo. The grade of accommodation in the hospital will generally be in the general wards, but this is a matter for the doctor in the hospital who will take into account the nature of the patient's illness;
- (d) where the patient is not an in patient in Montevideo, accommodation equivalent to the Government "B" class accommodation will be provided. Should a patient wish to occupy superior accommodation in Montevideo the entire cost of such accommodation will be for the patient's account in the first instance, subject to reimbursement by the Falkland Islands Government by an amount not exceeding that which would have been incurred had the patient occupied Government "B" class accommodation.

Any claim made under this section must be supported by receipted vouchers.

The question of whether or not a patient should be recommended to seek specialist advice or treatment abroad rests with the Senior Medical Officer, and patients seeking such advice or treatment without his recommendation are not entitled to any assistance from public funds.

Ref. 0823/L.

FALKLAND ISLANDS.

Charge and Acting Allowances 1958
REGULATIONS

E. G. LEWIS,
Governor.

No. 5 of 1971.

1. These Regulations may be cited as the Charge and Acting Allowances (Amendment) Regulations 1971. Citation.

2. Regulation 3 of the Charge and Acting Allowances Regulations 1958, is amended by deleting sub-paragraph (ii) of paragraph (b) and substituting therefor the following — Amendment of regulation 3.

“(ii) if the two offices are not distinct and separate offices in different departments, or stand to one another in immediate relation of superiority or subordination and the officer is called upon to perform additional duties and to accept increased responsibilities, it shall be within the Governor’s discretion to authorise extra remuneration if he considers it expedient to do so.”.

Made by the Governor in Council on the 29th day of April 1971.

R. BROWNING,
Acting Clerk of the Executive Council.

Ref. 0567/II.

Murder (Abolition of Death Penalty) Ordinance 1966

(No. 2 of 1966)

RESOLUTION OF THE LEGISLATIVE COUNCIL

No. 1 of 1971

E. G. LEWIS
Governor

Resolution made and passed by the Legislature under section 4 of the Murder (Abolition of Death Penalty) Ordinance 1966, on the 12th day of February 1971.

RESOLVED, pursuant to section 4 of the Murder (Abolition of Death Penalty) Ordinance 1966, that the said Ordinance should not expire as otherwise provided by section 4 of that Ordinance.

H. L. Bound
Clerk of the Legislative Council.

Ref: 0790

Customs Ordinance (Cap. 16)

RESOLUTION OF THE LEGISLATIVE COUNCIL

No. 2 of 1971

E. G. Lewis.
Governor.

Resolution made and passed by the Legislative Council on the 12th day of February 1971.

RESOLVED, in exercise of the powers conferred by section 5 of the Customs Ordinance, as follows -

1. This Resolution may be cited as the Customs (Decimalisation of Duties) Resolution 1971, and shall come into operation on the 15th day of February 1971.

(Cap. 16
sub. leg.)

2. Paragraph 2 of the Customs Order (hereinafter referred to as the principal Order) is amended as follows -

- (a) in Item 1 by deleting from the third column "10/-" and substituting therefor "50p";
 - (b) in Item 2 (a) by deleting from the third column "135/-" and substituting therefor "£6.75";
 - (c) in Item 2 (b) by deleting from the third column "5/5", "15/11", "11/9", "6/-", "7/10", "23/5", "17/1" and "8/9", and substituting therefor "27p", "79½p", "59p", "30p", "39p", "£1.17", "85½p" and "44p" respectively;
 - (d) in Item 2 (c) by deleting from the third column "2/2" and substituting therefor "11p"; and
 - (e) in Item 3 by deleting from the third column "24/3", "14/6", "11/7", "25/-", "15/-" and "12/-", and substituting therefor "£1.21", "72½p", "58p", "£1.25", "75p" and "60p" respectively.
3. Paragraph 3 of the principal Order is amended by deleting "2/6" and "sixpence" and substituting therefor "12½p" and "2½p" respectively.

E. L. Bound,

Clerk of the Legislative Council.

Ref: 2396/III

STATUTORY INSTRUMENTS

1971 No. 2103

FUGITIVE CRIMINAL

The Extradition (Tokyo Convention) Order 1971

Made - - - - - 22nd December 1971

Laid before Parliament 31st December 1971

Coming into Operation 21st January 1972

At the Court at Buckingham Palace, the 22nd day of December 1971

Present,

The Queen's Most Excellent Majesty in Council

Whereas Article 16.1 of the Convention on Offences and certain other Acts Committed on board Aircraft (hereinafter referred to as the "Tokyo Convention") signed at Tokyo on 14th September 1963 and which entered into force for the United Kingdom on 4th December 1969 provides as follows —

"Offences committed on aircraft registered in a Contracting State shall be treated, for the purpose of extradition, as if they had been committed not only in the place in which they have occurred but also in the territory of the State of registration of the aircraft":

And whereas by section 2 (1) of the Tokyo Convention Act 1967 (a) it is provided that, for the purposes of the application of the Extradition Act 1870 (b) to crimes committed on board an aircraft in flight, any aircraft registered in a country in which the Tokyo Convention is for the time being in force shall at any time while that aircraft is in flight be deemed to be within the jurisdiction of that country, whether or not it is for the time being also within the jurisdiction of any other country:

And whereas the States mentioned in Schedule 1 to this Order are States with which extradition arrangements are in force and in respect of which the Tokyo Convention is for the time being in force:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by sections 2 and 17 of the Extradition Act 1870 and section 2 (2) of the Tokyo Convention Act 1967, or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Extradition (Tokyo Convention) Order 1971 and shall come into operation on 21st January 1972.

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

3. The Extradition Acts 1870 to 1935 as amended by section 2 of the Tokyo Convention Act 1967 shall apply in the case of the States mentioned in Schedule 1 to this Order under and in accordance with the extradition treaties described in the second column of that Schedule as supplemented by Article 16.1 of the Tokyo Convention, which entered into force as between those States and the United Kingdom on the dates specified in the third column of that Schedule.

4. The operation of this Order is limited to the United Kingdom, the Channel Islands, the Isle of Man and the territories mentioned in Schedule 2 to this Order, being territories to which the application of the Tokyo Convention is extended.

W. G. Agnew.

Article 3.

SCHEDULE 1

States with which the United Kingdom has extradition treaties and in respect of which the Tokyo Convention is in force.

State	Date of Extradition Treaty	Date on which Tokyo Convention entered into force as between the United Kingdom and the State concerned
Belgium	29th October 1901/ 5th March 1907/ 3rd March 1911	4th November 1970
Denmark	31st March 1873/ 15th October 1935	4th December 1969
Ecuador	20th September 1880	3rd March 1970
Finland	30th May 1924	1st July 1971
France	14th August 1876/ 13th February 1896/ 17th October 1908	10th December 1970
The Federal Republic of Germany.	14th May 1872/ 23rd February 1960	16th March 1970
Greece	24th September 1910	29th August 1971
Guatemala	4th July 1885/ 30th May 1914/ 3rd December 1873	15th February 1971
Hungary	26th June 1901/ 18th September 1936	3rd March 1971
Iceland	31st March 1873/ 25th October 1938	14th June 1970
Israel	4th April 1960	18th December 1969
Italy	5th February 1873	4th December 1969
Mexico	7th September 1886	4th December 1969
Netherlands	26th September 1898	12th February 1970
Norway	26th June 1873/ 18th February 1907	4th December 1969
Panama	25th August 1906	14th February 1971
Poland	11th January 1932	17th June 1971
Portugal	17th October 1892	4th December 1969
Spain	4th June 1878/ 19th February 1889	30th December 1969
Sweden	26th April 1963	4th December 1969
Switzerland	26th November 1880/ 29th June 1904/ 19th December 1934	21st March 1971
United States of America	22nd December 1931	4th December 1969
Yugoslavia	23rd November 1900 & 6th December 1900	13th May 1971

SCHEDULE 2

Article 4

TERRITORIES TO WHICH THE APPLICATION OF THE TOKYO CONVENTION IS EXTENDED

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

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order applies the Extradition Acts 1870 to 1935, as amended by the Tokyo Convention Act 1967, to offences committed on board aircraft in flight registered in States parties to the Tokyo Convention and with whom the United Kingdom has extradition treaties.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1971 No. 1739

CIVIL AVIATION

The Hijacking Act 1971 (Overseas Territories) Order 1971

Made - - - - - 27th October 1971

Coming into Operation 1st November 1971

At the Court at Buckingham Palace, the 27th day of October 1971

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by Subsection (2) of section 6 of the Hijacking Act 1971 (*a*), by section 17 of the Fugitive Offenders Act 1967 (*b*) as extended by subsection (1) of the said section 6, by the Foreign Jurisdiction Act 1890 (*c*) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Hijacking Act 1971 (Overseas Territories) Order 1971 and shall come into operation on 1st November 1971.

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

3. (1) Sections 1, 2, 3, 4 and 5 of the Hijacking Act 1971, modified and adapted as in Schedule 1 hereto, shall extend to the Territories specified in Schedule 2 hereto.

(2) For the purpose of construing the said Act as so extended as part of the law of any Territory to which it extends “the Territory” means that Territory, including its territorial waters, and “any Territory” means any of the Territories to which this Act extends, including its territorial waters.

4. The amendments specified in Schedule 3 hereto shall be made to the Pacific (Fugitive Criminals Surrender) Order in Council 1914 (*e*).

W. G. Agnew.

SCHEDULE 1.

Article 3.

PROVISIONS OF THE HIJACKING ACT 1971 AS EXTENDED TO THE TERRITORIES SPECIFIED IN SCHEDULE 2.

Hijacking

1. (1) A person on board an aircraft in flight who unlawfully, by the use of force or by threats of any kind, seizes the aircraft or exercises control of it commits the offence of hijacking, whatever his nationality, whatever the State in which the aircraft is registered and whether the aircraft is in the Territory or elsewhere, but subject to subsection (2) of this section.

(2) If —

- (a) the aircraft is used in military, customs or police service; or
- (b) both the place of take-off and the place of landing are in the territory of the State in which the aircraft is registered;

subsection (1) of this section shall not apply, unless —

- (i) the person seizing or exercising control of the aircraft is such a person as is mentioned in subsection (3) of this section; or
- (ii) his act is committed in the Territory; or

(*a*) 1971 c. 70. (*b*) 1967 c. 68. (*c*) 1890 c. 37.
(*d*) 1889 c. 63. (*e*) S.R. & O. 1914/152 (Rev. VIII, p. 699: 1914 I, p. 640).

- (iii) the aircraft is registered in the United Kingdom or in any Territory or is used in the military or customs service of the United Kingdom or of any Territory or in the service of any police force in the United Kingdom or in any Territory.

(3) The persons referred to in subsection (2) (i) of this section are the following, namely, —

- (a) a citizen of the United Kingdom and Colonies;
- (b) a British subject by virtue of section 2 of the British Nationality Act 1948 (a);
- (c) a British subject without citizenship by virtue of section 13 or section 16 of that Act;
- (d) a British subject by virtue of the British Nationality Act 1965 (b); and
- (e) a British protected person within the meaning of the British Nationality Act 1948.

(4) A person who

- (a) commits the offence of hijacking; or
- (b) in the Territory induces or assists the commission elsewhere of an act which would be the offence of hijacking but for subsection (2) of this section;

shall be liable on conviction to imprisonment for life.

(5) For the purposes of this section the period during which an aircraft is in flight shall be deemed to include any period from the moment when all its external doors are closed following embarkation until the moment when any such door is opened for disembarkation, and, in the case of a forced landing, any period until the competent authorities take over responsibility for the aircraft and for persons and property on board.

(6) For the purposes of this section the territorial waters of any State shall be treated as part of its territory.

(7) In this section "military service" includes naval and air-force service.

Violence against passengers or crew

2. (1) Without prejudice to section 1 of the Tokyo Convention Act 1967 (c) (which makes similar provision for offences on board British-controlled aircraft) as extended to the Territory, where a person (of whatever nationality) does on board any aircraft (wherever registered) and while outside the Territory, any act which, if done in the Territory would constitute the offence of murder, attempted murder, manslaughter, culpable homicide or assault or an offence under section 18, 20, 21, 22, 23, 28, or 29 of the Offences Against the Person Act 1861 (d) or section 2 of the Explosives Substances Act 1883 (e), his act shall constitute that offence if it is done in connection with the offence of hijacking committed or attempted by him on board that aircraft.

(2) For the purposes only of this section the said sections of the Offences Against the Person Act 1861 and of the Explosives Substances Act 1883, if not already in force in the Territory, shall be deemed to be in force in the Territory as they are in force in England.

Extradition

3. There shall be deemed to be included among the descriptions of offences set out in Schedule 1 to the Fugitive Offenders Act 1967 as extended to the Territory any offence under this Act and any attempt to commit such an offence.

Aircraft operated by joint or international organisation

4. If the Secretary of State by order made by statutory instrument declares —

- (a) that any two or more States named in the order have established an organisation or agency which operates aircraft; and
- (b) that one of those States has been designated as exercising, for aircraft so operated, the powers of the State of registration,

the State declared to have been designated as aforesaid shall be deemed for the purposes of this Act to be the State in which any aircraft so operated is registered; but in relation to such an aircraft section 1 (2) (b) of this Act shall have effect as if it referred to the territory of any one of the States named in the order.

Prosecution of Offences

5. (1) Proceedings for an offence under this Act shall not be instituted in the Territory, except by or with the consent of the Attorney-General of the Territory.

(a) 1948 c. 56. (b) 1965 c. 34. (c) 1967 c. 52. (d) 1861 c. 100. (e) 1883 c. 3.

(2) In section 3 of the Visiting Forces Act 1952 (a) (restriction of trial by United Kingdom courts) as extended to the Territory or any part thereof, the following shall be inserted after paragraph (b) of subsection (1) —

"or

- (bb) the alleged offence is the offence of hijacking on board a military aircraft in the service of that force"

and in subsection (4) for the words "paragraphs (b) and (c)" there shall be substituted the words "paragraphs (b) to (c)".

(3) In this section, the expression "Attorney-General" includes the Solicitor-General, and if neither of such offices exists, the expression means that officer whose functions include the general control of public prosecutions.

SCHEDULE 2.

Article 3.

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

SCHEDULE 3.

Article 4.

AMENDMENTS TO THE PACIFIC (FUGITIVE CRIMINALS SURRENDER) ORDER IN COUNCIL 1914

1. There shall be deemed to be included in the list of offences in respect of which surrender may be granted contained in the First Schedule to the Pacific (Fugitive Criminals Surrender) Order in Council 1914 (hereinafter in this Schedule referred to as "the Order") any offence under the Hijacking Act 1971 (hereinafter in this Schedule referred to as "the Act") and (so far as not so included by virtue of the foregoing) any attempt to commit such an offence.

2. The Order shall be applied as if an Order in Council made under section 2 of the Extradition Act 1870 (b) as extended by section 3 (2) of the Act were such an arrangement as is referred to in Article 3 of the Order, but where the Order is so applied it shall have effect as if the only offences in respect of which surrender may be granted within the meaning of the Order were offences under the Act and attempts to commit such offences.

3. For the purposes of the Order any act, wherever committed, which

- (a) is an offence under the Act or an attempt to commit such an offence or would be such an offence or attempt but for section 1 (2) of the Act; and
- (b) is an offence against the law of any State in the case of which the Order has been directed to apply by notice under Article 3 thereof;

shall be deemed to be an offence committed within the jurisdiction of that State.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends the provisions of the Hijacking Act 1971, subject to exceptions, adaptations and modifications, to the territories specified in Schedule 2 thereto. It also modifies the Pacific (Fugitive Criminals Surrender) Order in Council 1914.

The purposes of the Act were to give effect to the Convention for the Suppression of Unlawful Seizure of Aircraft signed at The Hague on 16th December 1970 (Cmd. 4577); and for connected purposes.

(a) 1952 c. 67.

(b) 1870 c. 52.

STATUTORY INSTRUMENTS

1971 No. 2102

FUGITIVE CRIMINAL

The Extradition (Hijacking) Order 1971

Made - - - - - 22nd December 1971
Laid before Parliament 31st December 1971
Coming into Operation 21st January 1972

At the Court at Buckingham Palace, the 22nd day of December 1971
Present,

The Queen's Most Excellent Majesty in Council

Whereas the Convention for the Suppression of Unlawful Seizure of Aircraft (hereinafter referred to as "the Convention") signed at The Hague on 16th December 1970, the terms of which are set out in Schedule 1 to this Order, will enter into force for the United Kingdom on 21st January 1972:

And Whereas the States mentioned in Schedule 2 to this Order are foreign States in respect of which the Convention is for the time being in force and with which extradition arrangements are in force:

And Whereas the States mentioned in Part I of Schedule 3 to this Order are foreign States in respect of which the Convention is for the time being in force but with which no extradition arrangements are in force:

And Whereas section 3 (2) of the Hijacking Act 1971 (a) provides that where no such arrangement as is mentioned in section 2 of the Extradition Act 1870 (b) has been made with a State which is a party to the Convention, an Order in Council applying that Act may be made under that section as if the Convention were such an arrangement with that State:

Now, therefore, Her Majesty, in exercise of the powers conferred upon Her by sections 2 and 17 of the Extradition Act 1870 and sections 3 (2) and 6 (1) of the Hijacking Act, 1971, or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council to order, and it is hereby ordered, as follows —

- 1. This Order may be cited as the Extradition (Hijacking) Order 1971 and shall come into operation on 21st January 1972.
- 2. (1) In this Order any references to the Extradition Acts and to the Act of 1870 are, respectively, references to the Extradition Acts 1870 to 1935 and to the Extradition Act 1870, as amended or extended by any subsequent enactment.
(2) The Interpretation Act 1889 (c) shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.
- 3. The Extradition Acts shall apply in the case of a State mentioned in Schedule 2 to this Order under and in accordance with the extradition treaties described in the second column of that Schedule as supplemented by paragraphs 1 and 4 of Article 8 of the Convention (set out in Schedule 1 to this Order), which entered into force for those States on the dates specified in the third column of the said Schedule 2.
- 4. The Extradition Acts shall apply in the case of the States mentioned in Part I of Schedule 3 to this Order (being States in respect of which the Convention entered into force on the dates

(a) 1971 c. 70. (b) 1870 c. 52. (c) 1889 c. 63.

specified in the second column of that Schedule) subject to the conditions contained in, and in accordance with, Part II of that Schedule.

5. The operation of this Order is limited to the United Kingdom, the Channel Islands, the Isle of Man and the territories specified in Schedule 4 to this Order, being territories to which the application of the Convention is extended.

W. G. Agnew.

Article 3

SCHEDULE 1

THE CONVENTION

CONVENTION FOR THE SUPPRESSION OF UNLAWFUL SEIZURE OF AIRCRAFT

PREAMBLE

THE STATES PARTIES TO THIS CONVENTION

CONSIDERING that unlawful acts of seizure or exercise of control of aircraft in flight jeopardize the safety of persons and property, seriously affect the operation of air services, and undermine the confidence of the peoples of the world in the safety of civil aviation;

CONSIDERING that the occurrence of such acts is a matter of grave concern;

CONSIDERING that, for the purpose of deterring such acts, there is an urgent need to provide appropriate measures for punishment of offenders;

HAVE AGREED AS FOLLOWS:

ARTICLE 1

Any person who on board an aircraft in flight:

- (a) unlawfully, by force or threat thereof, or by any other form of intimidation, seizes, or exercises control of, that aircraft, or attempts to perform any such act, or
- (b) is an accomplice of a person who performs or attempts to perform any such act

commits an offence (hereinafter referred to as "the offence").

ARTICLE 2

Each Contracting State undertakes to make the offence punishable by severe penalties.

ARTICLE 3

1. For the purposes of this Convention, an aircraft is considered to be in flight at any time from the moment when all its external doors are closed following embarkation until the moment when any such door is opened for disembarkation. In the case of a forced landing, the flight shall be deemed to continue until the competent authorities take over the responsibility for the aircraft and for persons and property on board.

2. This Convention shall not apply to aircraft used in military, customs or police services.

3. This Convention shall apply only if the place of take-off or the place of actual landing of the aircraft on board which the offence is committed is situated outside the territory of the State of registration of that aircraft; it shall be immaterial whether the aircraft is engaged in an international or domestic flight.

4. In the cases mentioned in Article 5, this Convention shall not apply if the place of take-off and the place of actual landing of the aircraft on board which the offence is committed are situated within the territory of the same State where that State is one of those referred to in that Article.

5. Notwithstanding paragraphs 3 and 4 of this Article, Articles 6, 7, 8 and 10 shall apply whatever the place of take-off or the place of actual landing of the aircraft, if the offender or the alleged offender is found in the territory of a State other than the State of registration of that aircraft.

ARTICLE 4

1. Each Contracting State shall take such measures as may be necessary to establish its jurisdiction over the offence and any other act of violence against passengers or crew committed by the alleged offender in connection with the offence in the following cases —

- (a) when the offence is committed on board an aircraft registered in that State;

- (b) when the aircraft on board which the offence is committed lands in its territory with the alleged offender still on board;
- (c) when the offence is committed on board an aircraft leased without crew to a lessee who has his principal place of business or, if the lessee has no such place of business, his permanent residence, in that State.

2. Each Contracting State shall likewise take such measures as may be necessary to establish its jurisdiction over the offence in the case where the alleged offender is present in its territory and it does not extradite him pursuant to Article 8 to any of the States mentioned in paragraph 1 of this Article.

3. This Convention does not exclude any criminal jurisdiction exercised in accordance with national law.

ARTICLE 5

The Contracting States which establish joint air transport operating organizations or international operating agencies, which operate aircraft which are subject to joint or international registration shall, by appropriate means, designate for each aircraft the State among them which shall exercise the jurisdiction and have the attributes of the State of registration for the purpose of this Convention and shall give notice thereof to the International Civil Aviation Organization which shall communicate the notice to all States Parties to this Convention.

ARTICLE 6

1. Upon being satisfied that the circumstances so warrant, any Contracting State in the territory of which the offender or the alleged offender is present, shall take him into custody or take other measures to ensure his presence. The custody and other measures shall be as provided in the law of that State but may only be continued for such time as is necessary to enable any criminal or extradition proceedings to be instituted.

2. Such State shall immediately make a preliminary enquiry into the facts.

3. Any person in custody pursuant to paragraph 1 of this Article shall be assisted in communicating immediately with the nearest appropriate representative of the State of which he is a national.

4. When a State, pursuant to this Article, has taken a person into custody, it shall immediately notify the State of registration of the aircraft, the State mentioned in Article 4, paragraph 1 (c), the State of nationality of the detained person and, if it considers it advisable, any other interested States of the fact that such person is in custody and of the circumstances which warrant his detention. The State which makes the preliminary enquiry contemplated in paragraph 2 of this Article shall promptly report its findings to the said States and shall indicate whether it intends to exercise jurisdiction.

ARTICLE 7

The Contracting State in the territory of which the alleged offender is found shall, if it does not extradite him, be obliged, without exception whatsoever and whether or not the offence was committed in its territory, to submit the case to its competent authorities for the purpose of prosecution. Those authorities shall take their decision in the same manner as in the case of any ordinary offence of a serious nature under the law of that State.

ARTICLE 8

1. The offence shall be deemed to be included as an extraditable offence in any extradition treaty existing between Contracting States. Contracting States undertake to include the offence as an extraditable offence in every extradition treaty to be concluded between them.

2. If a Contracting State which makes extradition conditional on the existence of a treaty receives a request for extradition from another Contracting State with which it has no extradition treaty, it may at its option consider this Convention as the legal basis for extradition in respect of the offence. Extradition shall be subject to the other conditions provided by the law of the requested State.

3. Contracting States which do not make extradition conditional on the existence of a treaty shall recognize the offence as an extraditable offence between themselves subject to the conditions provided by the law of the requested State.

4. The offence shall be treated, for the purpose of extradition between Contracting States, as if it had been committed not only in the place in which it occurred but also in the territories of the States required to establish their jurisdiction in accordance with Article 4, paragraph 1.

ARTICLE 9

1. When any of the acts mentioned in Article 1 (a) has occurred or is about to occur, Contracting States shall take all appropriate measures to restore control of the aircraft to its lawful commander or to preserve his control of the aircraft.

2. In the cases contemplated by the preceding paragraph, any Contracting State in which the aircraft or its passengers or crew are present shall facilitate the continuation of the journey of the passengers and crew as soon as practicable, and shall without delay return the aircraft and its cargo to the persons lawfully entitled to possession.

ARTICLE 10

1. Contracting States shall afford one another the greatest measure of assistance in connection with criminal proceedings brought in respect of the offence and other acts mentioned in Article 4. The law of the State requested shall apply in all cases.

2. The provisions of paragraph 1 of this Article shall not affect obligations under any other treaty, bilateral or multilateral, which governs or will govern, in whole or in part, mutual assistance in criminal matters.

ARTICLE 11

Each Contracting State shall in accordance with its national law report to the Council of the International Civil Aviation Organisation as promptly as possible any relevant information in its possession concerning:

- the circumstances of the offence;
- the action taken pursuant to Article 9;
- the measures taken in relation to the offender or the alleged offender, and, in particular, the results of any extradition proceedings or other legal proceedings.

ARTICLE 12

1. Any dispute between two or more Contracting States concerning the interpretation or application of this Convention which cannot be settled through negotiation, shall, at the request of one of them, be submitted to arbitration. If within six months from the date of the request for arbitration the Parties are unable to agree on the organisation of the arbitration, any one of those Parties may refer the dispute to the International Court of Justice by request in conformity with the Statute of the Court.

2. Each State may at the time of signature or ratification of this Convention or accession thereto, declare that it does not consider itself bound by the preceding paragraph. The other Contracting States shall not be bound by the preceding paragraph with respect to any Contracting State having made such a reservation.

3. Any Contracting State having made a reservation in accordance with the preceding paragraph may at any time withdraw this reservation by notification to the Depositary Governments.

ARTICLE 13

1. This Convention shall be open for signature at The Hague on 16 December 1970, by States participating in the International Conference on Air Law held at The Hague from 1 to 16 December 1970 (hereinafter referred to as The Hague Conference). After 31 December 1970, the Convention shall be open to all States for signature in Moscow, London and Washington. Any State which does not sign this Convention before its entry into force in accordance with paragraph 3 of this Article may accede to it at any time.

2. This Convention shall be subject to ratification by the signatory States. Instruments of ratification and instruments of accession shall be deposited with the Governments of the Union of Soviet Socialist Republics, the United Kingdom of Great Britain and Northern Ireland, and the United States of America, which are hereby designated the Depositary Governments.

3. This Convention shall enter into force thirty days following the date of the deposit of instruments of ratification by ten States signatory to this Convention which participated in The Hague Conference.

4. For other States, this Convention shall enter into force on the date of entry into force of this Convention in accordance with paragraph 3 of this Article, or thirty days following the date of deposit of their instruments of ratification or accession, whichever is later.

5. The Depositary Governments shall promptly inform all signatory and preceding States of the date of each signature, the date of deposit of each instrument of ratification or accession, the date of entry into force of this Convention, and other notices.

6. As soon as this Convention comes into force, it shall be registered by the Depositary Governments pursuant to Article 102 of the Charter of the

United Nations and pursuant to Article 83 of the Convention on International Civil Aviation (Chicago, 1944).

ARTICLE 14

1. Any Contracting State may denounce this Convention by written notification to the Depositary Governments.

2. Denunciation shall take effect six months following the date on which notification is received by the Depositary Governments.

IN WITNESS WHEREOF the undersigned Plenipotentiaries, being duly authorised thereto by their Governments, have signed this Convention.

DONE at The Hague, this sixteenth day of December, one thousand nine hundred and seventy, in three originals, each being drawn up in four authentic texts in the English, French, Russian and Spanish languages.

SCHEDULE 2

Article 3

FOREIGN STATES WHICH ARE PARTIES TO THE CONVENTION AND WITH WHICH EXTRADITION TREATIES ARE IN FORCE

State	Date of Extradition Treaty	Date of Entry into force of Convention for the State concerned
Ecuador	20th September 1880	14th October 1971
Hungary	3rd December 1873	14th October 1971
Israel	4th April 1960	14th October 1971
Norway	26th June 1873	14th October 1971
Sweden	26th April 1963	14th October 1971
Switzerland	{ 26th November 1880 19th December 1934 }	14th October 1971
United States of America...	22nd December 1931	14th October 1971

SCHEDULE 3

Article 4

PART I

FOREIGN STATES WHICH ARE PARTIES TO THE CONVENTION AND WITH WHICH NO EXTRADITION TREATIES ARE IN FORCE

State	Date of Entry into force of Convention for the State concerned
Bulgaria	14th October 1971
Costa Rica	14th October 1971
Gabonese Republic	14th October 1971
Japan	14th October 1971
Jordan	16th December 1971
Mali	14th October 1971
Mongolia	7th November 1971
Niger	14th November 1971
Union of Soviet Socialist Republics	24th October 1971

PART II

APPLICATION OF THE EXTRADITION ACTS IN THE CASE OF THE STATES MENTIONED IN PART I

1. The Extradition Acts shall have effect as if the only extradition crimes within the meaning of the Act of 1870 were offences under the Hijacking Act 1971 and attempts to commit such offences.

2. The Extradition Acts shall only apply where the case is such that paragraphs 2 and 4 of Article 8 of the Convention apply.

3. No proceedings shall be taken on an application by information or complaint, for a provisional warrant of arrest (that is to say, a warrant issued under section 8 of the Act of 1870 otherwise than in pursuance of subparagraph 1 of the first paragraph thereof), and no such warrant shall be issued, unless the application is made with the consent of the Secretary of State signified by an order in the form set out in Part III of this Schedule or in a form to the like effect; but, subject as aforesaid, the signification of consent shall not affect the provisions of the said section 8.

4. Without prejudice to sections 3, 9 and 11 of the Act of 1870, the fugitive criminal shall not be surrendered if—

- (a) it appears to the Secretary of State, to the magistrate hearing the case in pursuance of section 9 of that Act or to the High Court on an application for a writ of habeas corpus—
 - (i) that the request for his surrender (though purporting to be made on account of such an offence as is mentioned in paragraph 1 above) is in fact made for the purpose of prosecuting or punishing him on account of his race, religion, nationality or political opinions, or
 - (ii) that he might, if surrendered, be prejudiced at his trial or punished, detained or restricted in his personal liberty by reason of his race, religion, nationality or political opinions, or
 - (iii) that if charged in England or Wales with the offence of which he is accused he would be entitled to be discharged under any rule of law relating to previous acquittal or conviction; or
- (b) it appears to the Secretary of State or to the High Court on an application for a writ of habeas corpus that—
 - (i) by reason of the passage of time since the fugitive criminal is alleged to have committed the offence of which he is accused or to have become unlawfully at large, or
 - (ii) because the accusation against him is not made in good faith in the interests of justice,

it would, having regard to all the circumstances, be unjust or oppressive to surrender him.

5. (1) Without prejudice to his so deciding on other grounds, the Secretary of State may, in the circumstances mentioned in the following subparagraph, decide not to make an order or issue a warrant—

- (a) for the purposes of paragraph 3 above signifying his consent to an application for a provisional warrant of arrest, or
 - (b) under section 7 of the Act of 1870 requiring the issue of a warrant of arrest, or
 - (c) under section 11 of the Act of 1870 ordering the fugitive criminal to be surrendered.
- (2) The circumstances referred to in the preceding subparagraph are—
- (a) that the Secretary of State is not satisfied that provision is made by the law of the State requesting surrender under which a person accused or convicted in the United Kingdom of the like offence as that with which the fugitive criminal is accused or convicted might be surrendered to the United Kingdom if found in that State, or
 - (b) that under the law of the State requesting surrender the fugitive criminal is liable to the death penalty for the offence of which he is accused, or
 - (c) that the fugitive criminal is a citizen of the United Kingdom and Colonies.

PART III

FORM OF CONSENT OF SECRETARY OF STATE TO APPLICATION FOR A PROVISIONAL WARRANT OF ARREST

Whereas AB, a person recognised by the Secretary of State as a diplomatic representative of, has requested consent to application being made for the issue of a provisional warrant for the arrest of CD, late of, who is (accused) (convicted) of the commission of an offence, or attempt to commit an offence, within the jurisdiction of the said State, being an offence which, if committed in England, would be an offence under the Hijacking Act 1971:

Now I hereby, by this my Order under my hand and seal, signify to you my consent to the said application being made.

Given under the hand and seal of the undersigned, one of Her Majesty's
Principal Secretaries of State this day of 19.

SCHEDULE 4

Article 5

TERRITORIES TO WHICH THE APPLICATION OF THE CONVENTION IS EXTENDED

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

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order applies the Extradition Acts 1870 to 1935, as amended, so as to make the offence of hijacking extraditable in the case of States party to the Convention for the Suppression of Unlawful Seizure of Aircraft signed at the Hague on 16th December 1970

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

1971 No. 383

MERCHANT SHIPPING

The Merchant Shipping (Tonnage) (Overseas Territories)
Order 1971

<i>Made</i>	- - - - -	<i>11th March 1971</i>
<i>Laid before Parliament</i>		<i>17th March 1971</i>
<i>Coming into Operation</i>		<i>18th March 1971</i>

At the Court at Buckingham Palace, the 11th day of March 1971

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 6 of the Merchant Shipping Act 1965 (a) and all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. (1) This Order may be cited as the Merchant Shipping (Tonnage) (Overseas Territories) Order 1971.

(2) This Order shall come into operation on 18th March 1971.

2. (1) In this Order, except in so far as the context otherwise requires —

“the Act” or “this Act” means, in relation to any of the territories mentioned in Schedule 2 to this Order, the Merchant Shipping Act 1965 as extended to that territory;

“Governor” means the Governor of the territory and includes any person or persons administering the government of the territory;

“the principal Act” means the Merchant Shipping Act 1894 (b);

“the territory” means, in relation to any of the territories mentioned in Schedule 2 to this Order, that territory.

(2) If under the law in force in the territory another authority has been substituted for the Exchequer as respects that territory in section 83 of the principal Act, the reference to the Exchequer in section 1 (4) of the Act shall be construed in relation to that territory as a reference to such substituted authority; and if under such law another authority has been substituted for the Board of Trade as respects the territory in section 84 of the principal Act, the reference to the Board of Trade in item 1 in Schedule 1 to the Act shall be construed in relation to that territory as a reference to such substituted authority.

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

3. The provisions of sections 1, 7 and 8 (2) and (4) of, and Schedules 1 and 2 to, the Merchant Shipping Act 1965, modified and adapted as in Schedule 1 to this Order, shall extend to the territories mentioned in Schedule 2 to this Order.

4. The Merchant Shipping (Colonies etc.) Tonnage Measurement Order 1956 (d) is hereby revoked.

W. G. Agnew

(a) 1965 c. 47.

(b) 1894 c. 60.

(c) 1889 c. 63.

(d) S. I. 1956/1002 (1956 I. p. 1208)

Article 3.

Tonnage regulations.

SCHEDULE 1 TO THE ORDER

1. (1) The tonnage of any ship to be registered under Part I of the principal Act shall be ascertained in accordance with regulations made by the Governor; and those regulations shall, as respects anything done after the commencement of this Act, be taken to be the provisions referred to in the principal Act as the tonnage regulations of that Act.

(2) Regulations under this section —

- (a) may make different provision for different descriptions of ships or for the same description of ships in different circumstances;
- (b) may make any provision thereof dependent on compliance with such conditions, to be evidenced in such manner, as may be specified in the regulations;
- (c) may provide for the ascertainment of any space to be taken into account for the purposes of section 85 of the principal Act (payment of dues where goods carried in spaces not forming part of registered tonnage) and may exempt any space from being taken into account for those purposes; and
- (d) may prohibit or restrict the carriage of goods or stores in spaces not included in the registered tonnage of a ship and may provide for making the master and the owner each liable to a fine not exceeding one hundred pounds where such a prohibition or restriction is contravened.

(3) Regulations under this section may make provision for assigning to a ship, either instead of or as an alternative to the tonnage ascertained in accordance with the other provisions of the regulations, a lower tonnage applicable where the ship is not loaded to the full depth to which it can be safely loaded, and for indicating on the ship, by such mark as may be specified in the regulations, that such a lower tonnage has been assigned to it and, where it has been assigned to it as an alternative, the depth to which the ship may be loaded for the lower tonnage to be applicable.

(4) Regulations under this section may provide for the measurement and survey of ships to be undertaken, in such circumstances as may be specified in the regulations and notwithstanding sections 6 and 86 of the principal Act, by persons appointed by such organisations as may be authorised in that behalf by the Governor; and so much of section 83 of the principal Act and section 1 of the Merchant Shipping (Mercantile Marine Fund) Act 1898 (a) as requires the payment of fees into the Exchequer shall not apply to fees payable under the said section 83 to persons appointed in pursuance of this subsection.

(5) Regulations under this section may make provision for the alteration (notwithstanding section 82 of the principal Act) of the particulars relating to the registered tonnage of any ship registered before the coming into operation of the regulations.

(6) Regulations under this section may provide for the issue of documents certifying the registered tonnage of any ship or the tonnage which is to be taken for any purpose specified in the regulations as the tonnage of a ship not registered in the territory.

(7) For the purposes of this Act and without prejudice to the generality of the powers therein contained, any tonnage regulations made (whether before or after the coming into operation of this Act in the territory) by the Board of Trade or the Secretary of State under the provisions of this Act as in force in the United Kingdom shall, in so far as they relate to ships to be registered under Part I of the principal Act, and unless varied by or repugnant to regulations made by the Governor under this Act as extended to the territory, be deemed to be regulations made under this Act. Such regulations shall be read subject to the modifications set out in the next following subsection and to any further modifications which may be made thereto by the Governor.

(8) The modifications hereinbefore referred to are that, except where the context otherwise requires, references —

- (a) to the United Kingdom shall be taken as references to the territory;
- (b) to the Board of Trade, the Board or the Secretary of State shall be taken as references to the Governor;
- (c) to any Act (including this Act) or to any rules or regulations made under such an Act shall be taken as references to that Act, or, as the case may be, those rules or regulations, as in force in the territory.

Amendments and repeals.

7. (1) The enactments mentioned in Schedule 1 to this Act, in their application to the territory, and to ships registered in the territory shall have effect subject to the amendments specified in relation thereto in the second column of that Schedule, being minor amendments and amendments consequential on the foregoing provisions of this Act.

(a) 1898 c. 44.

(2) The enactments mentioned in Schedule 2 to this Act, in their application to the territory, and to ships registered in the territory are hereby repealed to the extent specified in the third column of that Schedule.

8. (2) This Act shall be construed as one with the Merchant Shipping Acts 1894 to 1964 as in force in the territory.

Construction and Commencement.

(4) This Act shall come into operation on such day as the Governor may by order appoint.

SCHEDULES TO THE ACT

SCHEDULE 1

Section 7 (1).

MINOR AND CONSEQUENTIAL AMENDMENTS

Enactment amended	Amendment
The Merchant Shipping Act 1894. 57 & 58 Vict. c. 60.	<p>In section 84, there shall be added at the end of subsection (1) the words "and any space shown by the certificate of registry or other national papers of any such ship as deducted from the tonnage shall, where a similar deduction in the case of a British ship depends on compliance with any conditions or on the compliance being evidenced in any manner, be deemed to comply with those conditions and to be so evidenced, unless a surveyor of ships certifies to the Board of Trade that the construction and the equipment of the ship as respects that space do not come up to the standard which would be required if the ship were a British ship registered in the United Kingdom".</p> <p>In section 85, in subsection (1) after the words "forming the ship's registered tonnage" there shall be inserted the words "and not exempted by regulations under the Merchant Shipping Act 1965", and in subsection (3) for the words from "in manner directed" to "this Act" there shall be substituted the words "in accordance with regulations made under the Merchant Shipping Act 1965".</p> <p>At the end of Part II of Schedule 1 there shall be added the words "Bill of sale".</p>

SCHEDULE 2

Section 7 (2).

ENACTMENTS REPEALED

Chapter	Short Title	Extent of Repeal
57 & 58 Vict. c. 60.	The Merchant Shipping Act 1894.	<p>In section 24(2) the words from "and shall be in" to "permit".</p> <p>Sections 77 to 81.</p> <p>In section 84(1) the words from "and any space" to the end of the subsection.</p> <p>In Schedule 1, in Part I, Form A—Bill of Sale.</p> <p>Schedule 2.</p> <p>In Schedule 6, paragraphs (2) to (5).</p>
6 Edw. 7. c. 48.	The Merchant Shipping Act 1906.	Sections 54 and 55.
7 Edw. 7. c. 52.	The Merchant Shipping Act 1907.	The whole Act.

SCHEDULE 2 TO THE ORDER

Bahamas.	Gibraltar.
Bermuda.	Gilbert and Ellice Islands Colony.
British Honduras.	Seychelles.
British Solomon Islands Protectorate.	St. Helena and its Dependencies.
Cayman Islands.	Turks and Caicos Islands.
Falkland Islands (Colony and Dependencies).	Virgin Islands.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends those provisions of the Merchant Shipping Act 1965 which relate to the ascertainment of the tonnage of ships, subject to exceptions, adaptations and modifications, to the territories specified in Schedule 2 thereto.

Tonnage Regulations may be made by the Governor, but any regulations made by the Board of Trade or the Secretary of State under the Act, in so far as they relate to ships to be registered under Part I of the Merchant Shipping Act 1894, are deemed to be such Regulations unless varied by or repugnant to regulations made by the Governor.



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, etc.
1972

PART I

ORDINANCES

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"	" " 2 " "	Application of Colony Laws Ordinance 1972

Assented to in Her Majesty's name this 24th day of April 1972.

E. G. LEWIS,
Governor.

LS



No. 1 1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
To amend the Matrimonial Proceedings
(Court of Summary Jurisdiction) Ordinance 1967.

(1st May 1972) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Matrimonial Proceedings (Court of Summary Jurisdiction) (Amendment) Ordinance 1972, and shall come into operation on the 1st day of May 1972. Short title and commencement.
2. Subsection (1) of section 4 of the Matrimonial Proceedings (Court of Summary Jurisdiction) Ordinance 1967, is amended — Amendment of section 4. (10 of 1967)
- (a) in paragraphs (b) and (c) by deleting "not exceeding £7.50"; and
- (b) in paragraph (g) by deleting "payments by way of a weekly sum not exceeding in the case of payments by either one of the parties in respect of any one child the sum of £2.50" and substituting therefor "weekly payments".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 24th day of April 1972.

E. G. LEWIS,
Governor.

LS

No. 2



1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
Further to amend the Control of Kelp Title.
Ordinance 1970.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Control of Kelp (Amendment) Ordinance 1972. Short title.

2. Section 2 of the Control of Kelp Ordinance 1970 is amended by deleting the definition of "kelp" and substituting the following — Amendment of section 2. (2 of 1970)

"kelp" means any alga or plant of the genus *macrocystis* *pyrifer*, *lessonia* and *durvillea* growing in or on the fore-shore of any part of the Colony or in or on the seabed within the territorial waters of the Colony."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 24th day of April 1972.

E. G. LEWIS,
Governor.

LS

No. 3



1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance

To legalise certain payments made in the
year 1970/71 in excess of the Expenditure
sanctioned by Ordinance No. 6 of 1970.

Title.

WHEREAS it is expedient to make further provision for the
service of the Colony for the period 1st July 1970 to 30th June 1971.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (1970/71) Ordinance, 1972.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services herein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period 1st July 1970 to 30th June 1971, the same
are hereby declared to have been duly laid out and expended for the
service of the Colony in that period, and are hereby approved,
allowed and granted in addition to the sum mentioned for those
services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July 1970 to 30th
June 1971.

SCHEDULE

Number	Head of Service	Amount
FALKLAND ISLANDS		£
III	Audit	67
IV	Aviation	6,459
V	Customs & Harbour	72
VII	Medical	2,250
VIII	Meteorological	126
X	Miscellaneous	1,163
XI	Pensions & Gratuities	253
XIII	Posts & Telecommunications	1,518
XIV	Power & Electrical	483
XVIII	Secretariat, Treasury & Central Store	10,321
XIX	Shipping Subsidy & overseas passages	16,647
XX	Social Welfare	966
		£ 40,325
Development 'A'		4,445
Development 'B'		4,287
		£ 49,057

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 24th day of April 1972.

E. G. LEWIS,
Governor.



No. 4 1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance
Further to amend the Income Tax Title.
Ordinance.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Income Tax (Amendment) Ordinance 1972. Short title.
2. Section 8 of the Income Tax Ordinance is amended — Amendment of section 8. (Cap. 32)
- (a) by the deletion of the full stop at the end of paragraph (k) and the substitution therefor of a semi-colon; and
- (b) by the insertion, after paragraph (k), of the following new paragraph —
- “(l) the salary and other emoluments received for services related to the communications referred to in the Notes exchanged between the United Kingdom and the Argentine Republic on the 5th August 1971 and in the Joint Statement referred to in those Notes by residents of the Argentine mainland from their Argentine employers.”

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 28th day of June 1972.

E. G. LEWIS,
Governor.

LS

No. 5



1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Estate Duty Title.
Ordinance.

(1st July 1972)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Estate Duty (Amendment) Ordinance 1972 and shall come into operation on the 1st day of July 1972.

Short title and commencement.

2. Section 4 of the Estate Duty Ordinance is amended in subsection (2) by the deletion of paragraph (b) and the substitution therefor of the following —

Amendment of section 4.
(Cap. 25)

“(b) in the case of every person dying after the 1st day of July 1972, property whether real or personal in which the deceased person or any other person had an estate or interest limited to cease on the death of the deceased shall be deemed to pass on the death of the deceased, notwithstanding that the estate or interest had been surrendered, assured, divested, or otherwise disposed of, whether for value or not, to or for the benefit of any person entitled to an estate or interest in remainder or reversion in such property, unless that surrender, assurance, divesting or

disposition was bona fide made or effected three years before the death of the deceased, and bona fide possession and enjoyment of the property was assured thereunder immediately upon the surrender, assurance, divesting, or disposition, and thence forward retained to the entire exclusion of the person who had the estate or interest limited to cease as aforesaid, and of any other benefit to him by contract or otherwise;"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. 0635/II.

Assented to in Her Majesty's name this 28th day of June 1972

B G LEWIS
Governor.

(LS)

No. 6

1972

Colony of the Falkland Islands

IN THE TWENTY-FIRST YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., C.B.E

Governor.

AN ORDINANCE

Further to amend the Income Tax Ordinance. Title

(1st January 1972)

Date of
Commencement

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows -

Enacting
clause

1. (1) This Ordinance may be cited as the Income Tax (Amendment) (No. 2) Ordinance 1972.

Short
title

(2) The provisions of this Ordinance shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January 1972, and for all subsequent years of assessment.

2. Section 21 of the Income Tax Ordinance is amended -

Amendment
of section
21. (cap.32)

(a) in subsection (1), by the deletion of "35p" and the substitution therefor of "30p";

(b) in subsection (2), by the deletion of "35p" and the substitution therefor of "30p";

(c) in subsection (2A) -

(i) by the deletion of "20p" and "15p" and the substitution therefor of "10p" and "7½p" respectively;

(ii) by the deletion of the semicolon at the end of paragraph (i) and the substitution therefor of a full stop; and

(iii) by the deletion of paragraphs (j), (k), (l), (m), (n), and (o);

(d) by the deletion of subsection (4); and

(e) by renumbering subsection (5) as subsection (4).

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R Browning
Clerk of the Legislative Council

Ref: 0747/K/III

Assented to in Her Majesty's name this 26th day of June 1972.

R.G. LEWIS
Governor

I.S.

No. 7

1972

Colony of the Falkland Islands.

IN THE TWENTY FIRST YEAR OF THE REIGN OF

HER MAJESTY QUEEN ELIZABETH II

Ernest Gordon Lewis, CMG, OBE

Governor

AN ORDINANCE FOR THE LICENSING AND CONTROL OF BANKING IN THE COLONY
ENACTED by the Legislature of the Colony of the Falkland Islands,
as follows -

Title

Enacting
Clause

1. This Ordinance may be cited as the Banking Ordinance 1972.

Short Title

2. In this Ordinance, unless the context otherwise requires -
"bank" means any financial institution whose business includes the
acceptance of deposits of money withdrawable by cheque;

Interpretation

"banking business" means the business of accepting deposits of money
which may be withdrawn or repaid on demand or after a fixed period or
after notice and the employment of those deposits in whole or in
part by lending or any other means for the account and at the risk of
the person accepting such deposits;

"banking licence" means a licence granted by the Governor in Council
under section 5;

"company" means a company incorporated under the Companies and
Private Partnership Ordinance or any company incorporated under
any other Ordinance, Act of Parliament of the United Kingdom or
letters patent of the United Kingdom;

Cap. 13

"licensed bank" means a bank licensed under section 5;

"officer" includes a director, manager or secretary.

3. No banking business shall be transacted in the Colony except
by a company;

Banking business
to be transacted
only by a
company.

Provided that the Governor in Council may at his discretion grant
a special licence to any person not being a company who at the date
of the commencement of this Ordinance carried on, conducted, managed
or directed banking business in the Colony, and such banking business
shall thereupon for the purposes of this Ordinance be deemed to be a
licensed bank to which all the provisions of this Ordinance relating
to a licensed bank shall apply;

Provided that the Governor in Council may at his discretion grant to
such company exemption from any of the provisions of sections 7,8,9,12,
13, or 16 of this Ordinance.

4(1) Notwithstanding any of the provisions of this or any other
Ordinance, no company shall carry on the business of banking
without first being licensed in that behalf by the Governor in
Council.

Banking
Company to
be licensed

(2) Every company carrying on banking business in the Colony on the date on which this Ordinance comes into operation shall as from that date and for the six months next following that date be deemed to be duly licensed but if such company proposes to continue to carry on banking business in the Colony after the expiration of the said period of six months it shall, within three months after the date on which this Ordinance comes into operation, apply to the Governor in Council for a licence:

Provided further that the Governor in Council may at his discretion grant to such licensed bank exemption from any of the provisions of sections 5, 7, 8, 9, 10 or 13 of this Ordinance.

Grant and refusal of licence.

5. (1) The Governor in Council may at his discretion grant a licence to carry on the business of banking in the Colony, subject to such conditions as he may think fit, to any company which has a paid up share capital of not less than £250,000.

(2) The Governor in Council may at his discretion and without assigning any reason therefor refuse to grant a banking licence or cancel any banking licence in the manner hereinafter set out.

Restriction of use of word "bank" or "trust"

6. No person other than a company licensed to carry on banking business under the provisions of this Ordinance shall, without the consent of the Governor, use the word "bank" or "trust" or any derivative thereof in the name under which business is being carried on or use any name implying that the business of banking is carried on.

Maintenance of reserve fund.

7. (1) Subject to subsection (2) of this section, every company licensed to carry on banking business under this Ordinance shall maintain a reserve fund and shall, out of its net profits of each year and before any dividend is declared, transfer to that fund a sum equal to not less than twenty-five per centum of such profits whenever the amount of the reserve fund is less than the issued paid up capital of the company.

(2) Subsection (1) of this section shall not apply to any company licensed to carry on banking business under this Ordinance with respect to which it is proved to the satisfaction of the Governor in Council that the aggregate reserves of such company are adequate in respect of its business.

Restriction of dividends

8. No company licensed to carry on banking business under this Ordinance in the Colony shall pay any dividend on its shares until all its capitalised expenditure not represented by tangible assets has been completely written off.

Restriction on certain activities.

9. (1) A company licensed to carry on banking business under this Ordinance shall not in the Colony -

- (a) grant to any person, firm, corporation or company, or to any group of companies or of persons which group is under the control or influence of one and the same person, any advance or credit facility, or give any financial guarantee or incur any other liability on behalf of such person, firm, corporation, company or group so that the total value of the advances, credit facilities, financial guarantees and other liabilities in respect of such person, firm, corporation, company or group is at any time more than twenty-five per centum of the sum of the paid up capital and published reserves of the licensed company;

Provided that this paragraph shall not apply to transactions between banks or between the branches of a bank, or to the purchase of telegraphic transfers, or to the purchase of bills of exchange or documents of title to goods where the holder of such bills or documents is entitled to payment outside the Colony for exports or to advances made against such transfers, bills or documents;

(b) grant any advance or credit facility against the security of its own shares;

(c) grant or permit to be outstanding unsecured advances or unsecured credit facilities of an aggregate amount in excess of £1,500 or of one per centum of the sum of the paid up capital and published reserves of such company, whichever is the greater, or give any financial guarantees in excess of such amount without security, or incur any other liability in excess of such amount without security -

(i) to or on behalf of any one of its directors, whether such advances, facilities, guarantees or other liabilities are obtained by or on account of such director, jointly or severally;

(ii) to or on behalf of any firm, partnership or private company in which it, or any one or more of its directors is interested as director, partner, manager or agent, or to or on behalf of any individual, firm, partnership or private company of whom or of which any one or more of its directors is a guarantor;

(d) grant or permit to be outstanding to its officials and employees unsecured advances or unsecured credit facilities which in aggregate amount for any one official or employee exceed one year's emolument of such official or employee.

(2) in subsections (c) and (d) of subsection (1) of this section the expression "unsecured advances or unsecured credit facilities" means advances or credit facilities granted without security, or, in respect of any advance or credit facility granted with security, any part thereof which at any time exceeds the market value of the assets constituting that security.

10. (1) The Governor may appoint an advisory committee consisting of such persons and appointed upon such terms as he may think fit to advise him on matters relating to banking business and he may at any time determine any appointment so made.

Appointment of advisory committee.

(2) The Governor may make rules providing for the procedure to be followed at any meeting held by the advisory committee.

11. (1) The Governor in Council may, after consultation with the advisory committee and if he considers it to be in the public interest so to do, order any licensed bank -

Special powers of Governor in Council

(a) to produce to such person and within such period as may be named in such order any books, accounts or documents of such bank; or such other information relating to the banking business of such bank, provided that no statement or information shall be required with respect to the affairs of any particular customer of a licensed bank;

(b) to delete from the name under which it is carrying on business within such period as shall be named in such order the word "bank" or "trust" or any derivative thereof or any other word or words forming part of its name;

(c) to refrain from carrying on banking business;

(d) to return for cancellation by the Colonial Treasurer any licence issued to such bank under this Ordinance:

Provided that no order under paragraph (a) of this sub-section shall be made unless the production of any such books, accounts or documents is in the opinion of the Governor in Council necessary for the proper prosecution of any investigation the result of which might lead the Governor in Council to make an order under paragraph (b), (c) or (d) of this subsection:

And provided further that before any order is made under paragraph (b), (c) or (d) of this subsection, the Governor in Council shall give the licensed bank notice of his intention to make such an order and shall afford such licensed bank an opportunity of submitting to him a written statement of its case.

(2) The Colonial Treasurer shall publish in the Gazette the name of any licensed bank the licence of which is cancelled.

(3) If any person to whom any books, accounts or documents have been produced under paragraph (a) of subsection (1) of this section shall otherwise than for the purpose of this Ordinance publish or disclose any such books, account or documents or any extract therefrom or particular therein he shall be guilty of an offence and liable on conviction upon indictment to a fine of £500.

Exhibition of
balance sheet

12. (1) Not later than four months after the close of each financial year of each licensed bank, or such longer period as the Colonial Treasurer may, in any particular case permit, the licensed bank shall publish in the Colony Gazette and forward to the Colonial Treasurer a copy of its balance sheet and profit and loss account and the full and correct names of the directors of the licensed bank. The balance sheet and profit and loss account shall bear on their face the certificate of an approved auditor in accordance with subsection (1) of section 13 of this Ordinance.

(2) Every licensed bank shall exhibit and keep exhibited throughout the year in every office of the bank in the Colony a copy of its last balance sheet and profit and loss account.

(3) The requirements of this section shall be in addition to and not in derogation of the requirements of the Companies and Private Partnership Ordinance or of any other Ordinance, Act of Parliament of the United Kingdom or letters patent of the United Kingdom.

Approved Auditor

13. (1) Every licensed bank shall appoint annually an approved auditor whose duties shall be to make to the shareholders of that licensed bank a report upon the annual balance sheet and accounts, and in every such report the auditor shall state whether, in his opinion, the balance sheet is full and fair and properly drawn up, whether it exhibits a true and correct statement of the licensed bank's affairs, and, in any case in which the auditor has called for explanation or information from the officers or agents of the licensed bank, whether this is satisfactory.

(2) For the purposes of this section, an approved auditor is a person for the time being declared by the Colonial Treasurer by notice in the Gazette to be approved for such purposes.

Persons debarred
from management

14. No person -

- (a) who has been a director of, or directly concerned in the management of a licensed bank which has had its licence revoked in accordance with paragraph (d) of section 11 of this Ordinance or has been wound up by a Court; or
- (b) who has been sentenced by a competent court to a term of imprisonment involving dishonesty and has not received a full pardon for that offence; or
- (c) who is or becomes bankrupt, suspends payment to or compounds with his creditors;

shall, without the express authorisation of the Governor, act or continue to act as a director of, or be directly or indirectly concerned in, the management of any licensed bank.

15. (1) Any company which acts in contravention of the provisions of the provisions of section 4(1) of this Ordinance and any officer of such company who is in default, shall be guilty of an offence and liable -

Penalties

(a) on summary conviction to a fine of £100; and

(b) on conviction upon indictment to a fine of £500.

(2) Any person who contravenes the provisions of section 3, 6 or 14 of this Ordinance shall be guilty of an offence and liable -

(a) on summary conviction to imprisonment for two years or to a fine of £200 or to both such imprisonment and fine; and

(b) on conviction upon indictment to imprisonment for five years or to a fine of £500 or to both such imprisonment and fine.

(3) Any licensed bank failing to comply with an order made under section 11 (1) of this Ordinance or of failing to comply with the provisions of section 12(1) or (2) of this Ordinance and any officer of such a bank in default shall be guilty of an offence and liable -

(a) on summary conviction to imprisonment for two years or to a fine of £100 or to both such imprisonment and fine; and

(b) on conviction upon indictment to imprisonment for five years or to a fine of £500 or to both such imprisonment and fine, and, in the case of an offence under section 11 (1) (a) of this Ordinance, in addition, to a penalty of £25 for each day during which the default continues.

(4) Any company licensed to carry on banking business under this Ordinance which fails to pay the fees provided by section 16, shall, in addition to any other penalty under this Ordinance for such failure, be guilty of an offence and liable on conviction to a fine not exceeding £25 for each day during which the fee remains unpaid, and every officer of such company who knowingly authorises or permits such non-payments is liable to a like conviction and fine.

16. (1) Every company to which a licence is granted shall, upon the issue of such licence, pay to the Government a fee of £250.

Annual
licence fee

(2) On or before the first day of January every year after the year in which a licence has been granted to a company that company shall, during the subsistence of such licence, pay to the Government a fee of £250.

17. Nothing in this Ordinance shall apply to the Government Savings Bank.

Saving.

18. The Governor in Council may make such rules as may be necessary for the purpose of carrying into effect the provisions of this Ordinance.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING
Clerk of the Legislative Council

Ref: 2497

Assented to in Her Majesty's name this 28th day of June 1972.

E. G. LEWIS,
Governor.

LS

No. 8



1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To provide for the service of the year 1972/73. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1972-73) Ordinance 1972. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1972 to 30th June 1973, a sum not exceeding Five hundred and fifty thousand and eleven pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1972/73. Appropriation of £550,011 for the service of the year 1972/73.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	7,374
II.	Agriculture	3,008
III.	Audit	2,307
IV.	Aviation	31,598
V.	Customs and Harbour	17,418
VI.	Education	67,489
VII.	Medical	60,336
VIII.	Meteorological	3,210
IX.	Military	3,083
X.	Miscellaneous	7,866
XI.	Pensions and Gratuities	20,744
XII.	Police and Prisons	9,179
XIII.	Posts and Telecommunications	53,916
XIV.	Power and Electrical	42,303
XV.	Public Works	23,619
XVI.	Public Works Recurrent	41,274
XVII.	Public Works Special	6,380
XVIII.	Secretariat, Treasury and Central Store	45,488
XIX.	Shipping Subsidy and Overseas Passages	20,000
XX.	Social Welfare	10,000
XXI.	Supreme Court and Legal	2,773
	Total Ordinary Expenditure	479,365
	Development A	14,541
	B	—
	C	16,300
	D	34,000
	E	5,805
	Total Expenditure	£ 550,011

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,

Clerk of the Legislative Council.

Ref. 0284/XXV.

Assented to in Her Majesty's name this 1st day of November 1972.

E. G. LEWIS,
Governor.

LS



No. 9

1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance Further to amend the Estate Duty Ordinance.

(1st November 1972)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Estate Duty (Amendment) (No. 2) Ordinance 1972.

Short title.

2. Section 4 of the Estate Duty Ordinance is amended by the insertion in paragraph (b) of subsection (2), after "deceased" in the second place where it occurs, of the word "which".

Amendment of section 4.
(Cap. 25)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,

Clerk of the Legislative Council.

TRE/10/66.

Assented to in Her Majesty's name this 1st day of November 1972.

E. G. LEWIS,
Governor.



No. 10



1972

Colony of the Falkland Islands.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Road Traffic Title.
Ordinance.

(1st November 1972)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1972. Short title.

2. Section 4 of the Road Traffic Ordinance is amended by the deletion of subsection (3) and the substitution therefor of the following — Amendment of section 4. Cap. 60.

“(3) No duty shall be payable under this section in respect of motor vehicles or trailers which are —

- (a) the property of the Government;
- (b) the property of the Stanley Town Council;
- (c) the property of the British Antarctic Survey;
- (d) permanently based in the Camp; and
- (e) Crown motor vehicles and trailers appropriated for naval, military or air-force purposes.”

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. 0981

Assented to in Her Majesty's name this 17th day of February 1972.

E. G. LEWIS,
Governor.

LS

No. DS 1



1972

Falkland Islands Dependencies.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
ERNEST GORDON LEWIS, O.B.E.
Governor.

An Ordinance

To legalise certain payments made in the year 1970/71 in excess of the Expenditure sanctioned by Ordinance No. DS 4 of 1970.

Title

WHEREAS it is expedient to make further provision for the service of the Falkland Islands Dependencies for the period first day of July 1970 to the thirtieth day of June 1971.

Preamble.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting Clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (Dependencies) (1970/71) Ordinance, 1972.

Short title.

2. The sums of money set forth in the Schedule hereto having been expended for the services therein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period first day of July 1970, to the thirtieth day of June 1971, the same are hereby declared to have been duly laid out and expended for the service of the Dependencies in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance.

Appropriation of excess expenditure for the period 1st July 1970 to 30th June 1971.

SCHEDULE					Schedule.
Head of Service					Amount
South Georgia Expenditure					
A.	Personal Emoluments	...	...	...	£ 306
B.	Other Charges	...	...	...	£ 3,598
					£ 3,904

Enacted by the Governor on the 17th day of February 1972.

J. A. JONES,
Colonial Secretary.

Ref. D/6/59/K.

Assented to in Her Majesty's name this 15th day of September 1972.

E. G. LEWIS,
Governor.



No. DS 2



1972

Falkland Islands Dependencies.

IN THE TWENTY-FIRST YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To apply certain Laws of the Colony to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws Ordinance 1972. Short title.

2. The Ordinances of the Colony specified in the first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite their short titles in the third column of the Schedule to this Ordinance. Application of Colony Ordinances.

No.	Short title	Effective Date
1 of 1972	Matrimonial Proceedings (Court of Summary Jurisdiction) (Amendment) Ordinance 1972	1st May 1972
5 of 1972	Estate Duty (Amendment) Ordinance 1972	1st July 1972
7 of 1972	Banking Ordinance 1972	1st July 1972

Promulgated by the Governor on the 15th day of September 1972.

T. H. LAYNG,
Colonial Secretary.

Ref. LEG/10/37.

PART II

ORDERS, PROCLAMATIONS, Etc.

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FALKLAND ISLANDS

Decimal Currency Act 1969

(1969 c. 19)

ORDER

(under section 16(1) of the Act)

No. 1 of 1972

E G LEWIS
Governor.

1. This Order may be cited as the Decimal Currency (Ending of Transitional Period) Order 1972.

2. The Governor, in exercise of the powers conferred on him by section 16 (1) of the Decimal Currency Act 1969, as applied to the Falkland Islands and the Dependencies of the Falkland Islands by Proclamation dated 30th September 1970, orders as follows -

3. The transitional period as defined in Section 16 (1) of the Decimal Currency Act 1969 shall end on 31st March 1972.

By Command

J A JONES

Colonial Secretary

11th February 1972

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order gives effect to the decision to end the transitional period under the Decimal Currency Act 1969 on 31st March 1972.

Ref: 2396/III

FALKLAND ISLANDS.

The Old Age Pensions (Amendment) Ordinance 1958

ORDER

(Under section 2 of the Ordinance)

No. 2 of 1972.

E. G. LEWIS,
Governor.

In exercise of the powers vested in him by section 2 of the Old Age Pensions (Amendment) Ordinance, 1958, the Governor in Council has been pleased to order as follows —

1. This Order may be cited as the Old Age Pensions Order 1972.

2. The provisions of the Old Age Pensions Ordinance, 1952, shall not apply to residents of the Argentine mainland employed in the Falkland Islands by Argentine employers for services related to the communications referred to in the Notes exchanged between the United Kingdom and the Argentine Republic on 5th August, 1971 and in the Joint Statement referred to in those Notes.

Made by the Governor in Council on the 16th day of May 1972.

R. BROWNING,
Clerk of the Executive Council.

Ref. 0323/A/VII.

FALKLAND ISLANDS.

Post Office Ordinance (Cap 52.)

The Post Office (Invalidation of Stamps) Order 1972

No. 3 of 1972.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 (d) of the Post Office Ordinance, the Governor in Council has made the following Order — (Cap. 52)

1. This Order may be cited as the Post Office (Invalidation of Stamps) Order 1972. Citation.

2. (1) The following issues of postage stamps shall cease to be valid as from the 1st day of June 1972 — Stamps invalidated.

- (a) Colony 1960 Definitive;
- (b) Colony 1963 I.T.U. Centenary;
- (c) Colony 1964 50th Anniversary of the Battle of the Falkland Islands;
- (d) Colony 1964 400th Anniversary of the Birth of William Shakespeare;
- (e) Colony 1965 International Co-operation Year;
- (f) Colony 1966 Churchill Commemoration;
- (g) Colony 1968 Human Rights Year;
- (h) Colony 1968 Definitive, excluding the £1 denomination;
- (i) Colony 1969 21st Anniversary of the Government Air Service;
- (j) Colony 1969 Centenary of Bishop Stirling's Consecration;
- (k) Colony 1970 Jubilee of the Defence Force;
- (l) Colony 1970 "Great Britain" Commemorative; and
- (m) Dependencies 1963 Definitive excluding the redesigned £1 denomination.

(2) Any of the above-mentioned invalidated stamps may be exchanged for stamps of the equivalent value of the current issue at the Post Office, Stanley on or before the 30th day of November 1972.

3. The Post Office (Invalidation of Stamps) Order 1971 is cancelled. Cancellation of 9 of 1971.

Made by the Governor in Council on the 17th day of May 1972.

R. BROWNING,
Clerk of Executive Council.

FALKLAND ISLANDS.

PROCLAMATION

No. 1 of 1972

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

E. G. LEWIS,



By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Officer of the Most Excellent Order of the British Empire,
Governor and Commander-in-Chief in and over the Colony
of the Falkland Islands and its Dependencies.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Tuesday the 18th day of April 1972, at 10.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 7th day of April, in the year of our Lord One thousand Nine hundred and Seventy-two.

By His Excellency's Command,

H. L. BOUND,

Acting Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 2 of 1972

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1964.

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

E. G. LEWIS,



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Officer of the Most Excellent Order of the British Empire,
Governor and Commander-in-Chief in and over the Colony
of the Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1964, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Tuesday the 6th day of June 1972, at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 14th day of May, in the year of our Lord One thousand Nine hundred and Seventy-two.

By His Excellency's Command,

H. L. BOUND,

Acting Colonial Secretary.

FALKLAND ISLANDS.

PROCLAMATION

No. 3 of 1972

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1972.

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

E. G. LEWIS.



By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1972, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 25th day of October 1972 at 10.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 6th day of October, in the year of our Lord One thousand Nine hundred and Seventy-two.

By His Excellency's Command,

T. H. LAYNG,

Colonial Secretary.

Ref. LEC/35/1.

FALKLAND ISLANDS.

THE COLONIAL FIRE BRIGADES LONG SERVICE MEDAL FALKLAND ISLANDS

In exercise of the powers conferred on him by Royal Warrant dated the 21st day of March 1956 as amended by Royal Warrants dated the 10th day of April 1967 and the 14th day of July 1971, the Governor with the approval of a Secretary of State, has made the following regulations governing the award of the Colonial Fire Brigades Long Service Medal to members of the Fire Brigades of the Falkland Islands and Dependencies in replacement of the regulations published in the Gazette Vol. LXXVI No. 11 of the 2nd day of October 1967, which are hereby revoked.

25th September 1972.

T. H. LAYNG,
Colonial Secretary.

THE COLONIAL FIRE BRIGADES LONG SERVICE MEDAL FALKLAND ISLANDS

No. 1 of 1972

E. G. LEWIS,
Governor.

1. These regulations may be cited as the Colonial Fire Brigades Long Service Medal Regulations 1972. Citation.

2. (1) The Colonial Fire Brigades Long Service Medal will be granted as a reward for long service and good conduct to members of all ranks of properly organised Fire Brigades of the Falkland Islands and Dependencies who on or after the 21st day of March 1956 shall have completed eighteen years' continuous service as herein-after defined. Service required.

(2) A Clasp will also be granted to a recipient of the Medal on his completing twenty-five years' qualifying service, and a further Clasp on completing thirty years' qualifying service. For each Clasp so awarded a small silver rose may be added to the ribbon when worn alone.

3. (1) Service in properly organised Fire Brigades in other Colonies, Associated States or Territories under Her Majesty's Protection or Administration may be allowed to reckon towards the required period of qualifying service, as may also service which would reckon as qualifying service for the Fire Brigade Long Service and Good Conduct Medal, if the total period of such service amounts to not less than eighteen years: Continuity of service.

Provided, however, that where service has been rendered in the Falkland Islands or its Dependencies and in one or more of the territories defined above an interval not exceeding twelve months between any two periods of service shall not be regarded as breaking the continuity of such service:

Provided also that a break in service not exceeding six calendar months in the Falkland Islands or its Dependencies or in any one territory as defined above shall not be regarded as breaking the continuity of such service.

(2) Service in Her Majesty's Armed Forces or Merchant Navy whether on secondment, on recall or when called upon to serve may be allowed to reckon towards the required period of qualifying service, provided that such military or Merchant Navy service interrupted and was continuous with qualifying fire service.

4. (1) For the purposes of these regulations service shall be reckoned as qualifying service only if it is certified that the character and conduct of the person recommended for the grant of the Medal or Clasp has been exemplary. Exemplary character.

(2) Exemplary character means a record clear of any serious offence or persistent minor offences. Provided that the Superintendent of the Fire Brigade notwithstanding recorded offences, may recommend an award where general conduct and character merit such recommendation and always provided that no serious offence has been committed during the last five years of the qualifying period of service.

Recommendations.

5. Recommendations for the award of the Medal or Clasp shall be submitted by the Superintendent of the Fire Brigade to the Governor. The Medal will be awarded on the authority of the Governor and a notification of such award shall be published in the Gazette.

Forfeiture and restoration.

6. (1) A recipient of the Medal or Clasp who is convicted of a criminal offence or is dismissed or removed from the Fire Service for misconduct shall forfeit the Medal or Clasp unless the Governor shall otherwise direct.

(2) A Medal or Clasp so forfeited may be restored to the recipient by the Governor at his discretion.

(3) A notice of forfeiture or restoration shall in every case be published in the Gazette.

Replacement of Medal and Clasp in event of loss.

7. In the event of loss, application may be made for replacement of the Medal or Clasp. Such application, stating the circumstances in which the loss occurred, will be forwarded to the Governor through the Superintendent of the Fire Brigade. If the explanation of the loss is considered satisfactory, the Medal or Clasp may be replaced on payment or otherwise.

FALKLAND ISLANDS.

THE COLONIAL POLICE LONG SERVICE MEDAL FALKLAND ISLANDS

In exercise of the powers conferred on him by Royal Warrant dated the 21st day of March 1956 as amended by Royal Warrant dated the 14th day of July 1971, the Governor with the approval of a Secretary of State, has made the following regulations governing the award of the Colonial Police Long Service Medal to members of the Police Force of the Colony in replacement of the regulations published in the Gazette Vol. LXVII No. 11 on the 1st day of September 1958, which are hereby revoked.

25th September 1972. T. H. LAYNG,
Colonial Secretary.

THE COLONIAL POLICE LONG SERVICE MEDAL FALKLAND ISLANDS

No. 2 of 1972

E. G. LEWIS,
Governor.

1. These regulations may be cited as the Colonial Police Long Service Medal Regulations 1972. Citation.

2. (1) The Colonial Police Long Service Medal will be granted as a reward for long service and good conduct to all police officers of the Falkland Islands Police Force, who on or after the 21st day of March 1956 shall have completed eighteen years' continuous service as hereinafter defined. Service required.

(2) A Clasp will also be granted to a recipient of the Medal on his completing twenty-five years' qualifying service, and a further Clasp on completing thirty years' qualifying service. For each Clasp so awarded a small silver rose may be added to the ribbon when worn alone.

3. (1) Service in the Civil Police Forces of other Colonies, Associated States or Territories under Her Majesty's Protection or Administration may be allowed to reckon towards the required period of qualifying service, as may also service which would reckon as qualifying service for the Police Long Service and Good Conduct Medal, if the total period of such service amounts to not less than eighteen years: Continuity of service.

Provided, however, that where service has been rendered in the Colony and in one or more of the territories defined above an interval not exceeding twelve months between any two periods of service shall not be regarded as breaking the continuity of such service.

Provided also that a break in service not exceeding six calendar months in the Colony or in any territory as defined above shall not be regarded as breaking the continuity of such service.

(2) Service in Her Majesty's Armed Forces or Merchant Navy whether on secondment, on recall or when called upon to serve may be allowed to reckon towards the required period of qualifying service, provided that such military or Merchant Navy service interrupted and was continuous with qualifying Police service.

4. (1) For the purposes of these regulations service shall be reckoned as qualifying service only if it is certified that the character and conduct of the person recommended for the grant of the Medal or Clasp has been exemplary. Exemplary character.

(2) Exemplary character means a record clear of any serious offence or persistent minor offences. Provided that the Officer in Charge of Police notwithstanding recorded offences, may recommend an award where general conduct and character merit such recommendation and always provided that no serious offence has been committed during the last five years of the qualifying period of service.

Recommending authority.

5. Recommendations for the award of the Medal or Clasp shall be submitted by the Officer in Charge of Police to the Governor. The Medal will be awarded on the authority of the Governor and a notification of such award shall be published in the Gazette.

Forfeiture and restoration.

6. (1) A recipient of the Medal or Clasp who is convicted of a criminal offence or is dismissed or removed from the Police Force for misconduct shall forfeit the Medal or Clasp unless the Governor shall otherwise direct.

(2) A Medal or Clasp so forfeited may be restored to the recipient by the Governor at his discretion.

(3) A notice of forfeiture or restoration shall in every case be published in the Gazette.

Replacement of Medal and Clasp in event of loss.

7. In the event of loss, application may be made for replacement of the Medal or Clasp. Such application, stating the circumstances in which the loss occurred, will be forwarded to the Governor through the Officer in Charge of Police. If the explanation of the loss is considered satisfactory the Medal or Clasp may be replaced on payment or otherwise.

FALKLAND ISLANDS.

WILD ANIMALS AND BIRDS PROTECTION ORDINANCE 1964 (No. 15 of 1964)

Wild Animals and Birds (Export) (Amendment) Regulations 1972

No. 3 of 1972.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 16 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Wild Animals and Birds (Export) (Amendment) Regulations 1972, and shall come into operation on the 7th day of September 1972.

Citation and commencement.

2. Paragraph (2) of regulation 2 of the Wild Animals and Birds (Export) Regulations 1968 is amended —

Amendment of Regulation 2.
(No. 3 of 1968)

- (a) by the deletion of the figures "150", opposite the words "Elephant seals", and the substitution therefor of the figures "200"; and
- (b) by the deletion of the figures "15", opposite the words "All other penguins", and the substitution therefor of the figures "25".

Made by the Governor in Council this 7th day of September 1972.

R. BROWNING,
Clerk of the Executive Council.

FIS/10/1.

FALKLAND ISLANDS.

WIRELESS TELEGRAPHY ORDINANCE (Chapter 78)

Wireless Telegraphy (Amendment) Regulations 1972

No. 4 of 1972.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 of the Wireless Telegraphy Ordinance, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Wireless Telegraphy (Amendment) Regulations 1972, and shall come into operation on the 7th day of September 1972.

Citation and commencement.

2. Regulation 11 of the Wireless Telegraphy Regulations is amended by the deletion of paragraph (ii) and the substitution therefor of the following —

Amendment of Regulation 11.
(Vol. II p. 329)

“(ii) five pounds for an amateur station.”

Made by the Governor in Council this 7th day of September 1972.

R. BROWNING,
Clerk of the Executive Council.

TEL/10/2.

FALKLAND ISLANDS.

DOGS ORDINANCE

(Chapter 21)

Dogs (Amendment) Rules 1972

No. 1 of 1972.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 13 of the Dogs Ordinance, the Governor in Council has made the following rules —

1. These rules may be cited as the Dogs (Amendment) Rules 1972, and shall come into operation on the 7th day of September 1972.

Citation and commencement.

2. Rule 3 of the Dogs Rules is amended by the deletion of the words "one pound" and the substitution therefor of the following "one pound fifty pence".

Amendment of rule 3.
(Vol. II p. 181)

Made by the Governor in Council this 7th day of September 1972.

R. BROWNING,
Clerk of the Executive Council.

AGR/10/4.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1972 No. 124

ATOMIC ENERGY AND RADIOACTIVE SUBSTANCES

The Nuclear Installations (Falkland Islands and Dependencies) Order 1972

Made - - - - - 4th February 1972

Coming into Operation 15th March 1972

At the Court at Buckingham Palace, the 4th day of February 1972

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred upon Her by section 28 (1) of the Nuclear Installations Act 1965 (*a*) is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. (1) This Order may be cited as the Nuclear Installations (Falkland Islands and Dependencies) Order 1972 and shall come into operation on 15th March 1972.

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

(3) In the Schedule to this Order any reference to a provision of the Nuclear Installations Act 1965 shall be construed as a reference to that provision as it has effect in the Falkland Islands and its Dependencies under this Order.

2. Sections 10 to 17, inclusive, 21, 26 and 30 of the Nuclear Installations Act 1965, modified and adapted as in the Schedule hereto, shall extend to the Falkland Islands and its Dependencies.

W. G. Agnew.

SCHEDULE

Provisions of the Nuclear Installations Act 1965 (as amended) as extended to the Falkland Islands and its Dependencies

Duty of certain foreign operators.

10. In the case of any nuclear matter which is not excepted matter and which —

- (a) is in the course of carriage on behalf of a relevant operator; or
- (b) is in the course of carriage to such an operator's relevant installation with the agreement of that operator from a place outside the relevant territories; or
- (c) having been on such an operator's relevant installation or in the course of carriage on behalf of such an operator, has not subsequently been on any relevant installation or in the course of any relevant carriage or (except in the course of relevant carriage) within the territorial limits of a country which is not a relevant territory,

it shall be the duty of that operator to secure that no occurrence taking place wholly or partly within the territorial limits of the Colony causes injury to any person or damage to any property of any person other than that operator, being injury or damage arising out of or resulting from the radioactive properties, or a combination of those and any toxic, explosive or other hazardous properties, of that nuclear matter.

Duty of other persons causing nuclear matter to be carried.

11. Where any nuclear matter, not being excepted matter, is in the course of carriage within the territorial limits of the Colony on behalf of any person (hereafter in this section referred to as "the responsible party") and the carriage is not relevant carriage, it shall be the duty of the responsible party to secure that no occurrence involving that nuclear matter causes injury to any person or damage to any property of any person other than the responsible party, being injury or damage incurred within the said territorial limits and arising out of or resulting from the radioactive properties, or a combination of those and any toxic, explosive or other hazardous properties, of that nuclear matter.

Right to compensation by virtue of s. 10.

12. (1) Where any injury or damage has been caused in breach of a duty imposed by section 10 of this Act —

- (a) subject to sections 13 (1), 15, 16 (2) and 17 (1) of this Act, compensation in respect of that injury or damage shall be payable wherever the injury or damage was incurred;
- (b) subject to subsections (3) and (4) of this section and to section 21 (2) of this Act, no other liability shall be incurred by any person in respect of that injury or damage.

(2) Subject to subsection (3) of this section, any injury or damage which, though not caused in breach of such a duty as aforesaid, is not reasonably separable from injury or damage so caused shall be deemed for the purposes of subsection (1) of this section to have been so caused.

(3) Where any injury or damage is caused partly in breach of such a duty as aforesaid and partly by an emission of ionising radiations which does not constitute such a breach, subsection (2) of this section shall not affect any liability of any person in respect of that emission apart from this Act, but a claimant shall not be entitled to recover compensation in respect of the same injury or damage both under this Act and otherwise than under this Act.

(4) Subject to section 13 (2) of this Act, nothing in subsection (1) (b) of this section shall affect —

- (a) the operation of the Carriage of Goods by Sea Ordinance of the Colony (a); or
- (b) the operation of the Carriage by Air Act 1961 (b) or the Carriage by Air (Supplementary Provisions) Act 1962 (c) as extended or applied to the Colony by the Carriage by Air (Overseas Territories) Order 1967 (d) and the Carriage by Air Acts (Application of Provisions) (Overseas Territories) Order 1967 (e).

Exclusion, extension or reduction of compensation in certain cases.

13. (1) The duty imposed by section 10 or 11 of this Act —

- (a) shall not impose any liability on the person subject to that duty with respect to injury or damage caused by an occurrence which constitutes a breach of that duty if the occurrence, or the causing thereby of the injury or damage, is attributable to hostile action in the course of any armed conflict, including any armed conflict within the Colony; but
- (b) shall, subject to section 16 (2) of this Act, impose such a liability where the occurrence, or the causing thereby of the injury or damage, is attributable to a natural disaster, notwithstanding that the disaster

is of such an exceptional character that it could not reasonably have been foreseen.

(2) Where, in the case of an occurrence which constitutes a breach of the duty imposed by section 10 of this Act, a person other than the person subject to that duty makes any payment in respect of injury or damage caused by that occurrence and —

- (a) the payment is made in pursuance of any of the following five international Conventions, that is to say, the draft Convention (setting out rules relating to bills of lading) of the International Conference on Maritime Law held at Brussels in October 1922, as amended in October 1923, the Convention for the Unification of Certain Rules Relating to International Carriage by Air concluded at Warsaw on 12th October 1929, the Warsaw Convention as amended at The Hague 1955, the Convention Supplementary to the Warsaw Convention held at Guadalajara in 1961 for the Unification of Certain Rules Relating to International Carriage by Air Performed by a Person other than the Contracting Carrier and the Convention on the Contract for the International Carriage of Goods by Road signed at Geneva on 19th May 1956, or

- (b) the injury or damage was incurred in a country which is not a relevant territory and the payment is made by virtue of a law of that country and by a person who has his principal place of business in a relevant territory or is acting on behalf of such a person,

the person making the payment may make the like claim under this Act for compensation of the like amount, if any, not exceeding the amount of the payment made by him, as would have been available to him, if the injury in question had been suffered by him or, as the case may be, the property suffering the damage in question had been his.

(3) The amount of compensation payable to or in respect of any person under this Act in respect of any injury or damage caused in breach of the duty imposed by section 10 of this Act may be reduced by reason of the fault of that person if, but only if, and to the extent that, the causing of that injury or damage is attributable to any act of that person committed with the intention of causing harm to any person or property or with reckless disregard for the consequences of his act.

14. A claim under this Act in respect of any occurrence such as is mentioned in section 10 or 11 of this Act which constitutes a breach of a person's duty under section 10 or 11 of this Act shall not give rise to any lien or other right in respect of any ship or aircraft; and section 3 (3) and (4) of the Administration of Justice Act 1956 (a), as extended to the Colony by the Admiralty Jurisdiction (Falkland Islands) Order 1966 (b) (which relates to the bringing of actions in rem against ships or aircraft) and section 503 of the Merchant Shipping Act 1894 (c) (which relates to the limitation of the liability of shipowners) shall not apply to that claim.

Protection for ships and aircraft.

15. (1) Subject to subsection (2) of this section but notwithstanding anything in any other enactment, a claim by virtue of section 10 or 11 of this Act may be made at any time before, but shall not be entertained if made at any time after, the expiration of ten years from the relevant date, that is to say, the date of the occurrence which gave rise to the claim or, where that occurrence was a continuing one, the date of the last event in the course of that occurrence to which the claim relates.

Time for bringing claims under ss. 10 and 11.

(2) Notwithstanding anything in subsection (1) of this section, a claim in respect of injury or damage caused by an occurrence involving nuclear matter stolen from, or lost, jettisoned or abandoned by, the person whose breach of a duty imposed by section 10 of this Act gave rise to the claim shall not be entertained if the occurrence takes place after the expiration of the period of twenty years beginning with the day when the nuclear matter in question was so stolen, lost, jettisoned or abandoned.

16. (1) A relevant operator shall not be required by virtue of section 10 of this Act to make any payment by way of compensation in respect of an occurrence —

Satisfaction of claims by virtue of s. 10.

- (a) when the occurrence involves nuclear matter in the course of carriage and the claim is in respect of damage to the means of transport being used for that carriage, unless the relevant law otherwise provides;
- (b) to the extent that the amount required for the satisfaction of the claim is not required to be available by the relevant law and has not been made available by means of a relevant contribution.

(2) A relevant operator shall not be required by virtue of section 12 (1) (a) or section 13 (1) (b) of this Act to make any payment by way of compensation in respect of an occurrence if he would not have been required to have made that payment if the occurrence had taken place in his home territory and the claim had been made by virtue of the relevant law.

(a) Laws of the Falkland Islands (Rev. 1950) c. 7. (b) 1961 c. 27. (c) 1962 c. 43.
(d) S.I. 1967/809 (1967 II, p. 2384). (e) S.I. 1967/810 (1967 II, p. 2402).

(a) 1956 c. 46. (b) S.I. 1966/686 (1966 II, p. 1542). (c) 1894 c. 60.

Jurisdiction, shared liability and foreign judgments.

17. (1) No court in the Colony shall have jurisdiction to determine any claim or question under this Act certified by the Governor to be a claim or question which, under any relevant international agreement, falls to be determined by a court of some other relevant territory; and any proceedings to enforce such a claim which are commenced in any court in the Colony shall be set aside.

(2) Where under the foregoing subsection the Governor certifies that any claim or question falls to be determined by a court of a relevant territory, that certificate shall be conclusive evidence of the jurisdiction of that court to determine that claim or question.

(3) Where by virtue of section 10 of this Act and any relevant law liability in respect of the same injury or damage is incurred by two or more persons, then, for the purposes of any proceedings in the Colony relating to that injury or damage, including proceedings for the enforcement of a judgment registered under Foreign Judgments (Reciprocal Enforcement) Ordinance of the Colony (a) both or all of those persons shall be treated as jointly and severally liable in respect of that injury or damage: provided that where such liability is incurred as a result of an occurrence involving nuclear matter in the course of carriage in one and the same means of transport the maximum total amount for which such persons shall be liable, apart from payments in respect of interest or costs, shall not exceed the highest amount required to be available by the relevant law, together with such amounts, if any, as fall to be made available by means of relevant contributions.

(4) Part I of the Foreign Judgments (Reciprocal Enforcement) Ordinance of the Colony (a) shall apply to any judgment obtained in a court outside the Colony which is certified by the Governor to be a relevant foreign judgment for the purposes of this Act, whether or not it would otherwise have so applied, and shall have effect in relation to any judgment so certified as if in section 6 of that Ordinance subsections (1) (a) (ii), (2) and (3) were omitted.

(5) It shall be sufficient defence to proceedings in the Colony against any person for the recovery of a sum alleged to be payable under a judgment given in a country outside the Colony for that person to show that —

- (a) the sum in question was awarded in respect of injury or damage of a description which is the subject of a relevant international agreement; and
- (b) the country in question is not a relevant territory; and
- (c) the sum in question was not awarded in pursuance of any of the international Conventions referred to in the enactments mentioned in section 12 (4) of this Act.

(6) Where, in the case of any claim by virtue of section 10 of this Act, the relevant operator is the government of a relevant territory, then, for the purposes of any proceedings brought in a court in the Colony to enforce that claim, that government shall be deemed to have submitted to the jurisdiction of that court, and accordingly rules of court may provide for the manner in which any such action is to be commenced and carried on; but nothing in this subsection shall authorise the issue of execution against the property of that government.

21. (1) Where, in the case of an occurrence involving nuclear matter in the course of carriage, a claim in respect of damage to the means of transport being used for that carriage is duly established against any person by virtue of section 10 of this Act, then, no payment towards the satisfaction of that claim shall be made out of funds which are required to be available for the purpose by the relevant law or which have been made available by means of a relevant contribution, such as to prevent the satisfaction out of those funds up to an aggregate amount equivalent to £2,100,000 sterling of all claims which have been or may be duly established against the same person in respect of injury or damage caused by that occurrence other than damage to the said means of transport.

(2) Where, in the case of an occurrence involving nuclear matter in the course of carriage, a claim in respect of damage to the means of transport being used for that carriage is duly established against a relevant operator by virtue of section 10 of this Act, but by virtue of section 16 (1) (a) thereof that operator is not required to make a payment in satisfaction of the claim, section 12 (1) (b) of this Act shall not apply to any liability of that operator with respect to the damage in question apart from this Act.

(3) Where any nuclear matter is to be carried by, or on behalf or with the agreement of, a relevant operator in such circumstances that he may incur liability by virtue of section 10 of this Act and that operator has pursuant to the relevant law provided the carrier with a document, issued or by or on behalf of the person by whom there falls to be provided the funds required by the relevant law to be available to satisfy any claim in respect of the carriage in

question and containing the name and address of that operator and particulars of those funds, none of the contents of that document shall be disputed in any court by the person by whom or on whose behalf it was issued.

(4) The requirements of section 6 of the Road Traffic Ordinance of the Colony (a) (which relates to compulsory insurance or security against third-party risks of users of motor vehicles) shall not apply in relation to any injury to any person for which any person is liable by virtue of section 10 of this Act.

26. (1) In this Act, except where the context otherwise requires, the following expressions have the following meanings respectively, that is to say —

"the Colony" means the Colony of the Falkland Islands and includes its Dependencies;

"excepted matter" means nuclear matter consisting only of one or more of the following, that is to say —

- (a) isotopes prepared for use for industrial, commercial, agricultural, medical or scientific purposes;
- (b) natural uranium;
- (c) any uranium of which isotope 235 forms not more than 0.72 per cent.;
- (d) nuclear matter of such other description, if any, as may be excluded from the operation of the relevant international agreement by the relevant law;

"Governor" means the Governor and Commander-in-Chief of the Colony and includes any person for the time being performing the functions of that office;

"home territory", in relation to a relevant operator, means the relevant territory in which, for the purposes of a relevant international agreement, he is the operator of a relevant installation;

"injury" means personal injury and includes loss of life;

"nuclear matter", means, subject to any exceptions which may be prescribed —

- (a) any fissile material in the form of uranium metal, alloy or chemical compound (including natural uranium), or of plutonium metal, alloy or chemical compound, and any other fissile material which may be prescribed; and
- (b) any radioactive material produced in, or made radioactive by exposure to the radiation incidental to, the process of producing or utilising any such fissile material as aforesaid;

"occurrence", in sections 16 (1) and (2) and the proviso to section 17 (3) of this Act, means in the case of a continuing occurrence the whole of that occurrence;

"prescribed" means prescribed by regulations made by the Governor in Council and laid before the Legislative Council as soon as may be after they are made;

"relevant carriage", in relation to nuclear matter, means carriage on behalf of —

- (a) a relevant operator; or
- (b) a person authorised to operate a nuclear reactor which is comprised in a means of transport and in which the nuclear matter in question is intended to be used;

"relevant contribution", in relation to any claim, means any sums falling by virtue of any relevant international agreement to be paid by the government of any relevant territory towards the satisfaction of that claim;

"relevant foreign judgment" means a judgment of a court of a relevant territory other than the Colony which, under a relevant international agreement, is to be enforceable anywhere within the relevant territories;

"relevant installation" means an installation to which a relevant international agreement applies;

"relevant international agreement" means an international agreement with respect to third-party liability in the field of nuclear energy to which the United Kingdom or Her Majesty's Government therein are party, other than an agreement relating to liability in respect of nuclear reactors comprised in means of transport;

Supplementary provisions with respect to cover for compensation in respect of carriage.

"relevant law" means the law of a relevant territory regulating in accordance with a relevant international agreement matters falling to be so regulated and, in relation to a particular relevant operator, means the law such as aforesaid of his home territory;

"relevant operator" means a person who, for the purposes of a relevant international agreement, is the operator of a relevant installation in a relevant territory;

"relevant territory" means a country for the time being bound by a relevant international agreement;

"territorial limits" includes territorial waters.

(2) References in this Act to the carriage of nuclear matter shall be construed as including references to any storage incidental to the carriage of that matter before its delivery at its final destination.

(3) Any question arising under this Act as to whether —

(a) any person is a relevant operator; or

(b) any law is the relevant law with respect to any matter; or

(c) any country is for the time being a relevant territory,

shall be referred to and determined by the Governor.

(4) Save where the context otherwise requires, any reference in this Act to any enactment shall be construed as a reference to that enactment as amended, extended or applied by or under any other enactment.

Short title and commencement.

30. (1) This Act may be cited as the Nuclear Installations Act 1965.

(2) This Act, except for section 17 (5), shall come into force on 15th March 1972 and section 17 (5) shall come into force on such later date as the Governor may by order appoint.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends to the Falkland Islands and its Dependencies, with adaptations and modifications, certain provisions of the Nuclear Installations Act 1965, as amended, which relate to the duty in respect of the carriage of nuclear matter, to the right to compensation for breach of that duty and to the bringing and satisfaction of claims and certain ancillary provisions.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1972 No. 668

SOUTH ATLANTIC TERRITORIES

The Falkland Islands (Legislative Council) (Amendment) Order 1972

Made - - - - 28th April 1972

Laid before Parliament 4th May 1972

Coming into Operation 25th May 1972

At the Court at Windsor Castle, the 28th day of April 1972

Present,

The Queen's Most Excellent Majesty in Council

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

Citation, construction and commencement

1. (1) This Order may be cited as the Falkland Islands (Legislative Council) (Amendment) Order 1972 and shall be construed as one with the Falkland Islands (Legislative Council) Order in Council 1948 (b), which Order, as amended by the Falkland Islands (Legislative Council) (Amendment) Order in Council 1950 (c), the Falkland Islands (Legislative Council) (Amendment) Order in Council 1951 (d), the Falkland Islands (Legislative Council) (Amendment) Order in Council 1955 (e) and the Falkland Islands (Legislative Council) (Amendment) Order 1964 (f), is hereinafter referred to as "the principal Order".

(2) This Order and the principal Order may be cited together as the Falkland Islands (Legislative Council) Orders 1948 to 1972 and shall come into operation on 25th May 1972.

Amendment of section 20 of the principal Order

2. Section 20 of the principal Order is amended by substituting for subsection (2) the following subsection —

"(2) No business except that of adjournment shall be transacted if objection is taken by any Member present that there are less than four Members present or that there is no Elected Member present, besides the Governor or other Presiding Member."

W. G. Agnew.

(a) 1887 c. 54; 1945 c. 7. (b) S.I. 1948/2573 (Rev. VII, p. 591; 1948 I, p. 1018).
(c) S.I. 1950/1184 (1950 I, p. 683). (d) S.I. 1951/1946 (1951 I, p. 682).
(e) S.I. 1955/1650 (1955 I, p. 833). (f) S.I. 1964/1397 (1964 III, p. 3204).

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order further amends the Falkland Islands (Legislative Council) Order 1948 by altering the quorum of the Legislative Council.

STATUTORY INSTRUMENTS

1972 No. 673

COPYRIGHT

The Copyright (International Conventions) Order 1972

Made - - - - 28th April 1972
Laid before Parliament 8th May 1972
Coming into Operation 31st May 1972

At the Court at Windsor Castle, the 28th day of April 1972

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by and with the advice of Her Privy Council, and by virtue of the authority conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (a) and of all other powers enabling Her in that behalf, is pleased to order, and it is hereby ordered, as follows —

PART I

Citation, commencement and interpretation

1. This Order may be cited as the Copyright (International Conventions) Order 1972, and shall come into operation on 31st May 1972.

2. (1) In this Order —

“the Act” means the Copyright Act 1956, as amended by the Design Copyright Act 1968 (b) and the Copyright (Amendment) Act 1971 (c); and

“material time” means —

- (i) in relation to an unpublished work or subject-matter, the time at which such work or subject-matter was made or, if the making thereof extended over a period, a substantial part of that period;
- (ii) in relation to a published work or subject-matter, the time of first publication.

(2) The Interpretation Act 1889 (d) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament and as if this Order and Orders hereby revoked were Acts of Parliament.

PART II

Protection for literary, dramatic, musical and artistic works, sound recordings, cinematograph films and published editions

3. Subject to the following provisions of this Order the provisions of Parts I and II of the Act (except section 14) and all the other provisions of the Act relevant to those Parts, shall in the case of any country mentioned in Schedules 1 or 2 hereto apply —

- (a) in relation to literary, dramatic, musical or artistic works, sound recordings, cinematograph films or published editions first published in that country, as they apply to such works, recordings, films or editions first published in the United Kingdom;
- (b) in relation to persons who, at any material time are citizens or subjects of, or domiciled or resident in, that country, as they apply to persons who at such time, are British subjects or are domiciled or resident in the United Kingdom; and

(a) 1956 c. 74.
(c) 1971 c. 4.

(b) 1968 c. 68.
(d) 1889 c. 63.

- (c) in relation to bodies incorporated under the laws of that country, as they apply to bodies incorporated under the laws of any part of the United Kingdom.

4. (1) Subject to the following provisions of this Article, the relevant provisions of Schedule 7 to the Act shall have effect in relation to any work or other subject-matter in which copyright subsists by virtue of this Part of this Order as if for any references therein to the commencement of the Act or any of its provisions or to the date of the repeal of any provision of the Copyright Act 1911(a) or of any other enactment there were substituted references to 27th September 1957 (being the date on which the Copyright (International Conventions) Order 1957 (b) came into operation).

(2) Subject to the following provisions of this Article, in the case of any country mentioned in Schedule 2 hereto in relation to which a date is specified in that Schedule —

- (a) paragraph (1) of this Article shall have effect as if, for the reference to 27th September 1957, there were substituted that date (if different); and
- (b) copyright shall not subsist by virtue of this Part of this Order in any work or other subject-matter by reason only of its publication in such a country before the date so specified.

(3) This Article shall not apply —

- (a) in the case of Ghana, Kenya, Malawi, Mauritius, Nigeria or Zambia; or
- (b) to any work or subject-matter first published in the United States of America, if, immediately before 27th September 1957, copyright under the Copyright Act 1911 subsisted in such work or subject-matter by virtue of either an Order in Council dated 9th February 1920, regulating copyright relations with the United States of America (c), or the Copyright (United States of America) Order 1942 (d), as amended (e).

5. The acts restricted by section 12 of the Act as applied by this Part of this Order shall not include —

- (a) causing the recording to be heard in public; or
- (b) broadcasting the recording;

except in the case of the countries mentioned in Schedule 3 to this Order.

6. Where any person has before the commencement of this Order incurred any expenditure or liability in connection with the reproduction or performance of any work or other subject-matter in a manner which at the time was lawful, or for the purpose of or with a view to the reproduction or performance of a work at a time when such reproduction or performance would, but for the making of this Order, have been lawful, nothing in this Part of this Order shall diminish or prejudice any right or interest arising from, or in connection with, such action which is subsisting and valuable immediately before the commencement of this Order unless the person who, by virtue of this Part of this Order, becomes entitled to restrain such reproduction or performance agrees to pay such compensation as, failing agreement, may be determined by arbitration.

7. Nothing in the provisions of the Act as applied by this Part of this Order shall be construed as reviving any right to make, or restrain the making of, or any right in respect of, translations, if such right has ceased before the commencement of this Order.

(a) 1911 c. 46. (b) S.I. 1957/1523 (1957 I, p. 474).
(c) S.R. & O. 1920/257 (1920 I, p. 286).
(d) S.R. & O. 1942/1579 (Rev. IV, p. 963; 1942 I, p. 87).
(e) See S.I. 1950/1641 (1950 I, p. 399).

PART III

Protection in respect of broadcasts

8. The provisions of section 14 of the Act, so far as they relate to sound broadcasts, and all the other provisions of the Act relevant thereto, other than section 40 (3), shall apply, in the case of each of the countries mentioned in Schedule 4 to this Order, in relation to sound broadcasts made from places in any such country by an organisation constituted in, or under the laws of, the country in which the broadcast is made, as they apply in relation to sound broadcasts made from places in the United Kingdom by the British Broadcasting Corporation; so, however, that paragraphs 17 and 18 of Schedule 7 to the Act shall have effect as if for the references therein to the commencement of section 14 there were substituted references to the relevant date set out in the said Schedule 4 (being the date on which the provisions of section 14 of the Act so far as they relate to sound broadcasts were first applied in the case of that country).

9. The provisions of section 14 of the Act, so far as they relate to television broadcasts, and all the other provisions of the Act relevant thereto, other than section 37 (4), section 40 (3) and Schedule 5, shall apply in the case of each of the countries mentioned in Schedule 5 to this Order, in relation to television broadcasts made from places in any such country by an organisation constituted in, or under the laws of, the country in which the broadcast was made, as they apply in relation to television broadcasts made from places in the United Kingdom by the British Broadcasting Corporation or the Independent Television Authority; so, however, that —

- (a) section 24 (3) (c) of the Act shall have effect as if for the reference to the Corporation or the Authority or any organisation appointed by them there were substituted a reference to any owner or prospective owner of copyright in television broadcasts; and
- (b) paragraphs 17 and 18 of Schedule 7 to the Act shall have effect as if for the references therein to the commencement of section 14 there were substituted references to the relevant date set out in Schedule 5 to this Order, (being the date on which the provisions of section 14 of the Act so far as they relate to television broadcasts were first applied in the case of that country).

PART IV

Extensions and revocations

10. Parts I and II of this Order shall extend to the countries mentioned in Schedule 6 to this Order subject to the modifications mentioned in that Schedule and Part III shall extend to Gibraltar and Bermuda subject to the modifications mentioned in Schedule 7 to this Order.

11. The Orders mentioned in Schedule 8 to this Order are hereby revoked insofar as they form part of the law of the United Kingdom or any country mentioned in Schedule 6 to this Order.

W. G. Agnew.

SCHEDULE 1

COUNTRIES OF THE BERNE COPYRIGHT UNION

(The countries indicated with an asterisk are also party to the Universal Copyright Convention)

Argentina *	Lebanon *
Australia * (and Papua, New Guinea, Nauru and Norfolk Island)	Liechtenstein *
Austria *	Luxembourg *
Belgium *	Madagascar
Brazil *	Mali
Bulgaria	Malta *
Cameroon	Mexico *
Canada *	Monaco *
Ceylon	Morocco *
Chad	Netherlands * (and Surinam and Netherlands Antilles)
Chile *	New Zealand *
Congo (Peoples' Republic)	Niger
Cyprus	Norway *
Czechoslovakia *	Pakistan *
Dahomey	Philippines *
Denmark *	Poland
Fiji *	Portugal * (including Portugese provinces overseas)
Finland *	Romania
France * (and French territories overseas)	Senegal
Federal Republic of Germany (and Land Berlin) *	South Africa (and South West Africa)
Gabon	Spain * (and its Colonies)
Greece *	Sweden *
Hungary *	Switzerland *
Iceland *	Thailand
India *	Tunisia *
Republic of Ireland *	Turkey
Israel *	Uruguay
Italy *	Vatican City *
Ivory Coast	Yugoslavia *
Japan *	Zaire

SCHEDULE 2

COUNTRIES PARTY TO THE UNIVERSAL COPYRIGHT CONVENTION BUT NOT MEMBERS OF THE BERNE UNION

Andorra	27th September 1957
Costa Rica	27th September 1957
Cuba	27th September 1957
Ecuador	27th September 1957
Ghana	—
Guatemala	28th October 1964
Haiti	27th September 1958
Kenya	—
Khmer Republic	27th September 1957
Laos	27th September 1957
Liberia	27th September 1957
Malawi	—
Mauritius	—
Nicaragua	16th August 1961
Nigeria	—
Panama	17th October 1962
Paraguay	11th March 1962
Peru	16th October 1963
United States of America (and Guam, Panama Canal Zone, Puerto Rico and the Virgin Islands of the United States of America)	27th September 1957
Venezuela	18th November 1966
Zambia	—

SCHEDULE 3

COUNTRIES IN WHOSE CASE COPYRIGHT IN SOUND RECORDINGS INCLUDES EXCLUSIVE RIGHT TO PERFORM IN PUBLIC AND TO BROADCAST

Australia	Republic of Ireland
Brazil	Italy
Ceylon	Israel
Costa Rica	Mexico
Cyprus	New Zealand
Czechoslovakia	Nigeria
Denmark	Norway
Ecuador	Pakistan
Federal Republic of Germany (and Land Berlin)	Paraguay
Fiji	Spain
India	Sweden
	Switzerland

SCHEDULE 4

COUNTRIES WHOSE ORGANISATIONS ARE PROTECTED IN RELATION TO SOUND BROADCASTS

Brazil	5th November 1965
Congo (Peoples' Republic)	21st May 1964
Costa Rica	19th November 1971
Czechoslovakia	14th August 1964
Denmark	1st July 1965
Ecuador	21st May 1964
Federal Republic of Germany (and Land Berlin)	18th November 1966
Fiji	31st May 1972
Mexico	21st May 1964
Niger	21st May 1964
Paraguay	26th February 1970
Sweden	21st May 1964

SCHEDULE 5

COUNTRIES WHOSE ORGANISATIONS ARE PROTECTED IN RELATION TO TELEVISION BROADCASTS

Belgium	8th March 1968
Brazil	5th November 1965
Congo (Peoples' Republic)	21st May 1964
Costa Rica	19th November 1971
Cyprus	5th May 1970
Czechoslovakia	14th August 1964
Denmark	1st February 1962
Ecuador	21st May 1964
Federal Republic of Germany (and Land Berlin)	18th November 1966
Fiji	31st May 1972
France	1st July 1961
Mexico	21st May 1964
Niger	21st May 1964
Norway	10th August 1968
Paraguay	26th February 1970
Spain	19th November 1971
Sweden	1st July 1961

SCHEDULE 6

COUNTRIES TO WHICH PARTS I AND II OF THIS ORDER EXTEND

Bahama Islands	11th February 1963
Bermuda	6th December 1962
British Honduras	16th October 1966
Cayman Islands	4th June 1966
Falkland Islands and its Dependencies	10th October 1963
Gibraltar	1st October 1960
Isle of Man	31st May 1959
Montserrat	5th March 1966
Seychelles	10th October 1963
St. Helena and its Dependencies	10th October 1963
Virgin Islands	11th February 1963

Modifications to this Order as extended

1. Article 3 shall have effect as part of the law of any country to which it extends as if for references to the United Kingdom there were substituted references to the country in question.

2. Article 4 shall have effect as part of the law of any country to which it extends as if in paragraphs (1) and (3) there were substituted for "27th September 1957" the date indicated in relation to that country in the preceding provisions of this Schedule (being the date when the Act was first extended to that country).

3. Schedule 2 to this Order shall have effect as part of the law of any such country as if for any date in that Schedule which is earlier than the date mentioned in this Schedule in relation to the relevant country there were substituted that later date.

SCHEDULE 7

MODIFICATIONS OF PART III OF, AND SCHEDULES 4 AND 5 TO, THIS ORDER IN ITS EXTENSION TO BERMUDA AND GIBRALTAR

1. (a) In Article 8 the words "other than section 40 (3)" shall be omitted.

(b) in Article 9 the words "other than section 37 (4), section 40 (3) and Schedule 5" shall be omitted.

2. Insofar as Part III is part of the Law of Bermuda —

(a) in Schedule 4 to this Order, the date mentioned in the second column shall be altered to 23rd August 1969 in the case of every country except Costa Rica, Fiji and Paraguay;

(b) in Schedule 5, the names of Belgium, Cyprus, France, Norway and Spain shall be omitted; and

(c) the date mentioned in the second column of that Schedule shall be altered to 23rd August 1969 in the case of every country not so omitted except Costa Rica, Fiji and Paraguay;

3. Insofar as Part III is part of the Law of Gibraltar —

(a) in Schedule 4 to this Order, the date mentioned in the second column shall be altered to 28th October 1966 in the case of every country except Costa Rica, the Federal Republic of Germany (and Land Berlin), Fiji and Paraguay; and

(b) in Schedule 5, the date mentioned in the second column shall be altered to 28th October 1966 in the case of every country except Belgium, Costa Rica, Cyprus, the Federal Republic of Germany (and Land Berlin), Fiji, Norway, Paraguay and Spain.

SCHEDULE 8

ORDERS REVOKED

Order	S.I. number and reference
The Copyright (International Conventions) Order 1964	S.I. 1964/690 (1964 II, p. 1319)
The Copyright (International Conventions) (Amendment) Order 1964	S.I. 1964/1194 (1964 II, p. 2773)
The Copyright (International Conventions) (Amendment No. 2) Order 1964	S.I. 1964/1651 (1964 III, p. 3641)
The Copyright (International Conventions) (Amendment) Order 1965	S.I. 1965/1303 (1965 II, p. 3705)
The Copyright (International Conventions) (Amendment No. 2) Order 1965	S.I. 1965/1857 (1965 III, p. 5577)
The Copyright (International Conventions) (Amendment No. 3) Order 1965	S.I. 1965/2159 (1965 III, p. 6327)
The Copyright (International Conventions) (Amendment) Order 1966	S.I. 1966/684 (1966 II, p. 1535)
The Copyright (Gibraltar: Protection of Foreign Broadcasts) Order 1966	S.I. 1966/945 (1966 II, p. 2286)
The Copyright (International Conventions) (Amendment No. 2) Order 1966	S.I. 1966/1185 (1966 III, p. 3171)
The Copyright (International Conventions) (Amendment No. 3) Order 1966	S.I. 1966/1409 (1966 III, p. 3772)
The Copyright (International Conventions) (Amendment) Order 1967	S.I. 1967/877 (1967 II, p. 2617)

Order	S.I. number and reference
The Copyright (International Conventions) (Amendment No. 2) Order 1967	S.I. 1967/1151 (1967 II, p. 3387)
The Copyright (International Conventions) (Amendment) Order 1968	S.I. 1968/1858 (1968 III, p. 4887)
The Copyright (Bermuda: Protection of Foreign Broadcasts) Order 1969	S.I. 1969/743 (1969 II, p. 2027)
The Copyright (International Conventions) (Amendment) Order 1970	S.I. 1970/290 (1970 I, p. 1082)
The Copyright (International Conventions) (Amendment No. 2) Order 1970	S.I. 1970/637 (1970 I, p. 2060)
The Copyright (International Conventions) (Amendment) Order 1971	S.I. 1971/1850 (1971 III, p. 5087)

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order revokes the Orders mentioned in Schedule 8 (being Orders providing for the protection, in the United Kingdom and the countries to which the Copyright Act 1956 has been extended, of works and other subject-matter originating in other countries party to international copyright conventions) and re-enacts the revoked provisions with minor modifications.

The Order also takes account of —

- (a) the accession of Fiji to the Berne Union, the Universal Copyright Convention and the International Convention for the Protection of Performers, Producers of Phonograms and Broadcasting Organisations,
- (b) the confirmation by Mauritius of its adherence to the Universal Copyright Convention and
- (c) the fact that Western Samoa is no longer a member of the Berne Union.

Parts I and II of the Order are extended to the countries named in Schedule 6, being countries in which the Copyright Act 1956 is in force by virtue of Orders in Council made under that Act. In the case of Bermuda and Gibraltar Part III of the Order, which relates exclusively to sound and television broadcasts, is also extended (with modifications).

STATUTORY INSTRUMENTS

1972 No. 1581

FUGITIVE CRIMINAL

The Austria (Extradition) (Extension) Order 1972

Made - - - - 23rd October 1972

Laid before Parliament 31st October 1972

Coming into Operation 8th November 1972

At the Court at Windsor Castle, the 23rd day of October 1972

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Treaty was concluded on 9th January 1963 between Her Majesty in respect of the United Kingdom of Great Britain and Northern Ireland and the Federal President of the Republic of Austria for the reciprocal extradition of criminals:

And whereas a Protocol amending the said Treaty was signed on 15th January 1969:

And whereas the said Treaty and Protocol were ratified on 12th May 1970:

And whereas by the Austria (Extradition) Order 1970 (a), it was provided that the Extradition Acts 1870 to 1935 should apply as from 12th August 1970 in the case of the Republic of Austria under and in accordance with the said Treaty, as amended by the said Protocol, and that the operation of the Order should be limited to the United Kingdom, the Channel Islands and the Isle of Man:

And whereas in accordance with the provisions of Article 2 (1) (b) of the said Treaty, as amended by Article 1 of the said Protocol, it has been agreed by Notes exchanged on 25th August 1971, the terms of which are set out in the Schedule to this Order, that the application of the Treaty should be extended to those territories for the international relations of which Her Majesty's Government in the United Kingdom are responsible and which are set out in the Annex to the said Notes:

And whereas it has been agreed that the Exchange of Notes should enter into force on 8th November 1972:

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf conferred on Her by sections 2 and 17 of the Extradition Act 1870 (b) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order shall come into operation on 8th November 1972 and may be cited as the Austria (Extradition) (Extension) Order 1972.

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

3. The Extradition Acts 1870 to 1935 shall apply in the case of the Republic of Austria under and in accordance with the said Treaty, as amended by the said Protocol and extended by the said Exchange of Notes.

4. The operation of this Order is limited to the territories (including their dependencies) specified in the Annex to the said Exchange of Notes, other than the British Solomon Islands Protectorate and Brunei.

W. G. Agnew

SCHEDULE

EXCHANGE OF NOTES BETWEEN HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE REPUBLIC OF AUSTRIA PROVIDING FOR THE EXTENSION OF THE EXTRADITION TREATY SIGNED ON 9TH JANUARY 1963.

No. 1

The Secretary of State for Foreign and Commonwealth Affairs to the Austrian Ambassador

Foreign and Commonwealth Office
S.W.1.

25th August 1971

Your Excellency

I have the honour to refer to the Extradition Treaty between the United Kingdom of Great Britain and Northern Ireland and the Republic of Austria, signed at Vienna on 9th January, 1963 and to the Protocol amending the said Treaty, signed at Vienna on 15th January, 1969. Instruments of ratification in respect of the Treaty and Protocol were exchanged on 12th May, 1970 and the Treaty as amended has thereby entered into force on 12th August, 1970.

In accordance with the provisions of paragraph (1) (b) of Article 2 of the Treaty as amended, I have the honour to propose that the application of the Treaty shall be extended to the territories listed in the Annex to this Note. If the foregoing proposal is acceptable to the Republic of Austria, I have the honour to suggest that this Note and its Annex, together with Your Excellency's reply in that sense, shall constitute an agreement between the United Kingdom of Great Britain and Northern Ireland and the Republic of Austria which shall enter into force three months after the date of receipt by the United Kingdom of a notification by the Republic of Austria that the requirements for its entry into force under Austrian constitutional procedure have been fulfilled.

I have the honour to be, with the highest consideration,
Your Excellency's obedient Servant
(For the Secretary of State)

H. V. Richardson.

ANNEX

Antigua.	Gilbert and Ellice Islands.
Bahamas.	Hong Kong.
Bermuda.	Montserrat.
British Antarctic Territory.	Pitcairn.
British Honduras.	St. Christopher—Nevis—Anguilla.
British Indian Ocean Territory.	St. Helena and Dependencies.
British Solomon Islands Protectorate.	St. Lucia.
British Virgin Islands.	St. Vincent.
Brunei.	Seychelles.
Cayman Islands.	Sovereign Base Areas of Akrotiri and
Dominica.	Dhekelia in the island of Cyprus.
Falkland Islands and Dependencies.	Turks and Caicos Islands.
Gibraltar.	

No. 2

The Austrian Ambassador to the Secretary of State for Foreign and Commonwealth Affairs

London, the 25th August 1971
No. 3582-A/71

Exzellenz!

Ich beehre mich, auf Ihre Note Nr. GNX 2/365/1 vom 25. August 1971 Bezug zu nehmen, die folgenden Inhalt hat:

"Ich beehre mich, auf den am 9. Jaenner 1963 in Wien unterzeichneten Auslieferungsvertrag zwischen dem Vereinigten Koenigreich von Grossbritannien und Nordirland und der Republik Oesterreich sowie auf das am 15. Jaenner 1969 in Wien unterzeichnete Protokoll betreffend die Abaenderung des genannten Vertrages Bezug zu nehmen. Die Ratifikationsurkunden zu dem Vertrag und zu dem Protokoll wurden am 12. Mai 1970 ausgetauscht und der Vertrag ist daher in seiner abgeaenderten Fassung am 12. August 1970 in Kraft getreten.

Im Einklang mit Artikel 2 Absatz 1 lit. b des Vertrages in seiner abgeaenderten Fassung beehre ich mich vorzuschlagen, dass die Anwendung des Vertrages auf die im Anhang zu dieser Note angefuhrten Gebiete ausgedehnt wird.

Sollte der obige Vorschlag fuer die Republik Oesterreich annehmbar sein, beehre ich mich anzuregen, dass diese Note zusammen mit ihrem Anhang und der zustimmenden Antwort Eurer Exzellenz ein Abkommen zwischen dem Vereinigten Koenigreich von Grossbritannien und Nordirland und der Republik Oesterreich darstellen soll, welches drei Monate nach dem Tag in Kraft treten wird, an dem das Vereinigte Koenigreich von der Republik Oesterreich die Mitteilung erhaelt, dass die fuer das Inkrafttreten in Oesterreich erforderlichen verfassungsrechtlichen Voraussetzungen erfuellt sind."

Ich beehre mich, Eurer Exzellenz mitzuteilen, dass die Republik Oesterreich mit dem in Ihrer Note enthaltenen Vorschlag einverstanden ist.

Mit dem Ausdruck meiner ausgezeichneten Hochachtung verbleibe ich als

Euer Exzellenz sehr ergebener

Wilfried Platzer

ANHANG

Antigua.	Gibraltar.
Bahamas.	Gilbert- und Ellice-Inseln.
Bermuda.	Hongkong.
Britisches Antarktisches Territorium.	Montserrat.
Britisch Honduras.	Pitcairn.
Britisches Territorium im Indischen Ozean.	St. Christopher—Nevis—Anguilla.
Britisches Protektorat der Salomon-Inseln.	St. Helena und abhaengige Gebiete.
	St. Lucia.
	St. Vincent.
Britische Jungfern-Inseln.	Seychellen.
Brunei.	Souveraene Stuetzpunkte Akrotiri und
Cayman-Inseln.	Dhekelia auf der Insel Zypern
Dominica.	Turks- und Caicos-Inseln.
Falkland-Inseln und abhaengige Gebiete.	

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends to certain British overseas territories the application of the Extradition Acts 1870 to 1935 in the case of the Republic of Austria in accordance with the Treaty between Her Majesty and the Federal President of the Republic of Austria which was signed on 9th January 1963 (Cmnd. 2041), amended by the Protocol signed on 15th January 1969 (Cmnd. 3934) and extended by Notes exchanged on 25th August 1971 to those territories.



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, etc.
1973

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PART I

ORDINANCES

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COLONY

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"	" 2 " "	Savings Bank (Amendment) Ordinance 1973
"	" 3 " "	Firearms (Amendment) Ordinance 1973
"	" 4 " "	Stanley Town Council (Repeal) Ordinance 1973
"	" 5 " "	Stanley Rates Ordinance 1973
"	" 6 " "	Stanley Town Public Services Ordinance 1973
"	" 7 " "	Stanley Water Supply Ordinance 1973
"	" 8 " "	Petroleum Ordinance 1973
"	" 9 " "	Road Traffic (Amendment) Ordinance 1973
"	" 10 " "	Licensing (Amendment) Ordinance 1973
"	" 11 " "	Land (Amendment) Ordinance 1973
"	" 12 " "	Legislative Council (Elections) (Amendment) Ordinance 1973
"	" 13 " "	Interpretation and General Law (Amendment) Ordinance 1973
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"	" 15 " "	Supplementary Appropriation (1971-72) Ordinance 1973
"	" 16 " "	Income Tax (Amendment) Ordinance 1973
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Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS



No. 1

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.

Governor.

An Ordinance

To provide for the service of the year 1973/74. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1973/74) Ordinance 1973. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1973 to 30th June 1974, a sum not exceeding Six hundred and ninety-nine thousand and sixty-three pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1973/74. Appropriation of £699,063 for the service of the year 1973/74.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	14,098
II.	Agriculture	2,331
III.	Audit	—
IV.	Aviation	34,782
V.	Customs and Harbour	21,803
VI.	Education	77,891
VII.	Medical	54,723
VIII.	Meteorological	4,012
IX.	Military	2,693
X.	Miscellaneous	8,229
XI.	Pensions and Gratuities	29,227
XII.	Police and Prisons	11,554
XIII.	Posts and Telecommunications	61,069
XIV.	Power and Electrical	46,629
XV.	Public Works	27,945
XVI.	Public Works Recurrent	48,902
XVII.	Public Works Special	4,275
XVIII.	Secretariat, Treasury and Central Store	54,650
XIX.	Shipping Subsidy and Overseas Passages	24,500
XX.	Social Welfare	10,100
XXI.	Supreme Court and Legal	3,595
Total Ordinary Expenditure		543,008
Development A		16,250
B		100,000
C		—
D		34,000
E		5,805
Total Expenditure		£ 699.063

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/14/4.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 2



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Savings Bank Ordinance.

Title.

(1st October 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Savings Bank (Amendment) Ordinance 1973, and shall come into operation on the 1st day of October 1973.

Short title and commencement.

2. Section 9 of the Savings Bank Ordinance is amended in subsection (1) by deleting "2½" and substituting the following —
"3½".

Amendment of section 9.
(Cap. 61)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/10/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 3



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.

Governor.

An Ordinance

Further to amend the Firearms Ordinance 1965.

Title.

(1st January 1974)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Firearms (Amendment) Ordinance 1973, and shall come into operation on the 1st day of January 1974.

Short title and commencement.

2. Section 4 of the Firearms Ordinance 1965 (hereinafter referred to as the principal Ordinance) is amended by deleting subsection (4) and substituting the following —

Amendment of section 4.
(12 of 1965)

“(4) An applicant shall pay the sum of £1 for each firearm upon the grant or renewal of a licence.”

3. Section 8 of the principal Ordinance is amended in subsection (2) by deleting “£1” and substituting the following —

Amendment of section 8.

“£10”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. POL/10/3.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 4



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
To repeal the Stanley Town Council Ordinance. Title.

(30th June 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Stanley Town Council (Repeal) Ordinance 1973, and shall have effect as from the 30th June 1973.

Short title and commencement.
(Cap. 68)

2. The Stanley Town Council Ordinance is repealed.

Repeal of Cap. 68.

3. Nothing in this Ordinance shall affect —

Effect of repeal.

- (a) the previous operation of the Ordinance so repealed or anything done under it;
- (b) any right, privilege, obligation or liability acquired or incurred under the Ordinance hereby repealed; or
- (c) any penalty or punishment incurred in respect of any offence committed under the said Ordinance; or
- (d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty or punishment as aforesaid;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty or punishment may be imposed, as if this Ordinance had not been passed.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TNC/1/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 5



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To authorise the levy of a general rate and a
water rate in Stanley. Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Stanley Rates Ordinance 1973, and shall come into operation on the 1st day of July 1973. Short title and commencement.

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

"Court" means the Supreme Court;

"Domestic purposes" means ordinary and reasonable purposes of domestic life and shall include the use of water for fixed baths, water closets, urinals, hot water, heating, washing cars and carriages and for the watering of gardens forming part of the amenities of the house;

"Financial Secretary" means the officer in charge of the Treasury of the Colony;

"Premises" means any lands, tenements, hereditaments or property in Stanley which are or may become liable to a rate, in respect of which the valuation list is conclusive;

"Rate" means a rate the proceeds of which are applicable to purposes of a public nature in Stanley and which is leviable on the basis of an assessment in respect of the annual value of premises in Stanley;

"Stanley" means the area described in the First Schedule to this Ordinance.

Administration.

3. (1) This Ordinance shall be administered and rates collected by the Financial Secretary on behalf of the Government.

(2) The Governor may from time to time appoint such other officers, who shall be persons holding public office in the Government service of the Colony, as he may think necessary for the purposes of this Ordinance.

Accounting and collection.

4. The Financial Secretary shall be responsible for the assessment and collection of rates, and shall pay all amounts collected in respect thereof into the Treasury for the credit of general revenues.

PART I — GENERAL RATE

Liability for general rate.

5. A rate shall be made and levied by the Standing Finance Committee of the Legislature on the owners (except as hereinafter mentioned) of all premises and shall be assessed on the net annual value of all such premises:

Provided that an owner shall be liable to be rated although the premises are unoccupied at the time of assessment of the rate:

Provided also that where rates due are in arrear the Financial Secretary may serve upon any person paying rent in respect of the premises so rated or any part thereof a notice stating the amount of such arrears and requiring all future payments of rent (whether the same have already accrued due or not) by the person paying the rent to be made direct to the Financial Secretary until such arrears shall have been duly paid, and such notice shall operate to transfer to the Financial Secretary the right to recover receive and give a discharge for such rent.

Part payment.

6. If the owner assessed or liable to such rates ceases to be the owner of the premises in respect whereof he is so assessed or liable before the end of the period for which the rate was made, or before it is fully paid off, he shall be liable to pay only such part of the rate as may be in proportion to the time during which he continues to be such owner. In every such case any person becoming owner or occupier of the premises during part of the said period shall pay such part of the rate as may be in proportion to the time during which he continues to be such owner, and it shall be recovered from him in the same manner as if he had been originally assessed or liable.

Exemptions.

7. The following premises and the owners and occupiers thereof are exempt from rateability —

- (a) The property of the Crown;
- (b) Property occupied by the Crown for the purposes of government of the Colony (including property occupied by the Falkland Islands Defence Force);
- (c) Every church, chapel or similar building used and maintained exclusively for the public celebration of divine service and not being part of any premises used for human habitation:

Provided that no such church, chapel or like building so used and maintained as aforesaid shall be deemed or taken to be part of premises for human habitation by reason only that it communicates therewith.

Rate may be prospective or retrospective.

8. A rate may be made and levied either prospectively in order to raise money for the payment of expenses to be incurred within one year thereafter, or retrospectively in order to raise money for the payment of expenses incurred within one year previously, and at such rate of assessment as the Standing Finance Committee of the Legislature may think fit and as is authorised by this Ordinance, from which rate of assessment there shall be no appeal.

9. A rate shall be made at a certain and equal rate assessed upon the net annual value of all premises liable to be assessed and rated, that is to say, at the rate of one or more new pence or fractions of a new penny for every pound of the net annual value.

Assessment.

10. A rate shall contain every particular required under the form set out in the Second Schedule hereto, so far as such particulars can be ascertained, and shall be signed at the foot thereof by the Financial Secretary, and unless the same be so signed it shall be of no force or effect.

Form of general rate.

11. A rate shall be due on the 1st day of July in each year and shall be paid in advance.

When rate due.

12. Any person who shall remove from any premises in respect of which he may be rated and assessed and leave any rate unpaid, or who shall remove any of his goods from any premises in order to avoid a distress thereon, shall be guilty of an offence and shall be liable on summary conviction to a penalty not exceeding £100.

Penalty for rate arrears.

13. The Financial Secretary may reduce or remit the payment of any rate on account of the poverty of any person liable to the payment thereof.

Rate remission.

14. (1) The Financial Secretary shall permit every rated inhabitant of Stanley, and every other person authorised in writing by the Governor, to inspect at all reasonable hours every rate made by him, and every account required to be kept by him, paying five new pence for each rate or account inspected, and the Financial Secretary shall on demand give a copy of or extract from any rate or account to any such inhabitant or other person paying one new penny for every hundred words or fraction thereof.

Rates may be inspected.

(2) All moneys received by the Financial Secretary for any inspection, copy of or extract from any rate or account shall be credited to general revenues.

15. The Financial Secretary shall within seven days after the making of a rate give notice thereof by publishing the notice in any newspaper circulating in Stanley and by causing the notice to be affixed on the public notice boards in Stanley and by local broadcast, and the rate shall not be valid until notice is duly given.

Publication of rate.

16. (1) Information on the following matters shall be included in the demand note on which the rate is levied —

Demand notes.

- (a) such description as is reasonably necessary for identification of the premises in respect of which the demand note is issued;
- (b) the net annual value;
- (c) the amount in the pound at which the rate is charged;
- (d) the period in respect of which the rate is made;
- (e) particulars as to any discount admissible for prompt payment.

(2) A demand note may include a demand for any water or other rate, rent or charge payable to the Government.

(3) A demand note shall be sufficiently authenticated if signed by the Financial Secretary.

17. Whenever the payment of any rate falls into arrear a sum equal to 5 per centum of the amount of the rate payable shall be added thereto and the provisions of the Ordinance relating to the collection and recovery of rates shall apply to the collection and recovery of such sum.

Penalty for rates in arrear.

Assessment Committee.

18. The Governor shall appoint an Assessment Committee consisting of five members two of whom shall not be officers in the public service of the Colony, and shall appoint a person to fill any casual vacancy caused by death resignation disqualification or otherwise.

Functions of Assessment Committee.

19. The Assessment Committee shall —

- (1) maintain a book containing particulars of all premises in Stanley, and shall make such alterations therein as may be required from time to time, and from the particulars therein contained prepare a draft valuation list.
- (2) on the 1st day of May in every year and not otherwise except by order of the Court devise and forward to the Financial Secretary the draft valuation list.
- (3) hold meetings to consider any objection under section 20 made to the draft valuation list and may make such alterations insertions and corrections in the list whether for the purpose of meeting an objection or for other reason as they think proper.

Preparation of draft valuation list and objections.

20. The Financial Secretary shall forthwith on receipt of the draft valuation list as provided in section 19 (2) cause a notice to be published in the manner prescribed for publication of a rate in section 15 that the draft valuation list may be inspected at the Treasury during the usual office hours and that any person aggrieved by any assessment therein or omission therefrom may lodge an objection within 21 days from such notice.

Valuation conclusive subject to appeal.

21. After the expiration of 21 days from the notice provided for in section 20, should there be no objection to the draft valuation list, or from the notification by the Assessment Committee to the Financial Secretary of its decision on all such objections, the draft valuation list shall, subject to any appeal provided for in section 24 and to any amendment that may be ordered by the Court, be conclusive evidence of the net annual value of all premises therein mentioned for all purposes of rating and assessment.

Power of Financial Secretary to amend rate.

22. (1) The Financial Secretary may at any time make such amendments in a rate (being either the current or the last preceding rate) as appears to him necessary in order to make the rate conform with the provisions of this Ordinance or any amendment thereof and in particular may —

- (a) correct any clerical or arithmetical error in the rate;
- (b) correct any erroneous insertions or omissions or any misdescription;
- (c) make such additions to or corrections in the rate as appear to be necessary by reason of —
 - (i) any newly erected premises or any premises which were unoccupied at the time of making the rate coming into occupation; or
 - (ii) any premises previously rated on a single premise becoming liable to be rated in parts;

Provided that not less than seven days before making any such amendment the effect of which is to alter the amount appearing in the rate as chargeable in respect of any premises, the Financial Secretary shall send notice of the proposed amendment to the owner of the premises, and to the occupier if he is liable to pay the rate, and shall consider any objection which may be made by him or them.

(2) Every amendment under paragraph (a) or paragraph (b) of the preceding subsection shall have effect as if it were contained in the rate as originally made.

23. (1) Any member of the Assessment Committee may at all reasonable hours of the day, having given one clear day's notice in writing, enter any premises for the purpose of discharging his duties and remain therein so long as may be necessary for that purpose, and any person preventing or hindering such member from entering or remaining as aforesaid shall be guilty of an offence and shall be liable to a daily penalty of £5.

Powers of Assessment Committee: entry and returns.

(2) The Assessment Committee may at any time require the owner of any premises to make a return containing such particulars as may reasonably be required for the purpose of carrying out this Ordinance within 21 days after the service of the notice calling upon him so to do, and any person who fails without reasonable excuse to comply with such notice shall on summary conviction be liable to a fine not exceeding £20, and to a further penalty not exceeding £2 for each day during which the default continues after conviction, and any person who makes or causes to be made a return which is false in any material particular shall be liable on summary conviction in respect of each offence to a fine not exceeding £50.

24. Any person aggrieved by —

Appeals.

- (a) any assessment or rate;
- (b) any order or requirement of the Financial Secretary or Assessment Committee under this Ordinance;
- (c) any conviction or order of the Magistrate's Court or of a Court of Summary Jurisdiction registered or made under this Ordinance;
- (d) the refusal of the Magistrate's Court or a Court of Summary Jurisdiction to convict or make an order under this Ordinance may within one month after such grievance shall have arisen appeal to the Court in manner prescribed by the Administration of Justice Ordinance or any amendment or re-enactment thereof:

(Cap. 3)

Provided that nothing herein contained shall be deemed to authorise an appeal against the rate or assessment hereby authorised unless the same shall be unequal.

25. (1) The Chief Secretary may within one month from the date of the valuation list appeal to the Court against any assessment in or omission from the said list.

Appeals by Chief Secretary.

(2) The Chief Secretary may appeal against the making, registering, or omitting to make an order by the Financial Secretary or Assessment Committee in prejudice, abridgment or derogation from the rights or privileges of Her Majesty or the duties powers or authorities vested in the Governor, within one month of the making of such neglect or omissions.

(3) The Chief Secretary shall not be required to enter into a recognisance to prosecute an appeal.

26. The Court may cause the order of the Court in an appeal to be recorded on the valuation list and the decision upon any appeal shall be conclusive and binding on all parties thereto.

Order of Court.

27. Where there is no provision for the service of notice of appeal or statement of the grounds of appeal the Court may direct upon whom and the manner in which service shall be made.

Service of notice.

28. (1) Any person liable to pay a rate who fails to pay the same when due, or quits or is about to quit any premises without payment of a rate then due, may be summoned to appear before a Court of Summary Jurisdiction to show cause why such rate should not be paid. If the defaulter fails to appear or show sufficient cause

Summary proceedings for recovery of rate.

for non-payment such Court may make an order for the payment of the same and may by warrant cause the same to be levied by distress on the goods or chattels of the defaulter.

(2) The costs of the recovery of arrears may be added to such arrears.

Charge on premises.

29. (1) Where any rate shall remain unpaid the Financial Secretary may apply to the Magistrate's Court or to a Court of Summary Jurisdiction for an order that the amount of rate remaining unpaid together with the costs caused by attempting to collect the same shall be a first charge on the premises and such Court is hereby empowered to make such order.

(2) An order made under this section shall be registered with the Registrar General at Stanley before it shall become effective.

PART II — WATER RATE

Water rate.

30. (1) A water rate may be made and levied by the Standing Finance Committee of the Legislature on the owners of all premises in respect of all water supplied for domestic purposes and shall be assessed on the net annual value of all such premises.

Domestic purposes.

(2) Where water is supplied to ships a fixed rate of 20p per ton shall be charged:

Non-domestic charges.

Provided that the Standing Finance Committee of the Legislature may from time to time require a fixed charge in respect of any premises or class of premises to which water is supplied for a non-domestic purpose or vary or cancel any fixed charge in respect of water so supplied subject to public notice being given of such order as provided in section 15.

Supply by meter.

31. (1) The Financial Secretary may, public notice of which shall be given as hereinbefore provided, require water to be supplied by measure to any ship or premises or class of premises and may recover any money payable in respect thereof in the same manner as water rates.

Lease or sale of meters.

(2) When water is supplied by measure the Financial Secretary shall, at the option of the consumer, sell or let for hire at such economical rate as he shall decide, a meter or other instrument for measuring the quantity of water supplied and consumed and the purchase price or rent shall be recoverable in the same manner as water rates.

Power of entry.

(3) When water is supplied by measure the Financial Secretary or officers acting on his behalf may between the hours of 10 a.m. and 4 p.m. enter any premises so supplied in order to inspect any meter or any other instrument or apparatus for measuring water, or for the purpose of ascertaining the quantity of water supplied or consumed and for the purpose of removing any meter or other apparatus the property of the Government and any person hindering such officer from entering for any of such purposes shall be liable on summary conviction to a fine not exceeding £5 for each offence.

Exemptions, recovery of rates etc.

32. The provisions of Part I of this Ordinance relating to exemptions, assessment, when rate is due, penalty for leaving premises when rate is in arrear, demand notes and recovery of arrears of rates including charging premises shall be applicable to the water rate as if the same had been expressly made in respect thereof.

Power to cut off supply.

33. The Financial Secretary may in addition to any other remedy for the recovery of water rate in arrear herein contained order the stoppage of the flow of water into the premises in respect of which such rate is payable by cutting the pipe to such premises or by such other means as he may think fit and may recover the cost of such cutting off and of any re-connection in addition to the arrears of water rate:

Provided that the Financial Secretary shall before serving notice of intention to cut off require the occupier to pay water rate in arrear in accordance with the second proviso to section 5 and the provisions thereof shall be applicable to the water rate as if the same had been expressly made in respect thereof.

PART III — GENERAL

34. No justice of the peace shall be incapable of acting in cases arising under this Ordinance by reason of his being a ratepayer or being liable to contribute to or be benefited by any rate or fund out of which any expenses incurred by the Government under this Ordinance are to be defrayed.

Capacity of Justices.

35. Notices, orders and other documents required or authorised to be served under this Ordinance may be served by delivering them or a true copy thereof to some person on the premises, or if there is no person on the premises who can be served by fixing them on some conspicuous part of the premises.

Notices.

36. The Stanley Rates Ordinance is repealed.

Repeal of Cap. 67.

37. Nothing in this Ordinance shall affect —

Effect of repeal.

(a) the previous operation of the Ordinance so repealed or anything done under it, or

(b) any right, obligation or liability acquired or incurred under the Ordinance hereby repealed.

FIRST SCHEDULE

BOUNDARIES OF STANLEY

1. Stanley shall be bounded on the West by a line commencing on the upper limit of the foreshore approximately nine hundred yards West of the West side of Sullivan House Jetty and running in a Southerly direction for approximately one hundred and sixty yards to the North-West Corner of Stanley Race Course, thence in an Easterly direction following the Northern Boundary of Stanley Race Course for approximately seven hundred and fifty yards, thence in a Southerly direction for approximately one hundred and fifty yards to the fence which runs East and West on the North face of Murray Heights East to the South-East corner of the enclosure known as "the Forest", thence in a Southerly direction to the South-West corner of the enclosure known as "Bonner's Paddock" this corner being marked with a concrete post bearing the number "I" on the top and being marked on the Map of Record as a triangular survey sign and with the number "I" thence in a straight line running from the corner numbered "I" to the South-East corner of the enclosure known as "Dettleff's Paddock", thence in a straight line running approximately E N E $\frac{1}{2}$ E to the Southern Leading Mark for the entrance of Stanley Harbour and thence North to the foreshore; and shall include all lands on the North side of Stanley Harbour in occupation of the Crown or the Admiralty, being those lands to the East of the fence running North and South and distant approximately eight hundred and fifty yards East of the summit of Cortley Hill.

2. The Northern boundary of that part of Stanley on the South side of Stanley Harbour and the Southern boundary of that part of Stanley on the North side of Stanley Harbour shall be the upper limit of the foreshore:

Provided that all hulks, jetties and sheds projecting into Stanley Harbour beyond the upper limit of the foreshore be deemed to be part of Stanley.

SECOND SCHEDULE
FORM OF GENERAL RATE

An assessment made for a general rate, made this day of in the year
one thousand nine hundred and after the rate of in the

Number in Premises Valuation	Arrears due	Name of Owner	Description of Property	Net annual value	Amount of rate at

Witness our Common Seal, and the hand of our Chairman, this day of 19

This printed impression has been carefully compared by me
with the Bill which has passed the Legislative Council, and is found
by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TNC/1/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS



No. 6

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To provide certain public services in Stanley
Town. Title.

(1st July 1973) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Stanley Town Public
Services Ordinance 1973, and shall come into operation on the 1st
day of July 1973. Short title and commence-
ment.

2. In this Ordinance unless the context otherwise requires — Definitions.
"Board" means the Board of Visitors;
"Brigade" means the Stanley Fire Brigade;
"Cemetery" means the Stanley Cemetery and additions thereto
and all buildings used in connection therewith;
"Fire appliances" means engines for extinguishing fires, fire
escapes, fire hydrants, pumps, pipes, water buckets and other
implements for use in the case of fire, or any of them;
"Firemen" means members of the Stanley Fire Brigade.

PART I — FIRE BRIGADE

Appointment of Committee.

3. (1) The Governor may appoint a Committee of not less than three persons to supervise all matters in connection with the Brigade, and may at any time remove such persons or any of them and appoint others in their place.

(2) The Governor may nominate from amongst the Committee such person as he may think fit to be Chairman.

Appointment of Officers.

4. The Governor shall appoint a Superintendent for the routine administration of the Brigade, together with such other officers as he may deem necessary, and may prescribe their powers and functions.

Responsibilities of Committee.

5. (1) The Committee shall be responsible for —

- (a) the maintenance of appliances and any replacements thereof or additions thereto in a good and serviceable condition;
- (b) the purchase of appliances as and when the same are required;
- (c) the purchase, maintenance or hire of motor vehicles for drawing fire appliances;
- (d) the building, provision or lease of buildings or premises for keeping motor vehicles and fire appliances;
- (e) control and maintenance of an efficient Brigade;
- (f) appointment and pay of men to act as firemen;
- (g) payment of rewards to firemen and other persons for exertion in the case of fire and compensation for loss suffered by them in so doing.

(2) Expenses incurred in the exercise of the above powers shall be regarded as expenses for the maintenance and general upkeep of the Brigade and shall be defrayed out of general revenues.

Charge to shipowners.

6. The owner of or agent for any ship in respect of which the services of the Brigade have been required shall pay to the Government the actual expenses incurred by the Brigade on the occasion and a reasonable sum for the use of fire appliances and the attendance of firemen. In the event of dispute between the Government and such owner or agent as to the sum to be paid the amount shall finally be settled by the Senior Magistrate.

Measures to prevent spread of fire.

7. Any police constable acting under the orders of his superior officer or any firemen may enter and if necessary break into any building being or reasonably supposed to be on fire, or any land adjoining or near thereto, without the consent of the owner or occupier thereof, and may do all acts and things they may deem necessary for extinguishing fire in any such building or for protecting the same or rescuing any person or property therein from fire.

Inspector.

8. The Governor may at any time appoint an Inspector who shall have full power to test the Brigade as to its efficiency and to inspect and test all fire appliances. The Inspector so appointed shall submit a report thereon to the Governor and steps shall forthwith be taken to remedy all such inefficiency and defects as the Governor shall require.

Power to fix fire hydrant plates.

9. Upon giving seven days' notice in writing to the owner of any property situate in the vicinity of a fire hydrant, the Superintendent may cause a plate indicating the location of such fire hydrant to be fixed to such part of the property as may, in the opinion of the Superintendent be best suited to indicate the location.

Power to make regulations.

10. The Governor in Council may by regulation provide for —

- (a) the making and issue of reports and certificates regarding—
 - (i) fires attended by the Brigade;
 - (ii) premises, vessels or other property damaged by fire;

(iii) matters relating to fire risk or fire precautions in or connected with any premises, vessel or other property, and fees to be charged in relation thereto;

(b) generally, for the carrying into effect of the provisions of the Part of this Ordinance in relation to any matter, whether similar or not to those in this section mentioned, as to which it may be convenient to make regulations.

11. Any person who —

- (1) assaults, resists, impedes or obstructs a fireman in the discharge of his duty;
- (2) wilfully damages any fire appliances;
- (3) gives or causes to be given any false alarm of fire to the Brigade;
- (4) refuses to allow the fixing of a fire hydrant location plate as referred to in section 9 or obstructs any person in the course of the fixing thereof or removes or defaces any such plate after it has been so fixed;

Offences.

shall on summary conviction be liable to a fine not exceeding £200 or to imprisonment for a term not exceeding three months and in addition shall pay the cost of any damage occasioned by such offence.

PART II — CEMETERY

12. The Cemetery shall vest in the Government, which shall undertake its maintenance and control.

Vesting of Cemetery.

13. (1) The Governor shall appoint a Board of Visitors of not less than three persons, to supervise all matters connected with the cemetery, and may at any time remove such persons or any of them and appoint others in their place.

Board of visitors.

(2) The Board may elect from amongst its members such person as it may think fit to be Chairman.

14. The Governor may appoint a fit and proper person to be Caretaker of the cemetery, who shall have the custody and charge thereof.

Caretaker.

15. The Board shall from time to time visit and inspect the cemetery, and bring to the notice of the Governor any matter which may in their opinion affect its maintenance, the maintenance of good order therein and the condition and appearance thereof.

Inspection of cemetery.

16. No dwelling house other than the caretaker's house shall be built within 100 feet of the outer wall or boundary of the cemetery.

Prohibition of dwelling houses near cemetery.

17. The Governor may permit a chapel to be built in the cemetery for the performance of the burial service.

Chapel.

18. The Governor shall permit part of the cemetery to be consecrated and shall maintain part of the cemetery exclusively for the burial of Roman Catholics.

Consecrated ground.

19. The Governor may —

Exclusive rights of burial.

- (1) define such parts of the cemetery as he shall deem fit for the purpose of granting exclusive rights of burial therein.
- (2) grant or sell the exclusive right of one or more burials in any such parts either in perpetuity or for a limited time.
- (3) grant or sell the right of placing a monument, gravestone or enclosure in any such part or a tablet or other inscription on the walls of any Chapel or other building in the cemetery.

20. (1) The grant of exclusive right of burial or right of placing a monument, gravestone, enclosure, tablet or other inscription as provided by section 17 shall be in the Form A in the Schedule hereto.

Grant of exclusive right of burial.

(2) Every assignment of an exclusive right of burial shall be in the Form B in the Schedule hereto and shall when executed within the Colony be registered with the Registrar General at the Central Registry within two months of execution, or when executed outside the Colony be registered with the Registrar General at the Central Registry within six months of the date of execution otherwise it shall be void and of no effect.

(3) No body shall be buried in any place in respect of which an exclusive right of burial has been granted without the consent of the grantee thereof.

(4) No grant of the exclusive right of burial shall give the right to bury within the consecrated part of the cemetery the body of any person not entitled to be buried in consecrated ground according to the rights and usages of the Church of England or to place any monument, gravestone, tablet or other inscription respecting any such body within the consecrated part of the cemetery.

Plan and register.

21. (1) The Governor shall cause to be kept and maintained at the Secretariat a plan of the cemetery on a scale sufficiently large to show the site of every place reserved for exclusive right of burial and the numbers thereof, which shall be entered in a register to be kept exclusively for that purpose of the names and descriptions of the persons to whom exclusive right of burial has been granted.

(2) A fee of £12 shall be payable for the registration of the assignment of the exclusive right of burial in such register.

Maintenance of good order and appearance of cemetery.

22. (1) The Board may for the purpose of maintaining the good order and appearance of the cemetery exercise the following powers —

- (a) to remove stones, bricks and other material of monuments and memorials of the dead which have fallen from their places;
- (b) to remove rails which form part of the memorials or monuments of the dead which are in a ruinous condition;
- (c) to arrange the materials of monuments and memorials of the dead, which have become ruinous or dilapidated so as to render them less unsightly in appearance.

(2) Any expenses incurred by the Board in the exercise of the above powers shall be regarded as expenses of the maintenance and upkeep of the cemetery, and shall be defrayed out of general revenues.

Power to remove monuments etc., improperly erected.

23. The Board may order the removal of any gravestone, monument, tablet or other inscription and any enclosure placed within the cemetery without its authority.

Penalties.

24. (1) Any person who shall wilfully destroy or injure any building, wall or fence belonging to the cemetery, or destroy or injure any plant therein, or who shall disfigure any wall thereof or put up any bill therein or in any wall thereof, or wilfully destroy, injure or deface any monument, tablet, inscription, or gravestone or other enclosure within the cemetery, or do any wilful damage therein, shall commit an offence and shall on summary conviction be liable to a fine not exceeding £200 in addition to the cost of replacement or repair of the damage caused by him.

(2) Any person who shall play at any game or sport, or save at a military funeral, discharge firearms in the cemetery, or shall wilfully and unlawfully disturb any persons assembled in the cemetery for the purpose of burying any body therein, or who shall commit any nuisance within the cemetery, shall commit an offence and shall be liable on summary conviction to a fine not exceeding £20.

Rules.

25. The Governor in Council may from time to time make rules for the use, control, and upkeep of the cemetery, and for regul-

ating the fees and payments to be made and received for vaults, graves and burials in the cemetery, and in respect of the right of erecting therein any monument, gravestone, tablet or monumental inscription, and in respect of any other matters.

PART III

TOWN HALL, PUBLIC LIBRARY AND MUSEUM

26. The Town Hall, Public Library and Museum shall be deemed to be vested in the Government in trust for the benefit of the inhabitants of the Colony, together with all books, papers, manuscripts and documents now forming the Public Library, and all objects, trophies and specimens now forming the Public Museum.

Maintenance of Town Hall, etc.

27. (1) The Governor shall appoint a Committee for the control and management of the Public Library and Museum, which shall consist of not less than three members, and may at any time remove such persons or any of them and appoint others in their place.

Committee.

(2) The Committee may elect from amongst its members such person as it may think fit to be Chairman.

28. The Committee shall be empowered to purchase and receive gifts of such papers, documents, objects, trophies and specimens as may from time to time be required or offered.

Powers of Committee.

29. The Committee may make charges for admission to the Public Museum, and for the use or hire of books, papers and documents in the Public Library, and may impose such fines in connection therewith as it may decide.

Charges and fines.

30. The Governor in Council may make rules generally, for the carrying into effect of the provisions of this part of this Ordinance in relation to any matters, as to which it may be convenient to make rules.

Rules.

PART IV — REPEAL

31. The Stanley Town Council (Powers) Ordinance is repealed.

Repeal of Cap. 69.

SCHEDULE

FORM A

By virtue of the Stanley Town Public Services Ordinance, the Governor in consideration of the sum of £ now paid by of (the receipt whereof is hereby acknowledged) hereby GRANTS unto the said (the exclusive right of burial in the Stanley Cemetery) (the right of placing a monument, gravestone, enclosure, tablet or other inscription in the Stanley Cemetery).

TO HOLD the same unto the said in perpetuity (for years).

Given under the Public Seal of the Colony of the Falkland Islands this day of 19

Chief Secretary.

FORM B

I, of In consideration of the sum of £ now paid to me by (the receipt whereof is hereby acknowledged), as Executor Administrator of the Estate of of deceased hereby assign unto (the said) of (the exclusive right of burial in the plot of land numbered) (the right of placing a monument, gravestone, enclosure, tablet or other inscription in the Stanley Cemetery) granted to (one) (to) by grant dated the day of 19 and all my estate title and interest therein.

TO HOLD the same unto the said (in perpetuity) (for years) subject to the conditions now existing in respect of the said Grant.

IN WITNESS whereof I have hereunder set my hand and seal this day of 19

WITNESS

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,

Clerk of the Legislative Council.

Ref. TNC/1/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS



No. 7

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To provide for the maintenance of Waterworks and for the supply of water at Stanley. Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Stanley Water Supply Ordinance 1973, and shall come into operation on the 1st day of July 1973. Short title and commencement.

2. In this Ordinance unless the context otherwise requires —
“Fittings” means pipes, meters, valves, ferrules, cisterns, baths, cocks, soil-pans, water-closets and other appliances of any kind used or intended to be used in connection with the supply and use of water;
“Mains” means mains carrying water from the reservoir and water supply tanks for use in Stanley;
“Waterworks” means the Stanley Waterworks and includes any pumping station, reservoir, tank, filter-bed or other appliances used or intended to be used for collecting, storing or purifying water and any pipe used or intended to be used for conveying water between any pumping station, reservoir, tank and filter-bed which is or may become the property of the Government. Definitions.

3. (1) The Governor in Council may appoint any person to be Water Authority. Water Authority.

(2) The duties of the Water Authority shall include the management of the waterworks, the control of all matters relating thereto, and the maintenance in Stanley of existing mains and public fittings in good and serviceable condition, and the supply and maintenance of such further mains and public fittings as may from time to time be required.

4. (1) The Water Authority or any person acting under his directions may —

- (a) at all reasonable hours enter in and upon any land, hereditaments and premises to inspect and repair any pipe, fittings or other appliance;
- (b) after twenty-one days' notice to the owner or occupier thereof enter on any land and lay pipes and other appliances on or through such land, making compensation to the owner or occupier for all damages sustained by him or them by reason of the exercise of the said powers; such compensation, in the absence of agreement to be determined by arbitration as provided by the Land Ordinance.

(Cap. 36)

(2) The Water Authority or any person acting under his directions may at any time diminish, withhold, suspend or divert the supply of water either wholly or in part whenever it may be expedient or necessary for the purpose of conserving the supply of water, or for extending, altering or repairing the waterworks, and in particular may cut off the supply of water to private property in Stanley —

- (a) whenever any nuisance liable to pollute the water supply or cause damage to the waterworks exists on that property or in any fittings therein or thereon until such nuisance has been remedied to the satisfaction of the Water Authority, or
- (b) whenever any fittings are out of repair or have not been approved by the Water Authority or are liable to pollute the water supply and the necessary repairs or alterations have not been effected to the satisfaction of the Water Authority within the period prescribed in the written notice by the Water Authority to the owner or occupier of such property, or
- (c) whenever the available supply is insufficient by reason of drought or any other unavoidable circumstance, or
- (d) whenever it shall be necessary to repair, clean or alter the waterworks or any fittings, or
- (e) whenever water is used for a purpose other than the purpose for which it is supplied, or
- (f) in the case of the continued breach or violation of any requirement of this Ordinance or of any regulation made thereunder.

New connections.

5. (1) Any owner of private property in Stanley who is desirous of laying or installing fittings shall apply to the Water Authority for approval thereof and shall lodge with the Water Authority such plans, specifications and other information as he may require.

(2) The laying or installation of fittings on private property shall be at the expense of the owner thereof.

(3) The Water Authority shall convey water to the boundary of private property in Stanley and shall connect the fittings of the owner thereof with the water mains, provided that no fittings shall be connected or installed until that same have been approved by the Water Authority.

(4) Any person who shall connect or instal, or cause to be connected or installed, any fittings in Stanley without the approval of the Water Authority first obtained shall commit an offence.

Repair of defective
fittings.

6. The Water Authority shall give notice to the owner of private property on which any defective fittings are situate requiring such owner to repair such defective fittings to the satisfaction of the

Water Authority and in case of non-compliance with such notice the Water Authority may execute such repairs and charge the said owner with the cost thereof and in addition an amount equal to twenty per centum of such cost.

7. The Water Authority may perform any work on behalf of a private person in connection with the laying, installation, maintenance or repair of any fittings in Stanley, and shall receive in payment from such person the actual cost of the work and in addition an amount not exceeding ten per centum of the actual cost.

Work performed on behalf
of private persons.

8. No person shall take water from the public fountains for any other than a domestic purpose.

Public fountains.

9. Any person who shall —

Offences.

- (1) put or cause or allow to be put into the waterworks or any part thereof any foul or injurious matter likely to pollute or render the water therein unfit for use or to impede the flow of water therein, or
- (2) wilfully damage or cause or allow to be damaged any part of the waterworks, or
- (3) without the authority or consent of the Water Authority open, close, or in any way interfere with, or cause or allow to be opened or closed or in any way to be interfered with the waterworks or any part thereof or any main or public fitting, or
- (4) without the authority or consent of the Water Authority put or allow or cause to be put in any main or fitting any cock, valve or other contrivance for drawing water therefrom, or
- (5) wilfully damage or cause or allow to be damaged any main or public fitting, or
- (6) alter or change or cause to be altered or changed any public fitting with the intent to obtain more water thereby, or
- (7) commit a breach or violation of the provisions of this Ordinance shall commit an offence and shall be liable on summary conviction to a fine not exceeding £400 or to imprisonment for a term not exceeding one year or to both such fine and imprisonment:

Provided that no person shall be convicted of any of the foregoing offences if he proves that the action taken by him was necessitated by fire.

10. The Governor in Council may make regulations prescribing the size make and materials of the pipes and other appliances to be used, the manner of laying the same, the conditions of the supply of water to Stanley and the amount of such supply, and generally for carrying out the provisions of this Ordinance

Regulations.

11. The Stanley Waterworks Ordinance is repealed.

Repeal of Cap. 70.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TNC/1/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 8



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To regulate the importation, storage and
handling of petroleum. Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Petroleum Ordinance 1973, and shall come into operation on the 1st day of July 1973.

Short title and commencement.

2. "Licensing authority" means the Financial Secretary. "Petrol" means petroleum which when tested gives off an inflammable vapour at a temperature of less than 23 degrees Centigrade.

Definitions.

3. No person shall land, introduce or keep or attempt to land, introduce or keep in Stanley any petrol except in accordance with this Ordinance and any rules made thereunder.

Licence to land, etc.

4. (1) No petrol shall be kept in any place wholly or partly for sale unless such place is licensed in accordance with this Ordinance and any rules made thereunder.

Licence to store and sell.

(2) No person shall deal in, sell or transport petrol without a licence issued under the terms of this Ordinance.

5. (1) The licensing authority is empowered to issue licences for the purposes of this Ordinance.

Issue of licences.

(2) The fees payable in respect of a licence issued under this Ordinance shall be payable to the licensing authority.

(3) The power to issue any licence under this Ordinance shall include the power to refuse or cancel any such licence.

(4) The licensing authority may impose such licence conditions as it may think fit as a precaution against fire, and any licensee neglecting or failing to comply therewith shall commit an offence and upon conviction therefor the licensing authority may forthwith rescind the licence granted to him.

Rules.

6. The Governor in Council may make rules in respect of any of the following matters —

- (a) the regulation of the storage of petrol whether by the owners of motor cars or by persons storing petrol for the purposes of sale;
- (b) the inspection and licensing of premises in which petrol is stored in bulk;
- (c) the conditions necessary to render premises fit for the storage of petrol whether stored in bulk or otherwise;
- (d) the fees to be paid for any licence under this Ordinance and the duration of such licence;
- (e) generally for giving effect to the objects and intention of this Ordinance.

Offences.

7. Any person who contravenes or fails to comply with the provisions of this Ordinance shall be guilty of an offence and liable on summary conviction to a fine not exceeding £200.

Saving.

8. This Ordinance shall not apply —

- (a) to the importation, keeping or using of petrol under the control of persons in the public service where such petrol is imported, kept or used solely for the public service;
- (b) to petrol kept either for private use or sale so long as the amount kept does not exceed four imperial gallons;
- (c) to areas outside Stanley.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. FUE/10/1.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS



No. 9

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Road Traffic Ordinance.

Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1973, and shall come into operation on the 1st day of July 1973.

Short title and commencement.

2. Section 4 of the Road Traffic Ordinance is amended in subsection (3) by deleting "or the Stanley Town Council".

Amendment of section 4.
(Cap. 60)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/15.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.



No. 10



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Licensing Ordinance.

Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Licensing (Amendment) Ordinance 1973, and shall come into operation on the 1st day of July 1973.

Short title and commencement.

2. Section 50 of the Licensing Ordinance is amended in subsection (1) by deleting "approved by the magistrate, and in the case of premises in Stanley, by the Stanley Town Council, and in the case of premises not in Stanley by the Board of Health", and substituting the following —

Amendment of section 50.
(Cap. 38)

"approved by the magistrate and by the Board of Health"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/33.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 11



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Land Ordinance.

Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Land (Amendment) Ordinance 1973, and shall come into operation on the 1st day of July 1973.

Short title and commencement.

2. Section 2 of the Land Ordinance is amended in the interpretation of "Town land" by deleting "section 139 of the Stanley Town Council Ordinance" and substituting the following —

Amendment of section 2.
(Cap. 36)

"the First Schedule to the Stanley Rates Ordinance 1973".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LND/10/1.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 12



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Legislative Council
(Elections) Ordinance. Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Legislative Council (Elections) (Amendment) Ordinance 1973, and shall come into operation on the 1st day of July 1973.

Short title and commencement.

2. Section 3 of the Legislative Council (Elections) Ordinance is amended in subsection (1) by deleting "Stanley Town Council Ordinance" and substituting the following —

Amendment of section 3.
(Cap. 37)

"First Schedule to the Stanley Rates Ordinance 1973"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEC/10/1.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 13



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Interpretation and
General Law Ordinance. Title.

(1st July 1973)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Interpretation and
General Law (Amendment) Ordinance 1973, and shall come into
operation on the 1st day of July 1973.

Short title and commence-
ment.

2. Section 2 of the Interpretation and General Law Ordinance
is amended in subsection (1) by deleting the interpretation of
“Stanley” and substituting the following —

Amendment of section 2.
(Cap. 33)

““Stanley” means the area defined in the First Schedule to the
Stanley Rates Ordinance 1973”.

This printed impression has been carefully compared by me
with the Bill which has passed the Legislative Council, and is found
by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TNC/1/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS



No. 14

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.

Governor.

An Ordinance

Further to amend the Workmen's Compensation Ordinance 1965.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

<p>I. This Ordinance may be cited as the Workmen's Compensation (Amendment) Ordinance 1973.</p>	Short title.
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2. The Fourth Schedule to the Workmen's Compensation Ordinance 1965, is amended by the addition thereto of the following occupational disease —

Amendment of Fourth
Schedule.
(1 of 1965)

"Hydatid disease Working with dogs or the
care and handling of dogs".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/1.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.

LS

No. 15



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To legalise certain payments made in the
year 1971-72 in excess of the Expenditure sanc-
tioned by Ordinance No. 7 of 1971.

Title.

WHEREAS it is expedient to make further provision for the
service of the Colony for the period 1st July 1971 to 30th June 1972.

Preamble.

ENACTED by the Legislature of the Colony of the Falkland
Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (1971-72) Ordinance 1973.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services herein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period 1st July 1971 to 30th June 1972, the same
are hereby declared to have been duly laid out and expended for the
service of the Colony in that period, and are hereby approved,
allowed and granted in addition to the sum mentioned for those
services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July 1971 to 30th
June 1972.

Schedule.

SCHEDULE

Number	Head of Service	Amount
FALKLAND ISLANDS		£
II	Agriculture	99
IV	Aviation	4359
V	Customs and Harbour	139
VIII	Meteorological	149
X	Miscellaneous	1511
XI	Pensions and Gratuities	1907
XIII	Posts and Telecommunications	7740
XIV	Power and Electrical	727
XVI	Public Works Recurrent	2889
XVII	Public Works Special	1773
XVIII	Secretariat, Treasury and Central Store	6406
XIX	Shipping Subsidy and Overseas Passages	29223
XX	Social Welfare	953
		57875
	Development A	1319
	Development B	305
		£ 59499

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/14/2C

Assented to in Her Majesty's name this 26th day of May 1973

E G LEWIS
Governor.

(LS)

No. 16

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II

ERNEST GORDON LEWIS, C.M.G., O.B.E.,

Governor.

An Ordinance

Further to amend the Income Tax

Ordinance

Title

Date of
commence-
ment

1st January 1973

ENACTED by the Legislature of the Colony of the
Falkland Islands, as follows -

Enacting
clause

1. (1) This Ordinance may be cited as the
Income Tax (Amendment) Ordinance 1973.

Short title
and
commence-
ment

(2) The provisions of this Ordinance shall
have effect with respect to tax chargeable for the
year of assessment commencing on the 1st day of
January 1973, and for all subsequent years of assess-
ment.

2. Section 8 of the Income Tax Ordinance is
amended -

Amendment
of
section 8.
(Cap. 32)

(a) by the deletion of the full stop at the
end of paragraph (1) and the substitution
therefor of a semi-colon; and

(b) by the insertion, after paragraph (1) of
the following new paragraph -

"(m) any allowance, grant or gratuity payable
from United Kingdom funds to any officer
in the service of the Colony who is a
designated officer within the terms of
the Overseas Service (Falkland Islands)
Agreement 1972."

This printed impression has been carefully compared
by me with the Bill which has passed the Legislative
Council, and is found by me to be a true and correctly
printed copy of the said Bill.

Ref: INC/10/5

R Browning
Clerk of the Legislative Council

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.



No. 17



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
To amend the Banking Ordinance 1972. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows --- Enacting clause.

1. This Ordinance may be cited as the Banking (Amendment) Ordinance 1973. Short title.

2. Section 3 of the Banking Ordinance 1972 (hereinafter referred to as the principal Ordinance) is amended by the deletion of the second proviso thereto and the substitution therefor of the following --- Amendment of section 3. (7 of 1972)

"Provided further that the Governor in Council may at his discretion grant to such licensed bank exemption from any of the provisions of sections 5, 7, 8, 9, 12 or 13 of this Ordinance."

3. Subsection (2) of section 4 of the principal Ordinance is amended by the deletion of the proviso thereto and the substitution therefor of the following --- Amendment of section 4.

"Provided that the Governor in Council may at his discretion grant to such company exemption from any of the provisions of sections 7, 8, 9, 12, 13 or 16 of this Ordinance."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/28C

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.



No. 18



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Live Stock Ord-
inance.

Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Live Stock (Amendment) Ordinance 1973.

Short title.

2. Section 2 of the Live Stock Ordinance (hereinafter referred to as the principal Ordinance) is amended by deleting the definition of "Dipping" and substituting therefor the following new definition—

Amendment of section 2.
(Cap. 40)

" "Dipping" means the subjection of sheep to effective tick and ked destroying preparation (in accordance with the manufacturer's recommendations) by means of immersion or by such other means or in such other manner as may be approved by the Governor in Council or, with reference to lice, scab, or itch-mite in sheep, means the subjection of sheep to effective lice, scab, or itchmite destroying preparation by such means or in such manner as may be approved by the Governor in Council."

3. Section 3 of the principal Ordinance is amended by deleting "No inspector shall either directly or indirectly, be an owner of or dealer in sheep or act as the agent of any farmer, under a penalty for any such offence not exceeding £50." and substituting therefor the following —

Amendment of section 3.

"No inspector shall be actively engaged in sheepfarming."

4. Section 7 of the principal Ordinance is amended by deleting "the sum of four shillings per day and night" and substituting therefor the following —

Amendment of section 7.

"the boarding charge as in the Sheepowners' Association Ltd. and the General Employees Union Agreement in force at the time."

Amendment of section 8. 5. Section 8 of the principal Ordinance is amended, in subsection (3), by deleting "agemark" and substituting therefor the following —

"marks other than those used for stud identification purposes."

Amendment of section 10. 6. Section 10 of the principal Ordinance is amended in paragraph (3) by inserting at the beginning thereof the following —
"wilfully with intent to mutilate."

Repeal and replacement of section 11. 7. Section 11 of the principal Ordinance is repealed and replaced by the following —

"Compulsory dipping.

11. (1) Every owner shall dip or cause to be dipped with an insecticidal dip approved by an inspector all sheep running on land whereof he is the occupier as soon as they are shorn and before any sheep is allowed to leave the shearing pens after having been shorn, by means of a spray, shower or plunge-dip.

(2) Between the 1st day of March and the 30th day of June in every year, every owner shall dip or cause to be dipped with an insecticidal dip approved by an inspector all sheep running on land whereof he is the occupier, by means of plunge dipping:

Provided that —

(a) for purposes previously approved in writing by the inspector, the inspector may advance or extend, for not more than 30 days, the period during which sheep must be dipped;

(b) with the approval of the Governor in Council and subject to such conditions as may be imposed by the Governor in Council, the period during which sheep must be dipped may be advanced or extended for experimental purposes.

(3) Any person who contravenes the provisions of this section shall be liable to a fine not exceeding ten pence for every sheep in the flock not dipped".

Addition of new section 11A.

8. The principal Ordinance is amended by the addition, after section 11, of the following new section —

"Exemption from dipping.

11A. (1) Notwithstanding the provisions of section 11 of this Ordinance an inspector may —

(a) exempt the owner of any island from dipping if the sheep examined by him on that island are found to be free from tick, ked, lice, scab or itchmite, for a period of five years; provided that any sheep brought on to that island are plunge-dipped on arrival no matter what the time of the year;

(b) exempt the owner of any mainland station from dipping in any one year, if the sheep are found to be free from tick, ked, lice, scab and itchmite, provided that:

(i) prior agreement in writing for such exemption is obtained from the owner of every station that has a boundary with the station occupied by the applicant;

(ii) in case of a dispute between the applicant and any one or more of his neighbours, the inspector is satisfied that the boundary fence between the disputing parties is in good repair and that any flock that will be running on the applicant's side of the boundary is free from tick, ked, lice, scab and itchmite;

(iii) where an owner considers that any section of boundary fence which is the responsibility of a neighbour, to be in a state of bad repair, he may have it examined by an inspector and if the inspector is satisfied that the fence requires attention, then the complaining owner may carry out the repairs or renewal required and recover the full costs of such repairs or renewal from the neighbour whose responsibility that fence repair or renewal was.

(2) An application for exemption from the provisions of subsection (1) of section 11 of this Ordinance must be made not later than the 15th day of October in any year.

(3) An application for exemption from the provisions of subsection (2) of section 11 of this Ordinance must be made not later than the 14th day of February in any year."

9. Section 24 of the principal Ordinance is amended —

Amendment of section 24.

(a) by being renumbered as subsection (1) thereof;

(b) by the insertion of the following new subsection —

"(2) Any person who leaves a travelling sheep which is ailing or disabled alive on any station which the sheep is crossing shall be liable to a penalty not exceeding £10."

10. The Schedule to the principal Ordinance is amended in Form 4 by deleting the words "nett lbs" where those words twice occur and substituting therefor the words "nett kilos".

Amendment of schedule.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,

Clerk of the Legislative Council.

Ref. AGR/10/2.

Assented to in Her Majesty's name this 26th day of May 1973.

E. G. LEWIS,
Governor.



No. 19



1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Defence Force Ordinance 1954. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Defence Force (Amendment) Ordinance 1973. Short title.

2. Section 2 of the Defence Force Ordinance 1954 (hereinafter referred to as the principal Ordinance) is amended by deleting the definition of "Commandant". Amendment of section 2.
(4 of 1954)

3. Section 7 of the principal Ordinance is repealed and replaced by the following — Repeal and replacement
of section 7.

"Command.

7. (1) The Force shall be under the command of the Governor who will be assisted by a Staff Officer responsible for the discipline of the Force, for all Government monies, stores and property committed to his charge and for such other duties as the Governor may from time to time direct.

(2) The Governor may in addition appoint an officer who will be responsible to him for the instruction, training and operational efficiency of the Force".

4. Section 8 of the principal Ordinance is amended — Amendment of section 8.
(a) by renumbering subsection (1) as section 8; and
(b) by deleting subsections (2) and (3).

Addition of section 30A.

5. The principal Ordinance is amended by adding after section 30 the following new section —

"Pensions or gratuities to members disabled during training or under instruction and to widows and families of such persons.

30A. (1) Every member of the Force who shall sustain wounds or injuries when in training or under instruction or the widow or family of any such member who has been killed or dies within twelve months as the result of the wounds or injuries received during such training or instruction shall be entitled to such pension or gratuity as shall be fixed by the Governor in Council.

(2) Any pension or gratuity shall be subject to adjustment if the member of the Force, being an employee of the Government receives a pension or gratuity from public funds.

(3) A claim may be disallowed if not preferred within a reasonable period following the wounds or injuries sustained or the death of the member".

Amendment of Ordinance.

6. The principal Ordinance is amended by deleting "Commandant" wherever it occurs and substituting the following —
"Staff Officer"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. SEC/31/4.

Assented to in Her Majesty's name this 5th day of November 1973.

E. G. LEWIS,
Governor.

LS



No. 20

1973

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To regulate the importation, storage, sale and handling of petroleum products. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Petroleum Products Ordinance 1973, and shall come into operation on a day to be appointed by the Governor in Council by notice in the official Gazette. Short title and commencement.

2. "Petroleum products" mean super petrol, petrol, kerosene, gas-oil, aviation fuel, lubricants and bitumen. Definitions.

3. No person shall land, introduce or keep or attempt to land, introduce or keep in the Colony any petroleum products except in accordance with this Ordinance and any rules made thereunder. Licence to land, etc.

4. (1) No person shall supply, market or transport or keep in any place wholly or partly for sale any petroleum products in the Colony unless so authorised by the Governor by notification in the official Gazette. Issue of licences.

(2) The power to grant any authority under this Ordinance shall include the power to refuse or cancel any such authority.

(3) The Governor may impose such conditions as he may think fit as a precaution against fire, and any authorised person neglecting or failing to comply therewith shall commit an offence and upon conviction therefor the Governor may forthwith rescind the authority granted to him.

Rules.

5. The Governor in Council may make rules in respect of any of the following matters —

- (a) the regulation of the storage of petroleum products whether by the owners of motor cars or by persons storing petroleum products for the purposes of sale;
- (b) the inspection of premises in which petroleum products are stored in bulk;
- (c) the conditions necessary to render premises fit for the storage of petroleum products whether stored in bulk or otherwise;
- (d) generally for giving effect to the objects and intention of this Ordinance.

Offences.

6. Any person who contravenes or fails to comply with the provisions of this Ordinance shall be guilty of an offence and liable on summary conviction to a fine not exceeding £200.

Saving.

7. This Ordinance shall not apply —

- (a) to the importation of petroleum products for the use of the Armed Forces of the United Kingdom, to the keeping or using thereof by such Forces, or to the supply or marketing thereof to such Forces;
- (b) to petroleum products kept for private use so long as the amount kept does not exceed four imperial gallons.

Repeal of Ordinance No. 8 of 1973.

8. The Petroleum Ordinance 1973 is repealed.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. FUE/10/1.

Assented to in Her Majesty's name this 20th day of February 1973.

E. G. LEWIS,
Governor.

LS



No. DS 1

1973

Falkland Islands Dependencies.

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To provide for the service between the first day of July 1972, and the thirtieth day of June 1973.

(1st July 1972)

Title.

Date of commencement.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (Dependencies) (1972-73) Ordinance, 1973.

Short title.

2. The Governor may cause to be issued out of Public Revenue and other funds of the Dependencies and applied to the service of the period ending the thirtieth day of June 1973, a sum not exceeding Nine thousand Two hundred and thirty-seven pounds which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July 1972, to the thirtieth day of June 1973.

Appropriation of £9237 for service of the year ending 30th June, 1973.

SCHEDULE

Schedule.

Head of Service		Amount
A.	Personal Emoluments	3
B.	Other Charges	9234
Total Expenditure		£ 9237

Promulgated by the Governor on the 20th day of February 1973.

T. H. LAYNG,
Chief Secretary.

Ref. SG/14/3.

Assented to in Her Majesty's name this 17th day of May 1973.

E. G. LEWIS,
Governor.



No. DS 2



1973

Falkland Islands Dependencies

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To legalise certain payments made in the year 1971/72 in excess of the Expenditure sanctioned by Ordinance No. DS 3 of 1971.

Title.

WHEREAS it is expedient to make further provision for the service of the Falkland Islands Dependencies for the period first day of July 1971 to the thirtieth day of June 1972.

Preamble.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (Dependencies) (1971/72) Ordinance, 1973.

Short title.

2. The sums of money set forth in the Schedule hereto having been expended for the services therein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period first day of July 1971, to the thirtieth day of June 1972, the same are hereby declared to have been duly laid out and expended for the service of the Dependencies in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance.

Appropriation of excess expenditure for the period 1st July 1971 to 30th June 1972.

SCHEDULE

Schedule.

Head of Service	Amount
South Georgia Expenditure	
B. Other Charges	£835

Enacted by the Governor on the 17th day of May 1973.

T. H. LAYNG,
Chief Secretary.

Ref. SG/14/2.

Assented to in Her Majesty's name this 29th day of June 1973.

T. H. LAYNG,
Acting Governor.



No. DS 3



1973

Falkland Islands Dependencies

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

THOMAS HENRY LAYNG, ESQUIRE,
Acting Governor.

An Ordinance

**To apply certain Laws of the Colony to
the Dependencies.** Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Acting Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws Ordinance 1973. Short title.

2. The Ordinances of the Colony specified in the first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite their short titles in the third column of the Schedule to this Ordinance. Application of Colony Ordinances.

No.	Short title	Effective Date
16 of 1973	Income Tax (Amendment) Ordinance 1973	1st January 1973
17 of 1973	Banking (Amendment) Ordinance 1973	1st June 1973
19 of 1973	Defence Force (Amendment) Ordinance 1973	1st June 1973

Promulgated by the Governor on the 29th day of June 1973.

D. R. MORRISON,
Acting Chief Secretary.

Ref. LEG/10/37.

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PART II

ORDERS, PROCLAMATIONS, ETC.

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FALKLAND ISLANDS.

Wild Animals and Birds Protection Ordinance 1964 (No. 15 of 1964)

ORDER (Under section 4 of the Ordinance)

No. 1 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council has made the following Order —

1. This Order may be cited as the Wild Animals and Birds Protection (Stanley Common and Cape Pembroke Peninsula) Order 1973.

2. The area known as Stanley Common and Cape Pembroke Peninsula to be a wild animal and bird sanctuary.

3. That any person who within the said area at any time wilfully kills, injures, or takes, or attempts to kill, or take any wild animal or bird shall be guilty of an offence against the Wild Animals and Birds Protection Ordinance 1964.

4. That any person who introduces into the said area any carnivorous animal shall be guilty of an offence against the said Ordinance.

5. That any person guilty of an offence under this Order shall be liable to the penalty prescribed in section 4 of the said Ordinance.

Made by the Governor in Council this 18th day of January 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. FIS/10/1.

FALKLAND ISLANDS.

Merchant Shipping Act 1965

ORDER

(Under section 8(4) of the Act)

No. 2 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 8(4) of the Merchant Shipping Act 1965 and the Merchant Shipping (Tonnage) (Overseas Territories) Order 1971, the Acting Governor has made the following Order —

1965 c. 47.
S. I. 383 of 1971.

1. This Order may be cited as the Merchant Shipping Act 1965 (Appointed Day) Order 1973.

2. The 1st day of June 1973 shall be the appointed day for the provisions of the Merchant Shipping Act 1965, as extended to the Falkland Islands (Colony and Dependencies) by the Merchant Shipping (Tonnage) (Overseas Territories) Order 1971, to come into operation.

By Command,

D. R. MORRISON,
Acting Chief Secretary.

1st June 1973.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order makes provision for the provisions of the Merchant Shipping Act 1965, which relate to the ascertainment of the tonnage of shipping, to come into operation in the Colony and its Dependencies on the 1st day of June 1973.

Ref. LEG/10/26.

FALKLAND ISLANDS

POST OFFICE ORDINANCE (Chapter 52)

Post Office (Amendment) Order 1973

No. 3 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council has made the following Order —

1. This Order may be cited as the Post Office (Amendment) Order 1973, and shall come into operation on the 1st day of July 1973. Citation and commencement.

2. Paragraph 2 of the Post Office Order 1971 is amended as follows — Amendment of paragraph 2.
(8 of 1971)

(a) by deleting sub-paragraph (e) and substituting the following —

“SURFACE MAIL

(e) On inland postal packets the rates shall be —

1st Class.

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	2 p	3 p	4 p	8 p	16 p	30 p	40 p

On postal packets sent from any place within the Colony and its Dependencies to the United Kingdom or to any part of the Commonwealth the rates shall be —

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	3 p	5 p	7½ p	10 p	20 p	35 p	70 p

To other parts of the world the rates shall be —

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	3 p	5½ p	7 p	16 p	30 p	50 p	80 p”;

(b) by deleting sub-paragraph (g) and substituting the following —

“(g) To the United Kingdom or any part of the British Commonwealth or inland —

Printed papers:

Not over	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>	<u>2 lb</u>	<u>4 lb</u>
	2 p	3 p	4 p	5 p	7 p	9 p

for each additional 2 lb or part thereof — 2 p.

Newspapers and magazines carried by air to inland destinations —

Not over	<u>1 oz</u>	<u>2 oz</u>	<u>4 oz</u>	<u>8 oz</u>	<u>1 lb</u>
	1 p	1½ p	2 p	4 p	8 p

Literature for the blind — Free”.

(c) in sub-paragraph (k) by deleting “5 p, 8 p, 10 p, 13 p and 25 p” and substituting the following respectively —

“10 p, 16 p, 20 p, 26 p and 50 p”;

(d) in sub-paragraph (l) by deleting “5 p, 2 p and 1 p” and substituting the following respectively —

“10 p, 4 p and 2 p”;

- (e) in sub-paragraph (m) by deleting "5 p and 3 p" and substituting the following respectively —
 "10 p and 6 p"; and
- (f) in sub-paragraph (n) by deleting "4 p, 2 p, 2 p and 2½ p" and substituting the following respectively —
 "8 p, 4 p, 4 p and 5 p".

Made by the Governor in Council on the 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. P&T/2/9C.

FALKLAND ISLANDS

PENSIONS ORDINANCE 1965

(No. 6 of 1965)

Pensionable Offices Order 1973

No. 4 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by subsection (1) of section 2 of the Pensions Ordinance 1965, the Governor in Council has made the following Order —

1. This Order may be cited as the Pensionable Offices Order 1973. Citation.

2. The offices specified in the Schedule are hereby declared to be pensionable offices in the public service of the Colony: Offices deemed to be pensionable.

Provided that provisions of this Order shall not apply to officers on contract.

3. The Pensions (Pensionable Offices) Order 1965, the Pensions (Pensionable Offices) Order 1967, the Pensions (Pensionable Offices) Order 1968, and the Pensions (Pensionable Offices) Order 1971 are cancelled. Cancellation
 (3 of 1965) (1 of 1967)
 (5 of 1968) (10 of 1971)

SCHEDULE

Department	Office
THE GOVERNOR	Steward/Chauffeur Head Gardener
AVIATION	Superintendent Pilot Hangar Assistant
CUSTOMS & HARBOUR	Collector of Customs & Harbour Master Master, m.v. "Forrest" Mate, m.v. "Forrest" Engineer, m.v. "Forrest" Assistant Engineer, m.v. "Forrest"
EDUCATION	Superintendent Headmaster Certificated Teacher Matron/Assistant Mistress Uncertificated Teacher
MEDICAL	Senior Medical Officer Medical Officer Matron Nursing Sister Laboratory Assistant Nurse Dental Surgeon
METEOROLOGICAL	Forecaster Meteorological Assistant
POLICE & PRISONS	Chief Police Officer Sergeant Corporal Constable
POSTS & TELECOMMUNICATIONS	Officer in Charge & Postmaster Supervisor W/T Section Senior Watch Operator/Technician Watch Operator Operator/Technician, Fox Bay

<i>Department</i>		<i>Office</i>
<i>Posts & Telecommunications</i>		
	<i>continued</i>	Senior Technician & Broadcasting Officer Technician Senior Clerk Teleprinter Operator R/T Operator Telephone Operator Telegraph Messenger
POWER & ELECTRICAL	...	Superintendent Station Supervisor Senior Electrician Electrician Electrical Mechanic Engineman
PUBLIC WORKS	... ..	Superintendent Senior Clerk General Foreman Workshop Supervisor Mechanic Senior Carpenter Carpenter Senior Plumber Plumber Senior Metal Worker Mason Senior Filtration Plant Operator Filtration Plant Operator
SECRETARIAT, TREASURY & CENTRAL STORE		Chief Secretary Financial Secretary Deputy Chief Secretary Deputy Financial Secretary Assistant Secretary & Clerk of Councils Income Tax Officer Supplies Officer Senior Clerk Cashier Head Printer Assistant Printer Messenger
SUPREME COURT & LEGAL		Registrar Supreme Court & Registrar General
ALL DEPARTMENTS	...	Clerk

Made by the Governor in Council on the 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

This Order lists in the Schedule all current pensionable offices.

The Pensions (Pensionable Offices) Orders 1965, 1967, 1968, and 1971 are cancelled but this cancellation does not affect the pensionability of persons, if any, who held offices declared as pensionable under those orders for so long as they continue in those offices, even though such offices are not declared pensionable in the new order.

Ref. ESA/10/2.

FALKLAND ISLANDS

MEDICAL PRACTITIONERS, MIDWIVES AND DENTISTS ORDINANCE

(Chapter 45)

Medical Practitioners (Qualification for Registration) Order 1973

No. 5 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by subsection (1) of section 6 of the Medical Practitioners, Midwives and Dentists Ordinance, the Governor in Council has made the following Order —

1. This Order may be cited as the Medical Practitioners (Qualification for Registration) Order 1973. Citation.

2. The Degree in Medicine of Buenos Aires University held by Dr. Mario Lazar Vellico is hereby declared a qualification for registration as a medical practitioner under the Medical Practitioners, Midwives and Dentists Ordinance. Degree in Medicine.

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. P/1255.

FALKLAND ISLANDS

POST OFFICE ORDINANCE

(Chapter 52)

Post Office Order 1973

No. 6 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by Section 4 of the Post Office Ordinance the Governor in Council has made the following Order: Cap. 52.

1. This Order may be cited as the Post Office Order 1973. Short title.

2. From and after the 1st day of January 1974, the following rules, rates of postage and fees shall be in force:

AIR MAIL

- (a) Aerogrammes will only be accepted when written on the authorised form. The rates shall be 6p (small size) and 7p (large size). If an enclosure is placed in the letter it will be forwarded by surface mail. Aerogrammes.
- (b) First Class postal matter shall be accepted at the rate of 8p per half ounce or part thereof; 1st Class.
- (c) Second Class postal matter shall be accepted at the rate of 4p per half ounce or part thereof; 2nd Class.
- (d) Postcards 5p; Postcards.
- (e) Small Packets — 4p per half ounce or part thereof. Small Packets.

SURFACE MAIL

(f) Postal Packets — the rates shall be: Letters etc.

(i) Inland

Not over	$\frac{1 \text{ oz}}{2 \text{ p}}$	$\frac{2 \text{ oz}}{3 \text{ p}}$	$\frac{4 \text{ oz}}{4 \text{ p}}$	$\frac{8 \text{ oz}}{8 \text{ p}}$	$\frac{1 \text{ lb}}{16 \text{ p}}$	$\frac{2 \text{ lb}}{30 \text{ p}}$	$\frac{4 \text{ lb}}{40 \text{ p}}$
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(ii) To the United Kingdom or any part of the Commonwealth

Not over	$\frac{1 \text{ oz}}{3 \text{ p}}$	$\frac{2 \text{ oz}}{5 \text{ p}}$	$\frac{4 \text{ oz}}{7\frac{1}{2} \text{ p}}$	$\frac{8 \text{ oz}}{10 \text{ p}}$	$\frac{1 \text{ lb}}{20 \text{ p}}$	$\frac{2 \text{ lb}}{35 \text{ p}}$	$\frac{4 \text{ lb}}{70 \text{ p}}$
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(iii) To all other parts of the world

Not over	$\frac{1 \text{ oz}}{5 \text{ p}}$	$\frac{2 \text{ oz}}{9 \text{ p}}$	$\frac{4 \text{ oz}}{12 \text{ p}}$	$\frac{8 \text{ oz}}{25 \text{ p}}$	$\frac{1 \text{ lb}}{50 \text{ p}}$	$\frac{2 \text{ lb}}{83 \text{ p}}$	$\frac{4 \text{ lb}}{\text{£1.33}}$
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(g) Postcards — the rates shall be: Postcards.

(i) Inland, the United Kingdom or any part of the Commonwealth — 1p.

(ii) To all other countries — 3p.

(h) Printed Papers — the rates shall be: Printed Papers.

(i) Inland, the United Kingdom or any part of the Commonwealth

Not over	$\frac{2 \text{ oz}}{2 \text{ p}}$	$\frac{4 \text{ oz}}{3 \text{ p}}$	$\frac{8 \text{ oz}}{4 \text{ p}}$	$\frac{1 \text{ lb}}{5 \text{ p}}$	$\frac{2 \text{ lb}}{7 \text{ p}}$	$\frac{4 \text{ lb}}{9 \text{ p}}$
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for each additional 2 lb or part thereof — 2p.

Literature for the blind — Free.

(ii) To all other countries

Not over	$\frac{1 \text{ oz}}{2\frac{1}{2} \text{ p}}$	$\frac{2 \text{ oz}}{3 \text{ p}}$	$\frac{4 \text{ oz}}{4 \text{ p}}$	$\frac{8 \text{ oz}}{6 \text{ p}}$	$\frac{1 \text{ lb}}{12 \text{ p}}$	$\frac{2 \text{ lb}}{20 \text{ p}}$	$\frac{4 \text{ lb}}{33 \text{ p}}$
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for each additional 2 lb or part thereof — 16p.

Literature for the blind — Free.

(iii) Newspapers and Magazines carried by Air to Inland destinations

Not over	$\frac{1 \text{ oz}}{1 \text{ p}}$	$\frac{2 \text{ oz}}{1\frac{1}{2} \text{ p}}$	$\frac{4 \text{ oz}}{2 \text{ p}}$	$\frac{8 \text{ oz}}{4 \text{ p}}$	$\frac{1 \text{ lb}}{8 \text{ p}}$
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Small Packets.

(i) Small Packets — the rates shall be:
To all parts of the world

Not over	$\frac{4 \text{ oz}}{5 \text{ p}}$	$\frac{8 \text{ oz}}{10 \text{ p}}$	$\frac{1 \text{ lb}}{16 \text{ p}}$	$\frac{2 \text{ lb}}{30 \text{ p}}$
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PARCEL POST

Parcel Post.

(j) Parcel Post rates shall be:

(i) Inland

Not over	$\frac{2 \text{ lb}}{10 \text{ p}}$	$\frac{5 \text{ lb}}{16 \text{ p}}$	$\frac{8 \text{ lb}}{20 \text{ p}}$	$\frac{11 \text{ lb}}{26 \text{ p}}$	$\frac{22 \text{ lb}}{50 \text{ p}}$
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(ii) To the United Kingdom (Surface — Direct)

Not over	$\frac{2 \text{ lb}}{80 \text{ p}}$	$\frac{7 \text{ lb}}{£1.15}$	$\frac{11 \text{ lb}}{£1.65}$	$\frac{22 \text{ lb}}{£2.60}$
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(Air Mail via South America)

Not over 1 lb — £1.35

for each additional 1 lb or part thereof — 75p.

CASH ON DELIVERY

C.O.D.

(k) There shall be a charge of 10p for each parcel delivered in the Colony. There shall also be a special fee calculated on the value of the Trade Charge at the rate of 4p for the first £ and 2p for each succeeding £ or part thereof. The maximum Trade Charge Money Order permitted is £40.

INSURANCE

Insurance.

(l) The insurance service is restricted to items sent direct to the United Kingdom. The fees for such insurance shall be 10p for the first £14 of the declared value and 6p for every additional £14 or fraction thereof. The maximum insured value permitted is £100.

REGISTRATION

Registration.

(m) The fees for registration shall be:

(i) Inland ... 4p

(ii) To all other parts of the world ... 8p

Advice of delivery of registered or insured articles, applied for at the time of posting ... 4p

Inquiry for a postal packet, and advice of delivery of registered articles applied for after posting 5p.

COMPENSATION

Compensation.

(n) The maximum limit of compensation for the loss of a registered article is £5.50. Registration in the International Service does not give any title to compensation for the loss

or damage of the contents of any registered letter or packet as distinct from the loss of the entire packet. Under an exceptional arrangement, however, with the British Post Office, compensation may, as an act of grace, be paid up to a maximum of £5.50 in cases where the contents or a registered letter or packet, posted to an address in the United Kingdom, are lost. Maximum compensation payable for the loss or a registered item in the Internal Service is £4.00.

MONEY ORDERS

(o) The rates of poundage on Money Orders shall be 6p for each £ or part thereof of the first £2 of the order and 1p for each additional £ or part thereof. The fee for an advice of payment shall be 1p. The maximum amount of any one order shall be £50.

Money Orders.

POSTAL ORDERS

(p) The rates of poundage on British Postal Orders shall be:

Postal Orders.

Denomination	Poundage
5p - 50p	4p
55p - £1	5p
£2 - £5	10p
£6 - £10	16p

The value of a Postal Order may be increased by affixing postage stamps not exceeding two in number and not exceeding a total of 4½p in value:

Provided that no payment shall be made by or on behalf of the Postmaster in respect of:

- a stamp not affixed in the space provided for the purpose on the Postal Order; or
- a stamp which is not a stamp for the time being authorised or required to be used for the purpose of the Post Office; or
- a stamp which has been cut out of any postal packet, document, instrument, envelope or other cover, or which is perforated with initials or marks.

(q) The postage rates on all mail to Argentina shall be the same as those specified for posting within the Colony.

Postage rates to Argentina.

3. The Post Office Order 1971 is hereby rescinded.

Rescission.

Made by the Governor in Council this 24th day of October 1973.

R. BROWNING,
Clerk of the Executive Council.

EXPLANATORY NOTE

For Guidance:

FIRST CLASS POSTAL MATTER includes sealed private or business letters or letters or packets up to a limit of 4 lb. in weight.

SECOND CLASS POSTAL MATTER includes:

- printed papers, etc., enclosed in covers open at the ends;
- greeting cards in unsealed envelopes.

No written messages conveying any specific information or making an enquiry or request are admissible as second class postal matter.

Inland includes the Dependency of South Georgia and the British Antarctic Territory.

Ref. P & T/2/9 C.

FALKLAND ISLANDS

INCOME TAX ORDINANCE (Chapter 32)

Double Taxation Relief (United Kingdom) (Amendment) Order 1973

No. 7 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 49 of the Income Tax Ordinance, the Governor in Council has made the following order — Cap. 32.

1. This Order may be cited as the Double Taxation Relief (United Kingdom) (Amendment) Order 1973 — Citation.

2. It is hereby declared — Arrangement.

- (a) that the arrangements specified in the Supplementary Arrangement set out in the Schedule to this Order have been made with Her Majesty's Government in the United Kingdom with a view to affording relief from double taxation in relation to income tax or corporation tax and taxes of a similar character imposed by the laws of the United Kingdom varying the arrangements set out in the Schedule to the Income Tax (Double Taxation Relief) Order, 1949; and (1 of 1949)
- (b) that it is expedient that those arrangements should have effect.

Made by the Governor in Council this 24th day of October 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. INC/10/3 C.

SCHEDULE

SUPPLEMENTARY ARRANGEMENT BETWEEN THE GOVERNMENT OF THE FALKLAND ISLANDS AND HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM TO AMEND THE EXISTING ARRANGEMENTS MADE IN 1949 FOR THE AVOIDANCE OF DOUBLE TAXATION AND THE PREVENTION OF FISCAL EVASION WITH RESPECT TO TAXES ON INCOME, AS MODIFIED BY THE ARRANGEMENT MADE IN 1968.

1. The Arrangement made in 1949 between His Majesty's Government and the Government of the Falkland Islands for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income as modified by the Arrangement made in 1968 shall be amended —

- (a) by the addition in the first sub-paragraph of Paragraph 2 (1) (K), immediately following the word "business", of the phrase —
"including a building site or construction or assembly project which exists for more than twelve months";

- (b) by the substitution for Paragraph 6 of the following new Paragraph —

- "6. (1) (a) Dividends paid by a company which is a resident of the United Kingdom to a resident of the Colony may be taxed in the Colony.
- (b) Where a resident of the Colony is entitled to a tax credit in respect of such a dividend under sub-paragraph (2) of this Paragraph tax may also be charged in the United Kingdom, and according to the laws of the United Kingdom, on the aggregate of the amount or value of that dividend and the amount of that tax credit at a rate not exceeding 15 per cent.
- (c) Except as aforesaid, dividends paid by a company which is a resident of the United Kingdom to a resident of the Colony who is subject to tax in the Colony on them shall be exempt from any tax in the United Kingdom which is chargeable on dividends.

- (2) A resident of the Colony who receives dividends from a company which is a resident of the United Kingdom shall, subject to the provisions of sub-paragraph (3) of this paragraph and provided he is subject to tax in the Colony on those dividends, be entitled to the tax credit in respect thereof to which an individual resident in the United Kingdom would have been entitled had he received those dividends, and to the payment of any excess of such credit over his liability to United Kingdom tax.
- (3) Sub-paragraph (2) of this Paragraph shall not apply where the recipient of the dividend is a company which, either alone or together with one or more associated companies, controls directly or indirectly at least 10 per cent of the voting power in the company paying the dividend. For the purposes of this sub-paragraph two companies shall be deemed to be associated if one is controlled directly or indirectly by the other, or both are controlled directly or indirectly by a third company.
- (4) Dividends paid by a company which is a resident of the Colony to a resident of the United Kingdom who is subject to tax in the United Kingdom in respect thereof shall be exempt from any tax in the Colony which is chargeable on dividends in addition to the tax chargeable in respect of the profits or income of the company.
- (5) The term "dividends" as used in this Paragraph means income from shares, or any other item which under the law of the territory of which the company paying the dividend is a resident, is treated as a dividend or distribution of the company.
- (6) If the recipient of a dividend is a company which owns 10 per cent or more of the class of shares in respect of which the dividend is paid then sub-paragraphs (1) and (2) or, as the case may be, sub-paragraph (4) of this Paragraph shall not apply to the dividend to the extent that it can have been paid only out of profits which the company paying the dividend earned or other income which it received in a period ending twelve months or more before the relevant date. For the purposes of this sub-paragraph the term "relevant date" means the date on which the beneficial owner of the dividend became the owner of 10 per cent or more of the class of shares in question.
- Provided that this sub-paragraph shall not apply if the beneficial owner of the dividend shows that the shares were acquired for bonafide commercial reasons and not primarily for the purpose of securing the benefit of this Paragraph.
- (7) The provisions of sub-paragraphs (1) and (2) or as the case may be, sub-paragraph (4) of this Paragraph shall not apply where a resident of one of the Territories has in the other territory a permanent establishment and the holding by virtue of which the dividends are paid is effectively connected with a business carried on through that permanent establishment. In such a case the provisions of Paragraph 3 shall apply.
- (8) Where a company which is a resident of one of the territories derives profits or income from sources within the other territory, the Government of that other territory, shall not impose any form of taxation on dividends paid by the company to persons not resident in that other territory, or any tax in the nature of an undistributed profits tax on undistributed profits of the company, by reason of the fact that those dividends or undistributed profits represent, in whole or in part, profits or income so derived."

2. This Supplementary Arrangement shall enter into force when the last of all such things shall have been done in the United Kingdom and the Colony as are necessary to give them the force of law in the United Kingdom and the Colony respectively and shall thereupon have effect —

- (a) as respects Paragraph 1 (a) from the date of entry into force; and
(b) as respects Paragraph 1 (b) in relation to dividends paid on or after 6 April 1973.

EXPLANATORY NOTE

(This note is not part of the Order)

This supplementary arrangement provides for —

- (i) Extension to the definition of 'permanent establishment'.
(ii) Amendment to paragraph 6 of the Double Taxation Arrangement to take into account the new code of taxation introduced in the United Kingdom to take effect from April 1973.

FALKLAND ISLANDS

CIVIL AVIATION

Carriage by Air (Sterling Equivalent) Order 1973

No. 8 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by paragraph 4 (4) of Schedule 1 to the Carriage by Air (Overseas Territories) Order 1967 S.I. 809 of 1967. and paragraph 4 (4) of Part I of Schedule 1 to the Carriage by Air Acts (Application of Provisions) (Overseas Territories) Order 1967 S.I. 810 of 1967. the Governor has made the following order —

1. This Order may be cited as the Carriage by Air (Sterling Equivalent) Order 1973.
2. This Order supersedes the Carriage by Air (Sterling Equivalent) Order 1968.

3. The amounts shown in column 2 of the following Table are hereby specified as amounts to be taken for the purposes of Article 22 of the First Annex to Schedule 1 of the Carriage by Air (Overseas Territories) Order 1967 and of that Article as applied by the Carriage by Air Acts (Application of Provisions) (Overseas Territories) Order 1967 as equivalent to the sums respectively expressed in francs on the same line in column 1 of that Table —

TABLE

Amount of francs	Sterling equivalent
	£
250	7.73
5,000	155.47
125,000	3,886.72
250,000	7,773.43
875,000	27,206.98

24th October 1973.

By Command,

D. R. MORRISON,

for Chief Secretary.

Ref. AIR/10/4.

FALKLAND ISLANDS

DOGS ORDINANCE

(Chapter 21)

Tapeworm Eradication (Dogs) (Amendment) Order 1973

No. 9 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 12A of the Dogs Ordinance, the Governor has made the following order —

1. This Order may be cited as the Tapeworm (Dogs) (Amendment) Order 1973.
2. Paragraph 4 of the Tapeworm Eradication (Dogs) Order 1970 (hereinafter referred to as the principal Order) is amended by inserting at the end thereof the following —
“in Stanley and at cost outside of Stanley”.
3. Paragraph 9 of the principal Order is deleted and replaced by the following new paragraphs —
 - “9. Any police officer may, for the purpose of ascertaining that the provisions of this Order are complied with, at all reasonable times enter on any land or premises.
 10. No person shall knowingly and without reasonable excuse permit the carcass of any domestic animal belonging to him or under his control from which all viscera has not been removed, to remain in any place to which dogs can gain access.
 11. Any person who obstructs or impedes any police officer in the execution of his duty or who contravenes or fails to comply with the provisions of this Order shall commit an offence and shall be liable on summary conviction, to a fine not exceeding £200.”
4. The principal Order is amended by renumbering paragraph 10 as paragraph 12.

By Command,

24th October 1973.

D. R. MORRISON,
for Chief Secretary.

Ref. AGR/7/12 C.

FALKLAND ISLANDS

NATURE RESERVES ORDINANCE 1964 (Ordinance No. 8 of 1964)

Crown Jason Islands (Nature Reserve) Order 1973

No. 10 of 1973.

E. G. LEWIS,
Governor.

IN EXERCISE of the powers conferred upon him by section 3 of the Nature Reserves Ordinance 1964, the GOVERNOR IN COUNCIL has been pleased to declare the following islands within the Jason Islands group, namely —

Elephant Jason Island and adjacent islets,
South Jason Island and adjacent islet,
North Fur Islands,
South Fur Island,
Jason East Cay and adjacent islets,
Jason West Cay,
The Fridays,
White Rock, and
Seal Rocks

to be nature reserves for the purpose of protecting the indigenous flora and fauna thereon and for providing, under suitable conditions and control, special opportunities for the study of and research into matters relevant thereto.

This Order may be cited as the Crown Jason Islands (Nature Reserve) Order 1973.

The Wild Animals and Birds Protection (Sanctuaries) Order No. 3 of 1966 is hereby revoked.

Made by the Governor in Council this 24th day of October 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. FIS/31/5.

FALKLAND ISLANDS

PROCLAMATION

No. 1 of 1973

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1972.

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

E. G. LEWIS.



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Companion of the Most Distinguished Order of St. Michael
and St. George, Officer of the Most Excellent Order of the
British Empire, Governor and Commander-in-Chief in and
over the Colony of the Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1972, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Tuesday the 15th day of May 1973 at 10.00 a.m. at the Court and Council Chambers, Stanley to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 26th day of April, in the year of our Lord One thousand Nine hundred and Seventy-three.

By His Excellency's Command,

D. R. MORRISON,

for Chief Secretary.

Ref. LEC/35/1.

FALKLAND ISLANDS

PROCLAMATION

No. 2 of 1973

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



*By His Excellency THOMAS HENRY LAYNG, ESQUIRE,
Acting Governor of the Colony of the Falkland Islands
and its Dependencies.*

WHEREAS by the seventh clause of the Letters Patent passed under the Great Seal of the United Kingdom, dated the 13th December 1948, constituting the office of Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, it is provided that "whenever the Office of Governor is vacant, or the Governor is absent from the Colony or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as We may appoint under Our Sign Manual and Signet, or if there is no such person in the Colony so appointed and capable of discharging the duties of the administration, the Senior Member of the Executive Council then in the Colony and so capable, shall, during Our pleasure, administer the Government of the Colony".

AND WHEREAS HIS EXCELLENCY ERNEST GORDON LEWIS, ESQUIRE, Companion of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, has this day left the Colony on leave of absence.

AND WHEREAS no person has been appointed under the Royal Sign Manual and Signet to administer the Government of this Colony in the absence of the Governor;

NOW, THEREFORE, I, THOMAS HENRY LAYNG, Chief Secretary of the Falkland Islands, the Senior Member of the Executive Council aforesaid, do hereby proclaim and make known that, in pursuance of the said clause of the said Royal Letters Patent and having taken the oaths prescribed by law, I have this day assumed the Administration of the Government of this Colony and its Dependencies.

GOD SAVE THE QUEEN

Given at Stanley, this 28th day of May, in the Year of Our Lord One thousand Nine hundred and Seventy-three.

By Command of the Acting Governor,

D. R. MORRISON,
Deputy Chief Secretary.

Ref. P/1228.

FALKLAND ISLANDS

PROCLAMATION

No. 3 of 1973

Made under section 35 of the Customs Ordinance (Chapter 16).

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

T. H. LAYNG

*By His Excellency THOMAS HENRY LAYNG, ESQUIRE,
Acting Governor and Commander-in-Chief of the Colony
of the Falkland Islands and its Dependencies.*



WHEREAS it is provided by section 35 of the Customs Ordinance that it shall be lawful for the Governor from time to time by proclamation to prohibit the importation, carriage coastwise or exportation of any goods whatsoever, and any such proclamation may prohibit importation, carriage coastwise or exportation until the revocation thereof, or during such period as may be specified therein, and may absolutely prohibit importation, carriage coastwise or exportation, or may prohibit importation, carriage coastwise or exportation except in compliance with any conditions which may be specified in the proclamation, or importation from or exportation to any particular place named in the proclamation.

NOW, THEREFORE, I, THOMAS HENRY LAYNG, do hereby PROCLAIM as follows —

- (a) that the importation of any carcase or animal product from Argentina, Chile and Uruguay is prohibited except any carcase or animal product mentioned in Part I of the Schedule to this Proclamation;
- (b) that any carcase or animal product mentioned in Part II of the Schedule to this Proclamation may be imported from Argentina, Chile and Uruguay under the authority of and in accordance with the provisions of a licence issued by the Chief Secretary;
- (c) that failure to comply with any condition of a licence shall be an offence against the Customs Ordinance;
- (d) that this Proclamation unless the context otherwise requires, the following expressions have the meanings hereby respectively assigned to them —
 - “animal” means any horse, ass, mule or swine, and any bovine animal, sheep, goat or other ruminating animal;
 - “animal product” means anything originating or made (whether in whole or in part) from an animal or from a carcase;
 - “carcase” means the carcase of an animal and includes part of a carcase, and the meat, bones, hide, skin, hooves, offal or other part of an animal separately or otherwise, or any portion thereof.

SCHEDULE

PART I

Carcases and Animal Products to which this Proclamation does not apply —

- i. Bone-and-meat meal;
- ii. Bone charcoal;
- iii. Bone phosphates;
- iv. Butter;
- v. Catgut;
- vi. Cheese;
- vii. Condensed milk;
- viii. Evaporated milk;
- ix. Gall or bile paste;
- x. Gelatine;
- xi. Hair (including alpaca, cashmere, mohair or vicusa);
- xii. Lard and rendered fats;
- xiii. Leather;
- xiv. Manufactured bone or horn articles;
- xv. Meat or offal derived from any horse, ass or mule, which is certified by a veterinary officer duly authorised for this purpose by the Government of the exporting country to contain no admixture of any meat, offal or any other animal product derived from any ruminating animal or swine, and any other produce derived from any horse, ass or mule;
- xvi. Meat extract;
- xvii. Meat meal;
- xviii. Oils and waxes of animal origin;
- xix. Ossein;
- xx. Pigs' bristle (dressed, bunched and sorted);
- xxi. Soup stock;
- xxii. Steamed bone flour;
- xxiii. Wool;
- xxiv. Wool grease;
- xxv. Wool grease fatty acids;
- xxvi. Yoghurt.

PART II

Carcases and Animal Products which may be imported under licence —

- i. Canned beef;
- ii. Frozen cooked beef;
- iii. Fresh and refrigerated boneless beef;
- iv. Dried milk powder.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Stanley, this 29th day of June in the year of Our Lord One thousand Nine hundred and seventy-three.

By His Excellency's Command,

D. R. MORRISON,

Acting Chief Secretary.

FALKLAND ISLANDS

PROCLAMATION

No. 4 of 1973

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1973.

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

T. H. LAYNG

By His Excellency THOMAS HENRY LAYNG, ESQUIRE,
Acting Governor of the Colony of the Falkland Islands
and its Dependencies.



WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1973, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, THOMAS HENRY LAYNG, Acting Governor of the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Thursday the 25th day of October 1973, at 9.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given at Government House, Stanley, this 12th day of October in the Year of our Lord One thousand Nine hundred and Seventy-three.

By His Excellency's Command,

D. R. MORRISON,

Acting Chief Secretary.

Ref. LEC/35/1.

FALKLAND ISLANDS

PROCLAMATION

No. 5 of 1973

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1973.

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

E. G. LEWIS



By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies.

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1973, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Friday the 4th day of January 1974 at 9.30 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 30th day of November, in the year of our Lord One thousand Nine hundred and Seventy-three.

By His Excellency's Command,

D. R. MORRISON,

Acting Chief Secretary.

Ref. LEC/35/1.

FALKLAND ISLANDS

WIRELESS TELEGRAPHY ORDINANCE (Chapter 78)

Wireless Telegraphy (Amendment) Regulations 1973

No. 1 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 4 of the Wireless Telegraphy Ordinance, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Wireless Telegraphy (Amendment) Regulations, 1973 and shall come into operation on the 1st day of January 1974.

Citation and commencement.

2. Regulation 10 of the Wireless Telegraphy Regulations (hereinafter referred to as the principal regulations) is amended by the insertion, after paragraph (v) of the following new paragraph —

Amendment of regulation 10.
(R.E.L. Vol. II p. 329)

“(vi) in the form of Schedule 1b for a transceiver”.

3. Regulation 11 of the principal regulations is amended by the deletion of paragraphs (i), (ii), (iii), (iv), (v) and (vi) and the substitution therefor of the following —

Amendment of regulation 11.

“(i) two pounds for a land station (transmission and reception by radio telephone and telegraph);

(ii) ten pounds for an amateur station;

(iii) two pounds for a ship station;

(iv) one pound for an experimental station (transmission and reception);

(v) two pounds for a broadcast receiving station (reception by domestic receiver including transistor radio);

(vi) five pounds for a portable transceiver (walkie-talkie);

(vii) one pound for a permit under Regulation 4.”

4. The principal regulations are amended by the addition after Schedule 1, of the following new Schedule —

Addition of new schedule 1b.

Form W.T.1b.

No.....

“SCHEDULE 1b.

FALKLAND ISLANDS

The Wireless Telegraphy Ordinance

PORTABLE TRANSCEIVER (Walkie-Talkie) LICENCE

DATE OF ISSUE

RENEWABLE

FEE

..... of

(hereinafter called ‘the licensee’) is hereby licensed, subject to the conditions herein contained; to possess, establish and maintain a transceiver for radio communication within the Falkland Islands to use the transceiver for the purpose of transmitting and receiving messages in plain language which are remarks about matters of a personal nature in which the licensee, or the person with whom he is in communication, has been directly concerned.

CONDITIONS

Made by the Governor in Council on the 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. TEL/10/2.

FALKLAND ISLANDS.

WILD ANIMALS AND BIRDS PROTECTION ORDINANCE

(No. 15 of 1964)

Penguin and Albatross (Amendment) Regulations 1973

No. 2 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 16 of the Wild Animals and Birds Protection Ordinance 1964, the Governor in Council, has made the following regulations —

1. These regulations may be cited as the Penguin and Albatross (Amendment) Regulations 1973 and shall come into operation on the 1st day of July 1973.

Citation and commencement.

2. Regulation 3 of the Penguin and Albatross Regulations 1964 is revoked and replaced by the following —

Amendment of regulation 3.
(4 of 1964)

3. The fee payable in respect of a licence shall be
"Fee payable. 50p for each 100 eggs or part thereof."

Made by the Governor in Council this 18th day of April 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. FIS/10/1.

FALKLAND ISLANDS

PENSIONS ORDINANCE

(No. 6 of 1965)

Pensions (Amendment) Regulations 1973

No. 3 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by subsection (2) of section 3 of the Pensions Ordinance 1965, the Governor in Council, with the sanction of the Secretary of State, has made the following regulations —

1. These regulations may be cited as the Pensions (Amendment) Regulations 1973, and shall be deemed to have had effect as from the 1st day of October 1972. Citation and commencement.

2. Regulation 4 of the Pensions Regulations 1965 (hereinafter referred to as the principal regulations) is amended by deleting "pensionable service" and substituting therefor the following — Amendment of Regulation 4.

"the first twenty years of pensionable service and at the rate of one six-hundredth of his pensionable emoluments in respect of each completed month of pensionable service in excess of two hundred and forty completed months of pensionable service".

3. Regulation 9 of the principal regulations is amended in paragraph (3), by deleting "twenty" and substituting therefor the following — Amendment of Regulation 9.

"eighteen"

4. Regulation 21 of the principal regulations is amended —

(a) by deleting "twenty" and substituting therefor the following — Amendment of Regulation 21.

"eighteen"

(b) in the marginal note, by deleting "20" and substituting therefor the following —

"18"

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. TRE/10/3.

FALKLAND ISLANDS

REGISTRATION ORDINANCE

(Chapter 57)

Registration (Amendment) Regulations 1973

No. 4 of 1973.

T. H. LAYNG
Acting Governor.

In exercise of the powers conferred by section 12 of the Registration Ordinance, the Governor in Council has made the following regulations —

1. These Regulations may be cited as the Registration (Amendment) Regulations 1973 and shall come into operation on the 1st July 1973. Citation and commencement.

2. The Registration Regulations are amended by deleting the Second Schedule and substituting the following — Deletion and replacement.

“SECOND SCHEDULE

REGISTRAR GENERAL'S AND REGISTRAR'S FEES

	£	p
1. (a) Searching registers of births, deaths and marriages for each name in each register within 10 years ...	.25	
(b) Searching registers of births, deaths and marriages for each name in each register every additional year ...	.10	
2. For a certified copy of each entry in the said registers ...	.60	
3. For registering an instrument not more than five folios...	2.50	
4. For each additional folio ...	.25	

CLERGYMAN'S FEES

1. (a) Searching the registers of baptisms and burials for each name in each register within 10 years ...	.25
(b) For each name in each register every additional year	.10
2. For a certified copy of each entry in the said registers ...	.60"

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. LEG/31/3.

FALKLAND ISLANDS

PUBLIC HEALTH ORDINANCE (Chapter 54)

Medical Fees Regulations 1973

No. 5 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 55 of the Public Health Ordinance, the Governor in Council has made the following regulations — Cap. 54.

1. These Regulations may be cited as the Medical Fees Regulations, 1973. Short title.

2. These Regulations shall come into effect on the 1st July 1973. Date of coming into force.

3. "Child" means any person who is under 15 years of age. Definitions.

"Government Servant" means —

- (a) any person appointed to an established post and whose appointment is published in the Gazette;
- (b) any person serving in an official capacity in South Georgia;
- (c) persons who are employed in the Falkland Islands on a whole time basis in executive, scientific, technical or clerical posts, by —
 - (i) Ministry of Defence;
 - (ii) Department of Trade and Industry;
 - (iii) U.K. Science Research Council;
 - (iv) British Antarctic Survey;
- (d) pensioners of the Falkland Islands Government and South Georgia Administration.

"Medical Officer" means a qualified medical practitioner registered under the Medical Practitioners, Midwives and Dentists Ordinance and employed by Government.

"Minister of Religion" means a person who is authorized, by notification in the Gazette, to celebrate marriages.

"Normally resident" means a person who normally resides in the Colony, or is in the Colony under a contract of service to an employer who has a place of business in the Colony, or has resided in the Colony for a continuous period of not less than one year since arriving in, or last returning to, the Colony.

"Subscriber" means a person who subscribes an annual sum towards the cost of Government medical services under the Camp medical and dental service and shall include all the members of his household with the exception of those gainfully employed on their own account.

4. Charges levied in accordance with these regulations may be remitted in whole or in part by the Governor. Remission of charges.

5. The charges levied in accordance with these regulations shall be those provided for in the schedules to these Regulations. Fees to be charged.

6. The Medical Fees Regulations 1971, are hereby revoked with effect from the date of the coming into operation of these regulations.

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

SCHEDULE A

Scale of Charges for Medical Services performed outside the King Edward Memorial Hospital

Attendance by a medical officer.	1. Attendance by a medical officer at the household of a person — (a) For the first visit ... 30p (b) For each subsequent visit ... 22p Provided that such fees may be doubled in the case of a visit made between the hours of 7 p.m. and 7 a.m. if, in the opinion of the medical officer, the circumstances do not warrant a night call.
Requests for visits.	2. Requests for visits by a medical officer shall be made to the K.E.M. Hospital by noon for a visit on the same day, otherwise the fees provided for under paragraph 1 may be doubled except in the case of an emergency or when in the opinion of the medical officer the circumstances of the case warrant a request for a visit being made after noon.
Attendance by a Sister or Staff Nurse.	3. Attendance by a Sister or Staff Nurse at the residence of any person shall be charged at the rate of 22p per visit and 19p for every hour or part thereof after the first hour, subject to a maximum of £1.25 in respect of any one period of 24 hours; provided that when circumstances require it the Sister or Staff Nurse shall also be provided with free board and lodging and transport.
Special medical services.	4. When a medical officer is required to remain with a case in excess of the time spent in the course of a normal visit, renders special service or treatment or performs any kind of operation, a special fee not exceeding £20 may be charged; provided that such special fee shall be assessed by the Senior Medical Officer.
Transport charges.	5. When a medical officer visits a patient outside Stanley who is not a subscriber to the Government Medical Service, transport as required by the medical officer shall be provided by the patient and a fee of £6 shall be charged.
Visits to ships.	6. When a medical officer is requested to visit a ship a charge of £6 and 60p for each patient seen shall be made. Transport to and from the ship shall be provided by the Master.

SCHEDULE B

Scale of Fees Charged to Out-Patients and to persons admitted as In-Patients at the King Edward Memorial Hospital

Out-patient fees.	OUT-PATIENTS 1. An out-patient fee of 22p for the first consultation and 19p for each subsequent consultation shall be charged; provided that special diagnostic, medical, surgical or laboratory services may be charged at a higher rate but not exceeding £9.50 if, in the opinion of the Senior Medical Officer, the circumstances of the case and the nature of the services performed warrant such higher charge.
In-patient fees.	IN-PATIENTS 2. In-patients shall be charged at the following rates which shall be inclusive of medical care and attention, maintenance, medicines and dressings but shall not include charges for X-ray examinations or operations — (a) Persons <i>normally resident</i> in the Colony — (i) in a general ward — 95p per day or part day; (ii) in a private ward — £1.30 per day or part day.

- (b) Persons who are *not normally resident* in the Colony —
(i) in a general ward — £5 per day or part day;
(ii) in a private ward — £6.90 per day or part day.

3. Maternity patients shall be charged at the following rates which shall be inclusive of all medical attention, treatment and maintenance — Maternity fees.

- (a) Persons *normally resident* in the Colony —
(i) in a general ward — £12.50;
(ii) in a private ward — £21.25.
(b) Persons *not normally resident* in the Colony —
(i) in a general ward — £35;
(ii) in a private ward — £44.

4. (1) The following charges shall be made in respect of X-ray examinations — X-ray examinations.

- (a) Simple screening — 65p to £1.90;
(b) Skiagram — 30p to £1.30;
(c) Barium series and I.V.P. — £3.95.

(2) Physiotherapy treatment and radiant heat treatment shall be charged for at the rate of 10p per session, provided that no charge shall be levied for such treatment given to an in-patient. Physiotherapy and radiant heat treatment.

5. The following charges shall be made in respect of surgical operations — Surgical operations.

- Minor operations — £1.30 to £3.95;
Major operations (which shall include abdominal operations) £6.55 to £19.70.

SCHEDULE C

Charges for Medicines and Drugs and Miscellaneous Charges

1. All preparations, including antibiotics, shall be charged for at rates that shall take into account the cost of such preparations and the quantity prescribed. Charges for prescriptions.
2. The following charges shall be made in respect of medical examinations for — Medical examinations for Benefit Societies and Life Assurance.
- (a) Life Assurance, with certificate — £2.60;
(b) Employment, with a certificate — 65p;
(c) Stanley Benefit Club — no charge.
3. Special medical comforts, wines, spirits and any special apparatus or food shall be paid for by the patient concerned. Special comforts.

SCHEDULE D

Dental Fees

SERVICE	FEES
1. Scaling and polishing ...	23p
2. Gum treatment ...	16p
3. Fillings	
(a) Amalgam ...	32p per filling
(b) Cement ...	32p per filling
4. Root treatment — per tooth ...	66p
5. Crowning — per tooth (exclusive of the cost of gold) ...	£3.12
6. Extractions — per tooth ...	16p subject to a maximum of £3.75
7. Dentures	
(a) Full upper or lower denture ...	£7.90
(b) Partial denture ...	£1.56 to £3.75
(c) Repairs to fractured dentures ...	62p to £2.62
(d) Additions to partial denture ...	48p per tooth
(e) Splints, acrylic or metal ...	£1.90 to £3.10
(f) Relining ...	£1.30

In any case in which special compounds and precious metals are used the fees provided for under this schedule shall be adjusted so as to take into account the cost of supplying such special compounds and precious metals and the additional work involved.

SCHEDULE E

Reductions, Exceptions and Special Cases

Remission of fees.

1. The Senior Medical Officer may, at his discretion, remit up to half of any fee or charge levied in accordance with these regulations, and the Governor may remit more than half; provided that in ordinary circumstances there shall be no remission in the case of fees charged for private wards.

Circumstances in which no charge shall be made.

2. No charges shall be made in respect of —
- vaccination for smallpox or immunisation against disease;
 - the medical treatment, hospitalisation and maintenance of patients suffering from Tuberculosis;
 - X-ray examinations of the chest in the case of any person who is found to have contracted Tuberculosis or who has at any time had Tuberculosis and X-ray examinations of the chest made at the request of a medical officer for the purpose of reducing the incidence of Tuberculosis or preventing the spread of Tuberculosis in the Colony; provided that any person who arrives in the Colony without the required certificate certifying him free of Pulmonary Tuberculosis shall be charged the full cost of any X-ray examination of the chest that may be made on his arrival;
 - persons who are in receipt of charitable relief from the Falkland Islands Government.

Charges in respect of children.

3. (1) Children who have not attained the age of 15 years shall be charged at half rate in respect of —
- hospitalisation and treatment as an in-patient;

- operations;
- all other medical treatment with the exception of X-ray examinations, physiotherapy and radiant heat treatment as an out-patient;
- dental services other than those provided free in accordance with paragraph (2) of this paragraph.

(2) Children who have not attained the age of 15 years shall not be charged dental fees for scaling, polishing, gum treatment, Amalgam and cement fillings or extractions.

4. No charges shall be levied against Government servants, recognised Ministers of Religion, their wives and children except in respect of —

- in-patients fees and maternity fees, when half the normal charge shall be levied;
- operations, when half the normal charge shall be levied;
- special medical comforts, wines, spirits and any special apparatus or food;
- X-ray examinations, when half the normal charge shall be levied;
- special dental services connected with root treatment, crowning and dentures, when half the normal charge shall be levied subject, however, to the proviso that the full cost of any special compounds and precious metals shall be charged.

5. No charge for either medical or dental services shall be made in respect of injuries incurred by any member of the Falkland Islands Defence Force while on duty; provided that normal charges as provided for under these regulations shall be levied in any case in which the injuries are incurred as the result of the member's own misconduct.

6. Any person other than a Government servant who was employed by Government on the 1st December 1959, and who prior to that date had the same privileges in respect of charges for medical or dental services as Government servants, shall not be deprived of such privileges while their service with Government after the 1st December 1959, remains unbroken.

Government servants and Ministers of Religion.

Falkland Islands Defence Force.

Government Employees employed by Government on 1st December 1959, to retain privileges.

SCHEDULE F

CAMP MEDICAL AND DENTAL SERVICES

1. There shall be available to persons living in the Camp and employers of labour in the Camp certain exemptions from Medical and Dental fees provided the person and employer are subscribers.

2. The annual subscription shall be —
- | | |
|--------------------------|-----------------------------------|
| for the person — single | £2.52 |
| " " " — married | £5.04 |
| for the employer — | £2.50 per 1,000 sheep depastured. |

3. These subscriptions shall cover in the case of a married person, all members of his household except those gainfully employed on their own account and in the case of an employer, all employees.

4. The subscription shall be paid or renewed before 31st January in each year for the previous year.

5. The following benefits shall be available to subscribers —

MEDICAL FLIGHTS

- (a) Medical flights are made at the request of the Senior Medical Officer. Applications for medical flights should be sent to the Senior Medical Officer and not to the Air Service. All bookings received by the Air Service from farm managers or private individuals will be treated as private bookings and charged as such.
- (b) There is no charge against a patient proceeding to Stanley Hospital for the treatment or control of Tuberculosis, the full cost both ways being met from the Medical Department votes.
- (c) There is no charge against a patient for emergency cases to Stanley for Hospital treatment but 50% of the air fare is charged to the patient for the return flight. The inward flight and the balance of the return flight are charged to Medical Department votes.
- (d) Non-urgent medical cases travel both ways at assisted passage rates, i.e., 50% of the air fare payable by the patient and 50% by the Medical Department.

6. No charges shall be levied in respect of any of the medical or dental services provided for under these regulations with the exception of —

- (a) maternity fees;
- (b) in-patient fees;
- (c) dentures;
- (d) the cost of any special compounds and precious metals used in dentistry.

7. Subscribers who have attained the age of sixty and who have made not less than twenty annual payments to the Camp Medical and Dental Service but who are no longer resident in the Camp shall for the purposes of these regulations be regarded as subscribers on continued payment of the annual subscription.

8. Transport for Medical and Dental Officers will normally be provided by Government, but where a Medical or Dental Officer is on a progressive tour farms are expected to assist by conveying the officer to the next farm. No charges are to be raised for this transport.

9. All farm facilities required by a visiting Medical or Dental Officer are to be provided free of charge by the farm.

10. Itinerant Dental Officers are personally responsible for any charges raised in respect of board and lodging.

SCHEDULE G

MEDICAL TREATMENT OVERSEAS

1. The Senior Medical Officer is authorised to recommend to a patient who is normally resident in the Colony that he or she should proceed to Argentina for specialist treatment, the cost of which shall be paid by the Falkland Islands Government in the first instance.

2. The cost of such treatment shall be limited to —

- (a) return passages to Argentina;
- (b) landing expenses in Argentina and taxi hire to the hospital;
- (c) charges raised by the hospital and doctors in Argentina. The grade of accommodation in the hospital will generally be in the general wards, but this is a matter for the doctor in the hospital who will take into account the nature of the patient's illness;
- (d) where the patient is not an in-patient in Argentina a subsistence allowance will be provided by the Falkland Islands Government. The rate of the allowance will be a single daily rate laid down by the Chief Secretary.

3. Any person proceeding to Argentina for medical treatment under the provisions of this Schedule shall pay to the Government the same fees as he would have paid had he been treated at the King Edward Memorial Hospital, Stanley.

4. The question of whether or not a patient should be recommended to seek specialist advice or treatment abroad rests with the Senior Medical Officer, and patients seeking such advice or treatment without his recommendation are not entitled to any assistance from public funds. Nothing in this paragraph shall however preclude the submission of a claim for reimbursement of medical expenses by any person.

Ref. MED/2/2.

FALKLAND ISLANDS.

POST OFFICE ORDINANCE

(Chapter 52)

Telephone and Telegraph (Amendment) Rules 1973

No. 1 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council, has made the following rules —

1. These rules may be cited as the Telephone and Telegraph (Amendment) Rules 1973 and shall come into operation on the 1st day of July 1973.

Citation and commencement.

2. Rule 4 of the Telephone and Telegraph Rules 1964 is amended in paragraph (1) (a) by deleting "£6.50" and substituting the following —

Amendment of rule 4.
(1 of 1964)

"£10.00".

Made by the Governor in Council this 18th day of April 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. P & T/10/1.

FALKLAND ISLANDS

POST OFFICE ORDINANCE (Chapter 52)

Telephone and Telegraph Rules 1973

No. 1 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council has made the following rules —

1. These rules may be cited as the Telephone and Telegraph Rules 1973 and shall come into operation on the 1st January 1974. Citation and commencement.
2. Every telephone and telegraph line or wire erected shall be subject to the control of the "Officer in Charge and Postmaster" Posts and Telecommunications Department (hereinafter called "the Postmaster"). Wires under supervision of Posts and Telecommunications.
3. Any person who shall erect any telephone or telegraph line or wire or any line or wire used for the purposes of telecommunication without the approval of the Postmaster first obtained shall commit an offence and shall be liable to a fine not exceeding twenty-five pounds and the Court may order that such line or wire shall be forfeited. No private line without approval of the Postmaster.
4. Every application for a telephone shall be made to the Postmaster and upon the application being approved the applicant shall enter into an agreement to pay rent for a period not less than one year. Applications for telephone.
5. (1) The rentals for subscribers on the Stanley Telephone Circuit shall be — Telephone rentals.
 - (a) if on a single line: £10 per annum for one instrument and £2.75 for each additional instrument;
 - (b) if on a party line serving two instruments: £6.50 per annum for each instrument;
 - (c) if on a party line serving three instruments: £5.75 per annum for each instrument;
 - (d) if on a party line serving four or more instruments: £4.50 per annum for each instrument.
- (2) Rentals shall be paid in advance.
6. Notwithstanding anything to the contrary contained in these rules the rental for a business subscriber shall be double the rental levied under Rules 5 and 8. Business subscriber.
7. The Governor may reduce or remit the rentals in rule 5 in any individual case as he may deem fit. Power of Governor to reduce or remit in individual cases.
8. (1) The rentals for each extension operated by switch to other premises occupied by the subscriber in Stanley shall be — Rentals for extensions.
 - (a) when not more than 110 yards from the original instrument: £2.75 per annum;
 - (b) when not more than 440 yards from the original instrument: £4.50 per annum.
- (2) No extension shall be granted in respect of any premises more than 440 yards from the original instrument nor to premises not in the occupation of the subscriber.
- (3) The rental for any extension bell fitted in the premises occupied by the subscriber shall be £1 per annum.
- (4) The rentals shall be paid in advance.

Rental includes main-
tenance.

9. The rental shall include (except in the case of Camp and private lines) fixing and maintaining the necessary wire and instruments and all calls.

Call Box Rate.

10. Calls may be originated and received at the Public Call Boxes, Stanley, on prepayment of 2p for each service not exceeding five minutes and 2p for each succeeding five minutes or part thereof.

Damage to telephone
equipment.

11. A subscriber shall be responsible to the Government for the proper care of the telephone receiver and all other telephone equipment installed on the premises occupied by him, and shall be liable for any damage thereto unless caused by circumstances beyond his control.

Private telephone lines.

12. (1) Any private long distance line on East Falkland may, with the permission of the Postmaster and at the expense of the owner, be connected with the Telephone Exchange, Stanley.

(2) The subscription for such connection shall be £20 per annum for each separate Camp Station, whether connected to the Telephone Exchange, Stanley, by direct private line or by an extended line. The subscription shall be paid in advance, and will include any farm cottage belonging to the Camp Station connected with the private line.

(3) Every telephone instrument on a private long distance line connected with the Telephone Exchange, Stanley, shall be fitted with an inter-through switch, and the nearest instrument in actual circuit along the line from the Telephone Exchange shall be the instrument for the call.

(4) The Government and, subject to any objection on the part of the owner, any subscriber to the Telephone Exchange, Stanley, may use, free of charge, any private long distance line connected with the Telephone Exchange.

Maintenance of private
lines.

13. All instruments, wire and accessories on any private line or any private long distance line shall be supplied at the cost of the owner of the line, and the line, instruments, etc., shall be erected and maintained by the owner at his entire cost.

Non-interference with
Government equipment.

14. Any person other than a Government employee who shall make any alteration to or connection with a Government wire or instrument shall commit an offence and shall be liable, in addition to the cost of reinstatement of such wire or instrument, to a fine not exceeding five pounds.

Urgent calls.

15. No call, except for medical, police or fire services, shall be made between the hours of midnight and 6.0 a.m.

Maintenance of service.

16. Government will maintain the telephone circuit in Stanley but shall not be held responsible for a breakdown in the service owing to any cause whatsoever nor shall any subscriber be entitled to claim rebate in the rental in respect thereof.

Complaints.

17. Subscribers shall report any complaints and irregularities to the Postmaster.

Non-payment of rent.

18. (1) In the event of any subscriber not paying the relative rentals provided for under these rules within one month of the due date of payment his wire shall, without further notice to him, be disconnected and shall not be reconnected until he has paid the said rent and a reconnection fee of £1.

(2) Should any subscriber not pay the said rent within three months of the said date of payment the Government will remove his instrument and all telephone wires in connection therewith, and the instrument shall not be reinstalled until the said rent and all costs of reinstatement have been paid.

(3) In addition to such disconnection or removal Government may claim a proportionate part of the rent of the instrument for the period during which it has been installed on a subscriber's premises.

19. In these rules where the context so admits —

Interpretation.

"subscriber" means the person who is responsible to Government for the telephone rental under these rules;

"business subscriber" means any person engaged in any trade or business in addition to companies, partnerships, government departments and all overseas organisations based in the Colony.

"private long distance line" means a telephone line extending beyond Stanley erected and maintained by the owner at his entire cost.

20. The Telephone and Telegraph Rules made on the 13th day of April 1964, are hereby rescinded. Rescission.

Made by the Governor in Council on the 19th day of June 1973.

R. BROWNING,

Clerk of the Executive Council.

Ref. P & T/10/1.

FALKLAND ISLANDS

ADMINISTRATION OF JUSTICE ORDINANCE
(Chapter 3)

Court Fees (Civil Cases) (Amendment) Rules 1973

No. 2 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 69 of the Administration of Justice Ordinance, the Governor in Council has made the following rules —

1. These rules may be cited as the Court Fees (Civil Cases) (Amendment) Rules, 1973 and shall come into operation on the 1st July 1973. Citation and commencement.

2. Rule 3 of the Court Fees (Civil Cases) Rules (hereinafter referred to as the principal Rules) is amended by deleting “a Court of Summary Jurisdiction” and substituting the following —
“the Magistrate’s Court or a Court of Summary Jurisdiction”. Amendment of rule 3.

3. The principal Rules are amended by deleting the Second and Third Schedules and substituting the following — Deletion and substitution of Second and Third Schedules.

“SECOND SCHEDULE

FEE 1. On entering a complaint:

(1) for the recovery of a sum of money		
	not exceeding £2	.20
	exceeding £2, not exceeding £5	.30
“	£5, “	£10 .50
“	£10, “	£25 .75
“	£25, “	£50 2.00
“	£50, “	£100 5.00
“	£100, “	£250 12.00
“	£250, “	£500 24.00
“	£500, “	£1,000 50.00
(2) for recovery of land:		
(a)	on expiration of term or notice to quit	£1.25.
(b)	on forfeiture for non-payment of rent	Fee 1 (1) calculated on rent in arrear.
(3)	for delivery of goods	Fee 1 (1) calculated on value of goods.
(4)	for any other remedy or relief	£5.
2.	On filing a counterclaim	The difference between the fee which would have been payable had the counter-claim been an original claim and the fee paid by the plaintiff.
3.	On application for leave to issue a third party notice	£1.
Note. The above fees include preparation and service of summons, etc.		
4.	(1) On the hearing of a trial or action ...	An amount equal to that paid under Fee 1.
	(2) If the amount claimed and fees are paid into Court more than 2 days before the hearing	One quarter of Fee 4 (1).
	(3) If the defendant does not appear or consents to judgment for the plaintiff in Court	One half of Fee 4 (1).
5.	On the trial or hearing of a counterclaim ...	The fee payable under Fee 2.
6.	On application for an order for the attendance of a judgment debtor	£2.
7.	On application for leave to issue execution	10p for every £1 of the Judgment Order.

8. On the issue of a warrant of execution ... 10p for every £1 for which the warrant issues.
9. On the issue of a warrant of possession:
 - (1) not for the recovery of a sum of money Fee 1 (2) or 1 (3) whichever is applicable.
 - (2) for the recovery of a sum of money in addition to possession ... Fee 9 (1) in addition to 10p for every £1 for which the warrant issues.
10. On the issue of a warrant of delivery:
 - (1) not for the recovery of damages or costs 10p for every £1 of the value of the goods to be delivered.
 - (2) for recovery of damages or costs in addition to delivery ... Fee 10 (1) in addition to 10p in every £1 for which the warrant issues.
11. On issue of a judgment summons ... 10p for every £2 or part thereof for which the summons issues.
12. On hearing of a judgment summons ... Fee 11.
13. On issue of an order for commitment made on a judgment summons ... 10p for every £1 for which the order issues.
14. On entering garnishee proceedings ... Fee 1 (1).
15. On hearing garnishee proceedings ... Fee 4.
16. On the issue of a witness summons ... 25p.
17. For an office copy of a Magistrate's note 20p for each folio of 72 words.

THIRD SCHEDULE

	£	p
1. Power of Attorney ...	2.50	
2. Noting a Protest ...	5.25	
3. Extending a Protest ...	11.00	
4. For each copy of Protest ...	5.25	
5. Protesting Bill of Exchange, Promissory Note ...	3.75	

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. LEG/10/7.

FALKLAND ISLANDS

ADMINISTRATION OF ESTATES ORDINANCE (Chapter 1)

Administration of Estates (Amendment) Rules 1973

No. 3 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 22 of the Administration of Estates Ordinance, the Governor in Council has made the following rules —

1. These Rules may be cited as the Administration of Estates (Amendment) Rules 1973 and shall come into operation on the 1st July 1973. Citation and commencement.

2. The Second Schedule to the Administration of Estates Rules is amended by deleting Item 1 and substituting the following — Amendment of Second Schedule.
(Revised Edition
Vol. II p. 109)

“1. On application for a grant of probate or letters of administration for resealing such grant —

If the net estate is under the value of —

£	£ p.
100	1.00
300	2.00
500	3.00
1,000	5.00
3,000	10.00
5,000	12.00
7,500	13.50
10,000	15.00
12,500	16.00
15,000	16.50
20,000	19.00
25,000	20.00
30,000	21.00
35,000	23.00
40,000	25.00
45,000	27.00
50,000	29.00
60,000	32.00
75,000	36.00
100,000	48.00

For every additional £50,000 or any fractional part of £50,000 a further additional fee of £20”.

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. LEG/10/6.

FALKLAND ISLANDS

PETROLEUM ORDINANCE

(No. 8 of 1973)

Petroleum Rules 1973

No. 4 of 1973.

T. H. LAYNG,
Acting Governor.

In exercise of the powers conferred by section 6 of the Petroleum Ordinance 1973, the Governor in Council has made the following rules —

1. These rules may be cited as the Petroleum Rules 1973. Citation.
2. In these rules, unless the context otherwise requires — Definition.
“licensed warehouse” means a warehouse licensed by the licensing authority for the storage of petrol.
3. No person shall smoke or have a naked light within 30 yards of any place where petrol is being landed or stored, and warning signs shall be placed on the approaches at not less than the same distance and in letters no less than 3 inches high. Prohibition of smoking.
4. (1) All transport used for the conveyance of petrol shall carry a warning sign and at least one suitable fire appliance. Conveyance of petrol.
(2) No person engaged in the conveyance of petrol shall be permitted to smoke, or to carry matches or a lighter whilst so engaged.
(3) In the keeping and conveyance of petrol all due precautions shall be taken for the prevention of accidents by fire or explosion, and for the prevention of unauthorised persons having access to any petrol so kept or conveyed.
5. Every licence granted shall be in respect of the premises or tank in which petrol is stored, and no petrol shall be stored in other than a licensed warehouse or tank, provided that this rule shall not apply where the amount of petrol kept does not exceed four imperial gallons. Licence in respect of premises where petrol stored.
6. No person shall erect any pump for the storage or supply of petrol until the site thereof has been approved by the officer in charge of the Police, Stanley, and the construction and operation thereof have been approved by the licensing authority. Pumps.
7. The licensing authority may by his officials, servants or agents at all reasonable hours inspect any place where petrol is stored, and the Superintendent of the Fire Brigade and his officials shall be allowed to inspect at any time. Any person who shall obstruct, hinder or delay them in so doing shall commit an offence. Power to inspect.
8. No person shall in any licensed warehouse — Matches, etc.
 - (a) have any matches or any implements for producing flame or fire;
 - (b) bring or use any artificial light of any description except a light incapable of igniting an inflammable vapour outside of the lamp itself.
9. (1) An adequate quantity of sand in suitable receptacles to the satisfaction of the licensing authority shall be maintained in every licensed warehouse; Safety measures.
(2) All petrol stored in tins or drums shall be kept and stored in a non-inflammable room fitted with a non-inflammable door approved by the licensing authority;

FALKLAND ISLANDS

POST OFFICE ORDINANCE (Chapter 52)

Post Office (Private Letter Boxes) Rules 1973

No. 5 of 1973.

E. G. LEWIS,
Governor.

In exercise of the powers conferred by section 4(c) of the Post Office Ordinance, the Governor in Council has made the following rules —

1. These rules may be cited as the Post Office (Private Letter Boxes) Rules 1973, and shall come into operation on the 1st day of November 1973. Citation and commencement.

2. In these rules the term "person" shall mean the whole of a family together with employees, and in the case of a firm the principals and anyone working for them. Definition of term "person".

3. (1) Private post office boxes may be rented at the Post Office under the following conditions, and upon any breach thereof the Postmaster may at once withdraw permission for the use of the box — Conditions of rental.

- (a) a private box may not be rented in a fictitious name or for an improper use;
- (b) no two persons, unless they are in business partnership, may jointly rent one private box; and
- (c) the business or the private address of the renter must be furnished.

(2) Notwithstanding the provisions of paragraph (1) of this rule, any person not being a box renter may have his correspondence placed in the private box of a renter, subject to the written consent of such renter being furnished to the Postmaster and on payment of a fee equal to half the rental payable in respect of the box under Rule 8.

4. (1) Correspondence will be placed in a private box only when addressed to the renter or to his care or when specially addressed to the number of the box. Delivery of correspondence.

(2) Delivery into a private box is, in all respects, equivalent to personal delivery to the addressee.

(3) A person not being a renter whose correspondence is addressed to a private box can only obtain such through the renter.

(4) Correspondence missorted or erroneously addressed to a wrong box shall immediately be reposted, endorsed "Not for Box No.....". Should a case come under notice where this is not done, or when flagrant neglect is shown by the renter or person in possession of the key, in detaining or delaying such correspondence, the Postmaster may declare the box forfeited and may demand the return of the key.

(5) In exceptional circumstances, such as the loss of a key, correspondence from any private box may, temporarily, be delivered at the counter, subject to compliance with the provisions of Rule 5.

5. Unless the renter is well known, or can be identified by someone well known to a responsible officer of the Post Office, the only admitted "proof of identification" shall be the receipt for the private box rent. Proof of identification.

(3) Any tin or drum found to be in a leaking or damaged condition shall immediately be removed to a place of safety in the open air.

Licence fees.

10. A fee of £25 shall be payable for every licence granted.

Penalty.

11. Any person who contravenes any of the provisions of these rules or any condition contained in any licence shall be guilty of an offence and liable on summary conviction to a fine of £100.

Revocation of Petrol
Storage By-laws.

12. The Petrol Storage By-laws are revoked.

Made by the Governor in Council this 19th day of June 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. FUE/10/1.

Re-addressing of correspondence.

6. Correspondence may be re-addressed from one box to another only in exceptional circumstances and upon application to the Postmaster. Officers of the Post Office shall not be obliged to re-address correspondence unless the box be closed, either temporarily or permanently.

Locks and keys.

7. (1) When a private box is let, a key shall be supplied, which is required to be returned undamaged when the box is given up. Renters are not permitted to have extra keys made.

(2) If a key is lost, information must at once be given to the Postmaster, in order that a new key may be made. A charge of £1 shall be made for the issue of a new key.

(3) No lock may be placed on any box other than a lock supplied by the Post Office, and no repairs to a box may be executed except by the Post Office.

(4) The Postmaster shall not be liable for loss from any private box when the key issued to a renter has been lost.

Rentals.

8. The rental in respect of a private box shall be payable in advance on the 31st day of December in each year, any portion of a calendar quarter being considered a full quarter, and shall be at the rate of 60p per annum.

Failure to pay rental.

9. Failure to pay the rental of a private box within one month of the renewal date shall result in the forfeiture of the box, which may be re-let by the Postmaster.

Made by the Governor in Council this 24th day of October 1973.

R. BROWNING,
Clerk of the Executive Council.

Ref. P & T/10/2.

FALKLAND ISLANDS.

Customs Ordinance (Cap. 16)

Resolution of the Legislative Council

No. 1 of 1973.

T. H. LAYNG,
Acting Governor.

Resolution made and passed by the Legislative Council on the 21st day of May 1973.

RESOLVED, pursuant to section 5 of the Customs Ordinance, Chapter 16, as follows --

1. This Resolution may be cited as the Customs (Amendment of Duties) Resolution 1973, and shall be deemed to have come into operation on the 21st day of May 1973.

2. Paragraph 2 of the Customs Order is amended as follows --

- (a) in Item 2 (a) by deleting "£6.75" and substituting therefor "£8.25"; and
- (b) in Item 3 by deleting from the third column "£1.21", "72½p", "58p", "£1.25", "75p", and "60p", and substituting therefor "£2", "£1.20", "95p", "£2.10", "£1.25", and "£1.00" respectively.

R. BROWNING,
Clerk of the Legislative Council.

Ref. CUS/10/2.

FALKLAND ISLANDS.

STATUTORY INSTRUMENTS

1973 No. 598

SOUTH ATLANTIC TERRITORIES

The Falkland Islands (Legislative Council)
(Amendment) Order 1973

Made - - - - - 29th March 1973
Laid before Parliament 4th April 1973
Coming into Operation 25th April 1973

At the Court at Buckingham Palace, the 29th day of March 1973

Present,

The Queen's Most Excellent Majesty in Council

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

1. (1) This Order may be cited as the Falkland Islands (Legislative Council) (Amendment) Order 1973 and shall be construed as one with the Falkland Islands (Legislative Council) Orders 1948 to 1972 (b), which Orders are hereinafter referred to as “the principal Order”.

Citation, construction and commencement.

(2) This Order and the principal Order may be cited together as the Falkland Islands (Legislative Council) Orders 1948 to 1973 and shall come into operation on 25th April 1973.

2. Any reference in the principal Order to the Colonial Secretary or to the Colonial Treasurer shall be construed, in relation to any period after the coming into operation of this Order, as references to the Chief Secretary or to the Financial Secretary, as the case may be.

Amendment of the principal Order.

W. G. Agnew

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order further amends the Falkland Islands (Legislative Council) Order 1948 so as to reflect the changes in title of the Colonial Secretary and Colonial Treasurer to Chief Secretary and Financial Secretary.

(a) 1887 c. 54; 1945 c. 7.

(b) S.I. 1948/2573 (Rev. VII, p. 591); (1948 I, p. 1018), 1950/1184, 1951/1946, 1955/1650, 1964/1397, 1972/668; (1950 I, p. 683; 1951 I, p. 682; 1955 I, p. 833; 1964 III, p. 3204; 1972 I, p. 2150).



Colony of the
Falkland Islands and Dependencies

Ordinances,
Orders, Proclamations, etc.
1974

PART I

ORDINANCES

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COLONY

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"	" 4 " "	Land (Amendment) Ordinance 1974
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"	" 8 " "	Non-contributory Old Age Pensions (Amendment) Ordinance 1974
"	" 9 " "	Lotteries (Amendment) Ordinance 1974
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"	" 15 " "	Road Traffic (Amendment) Ordinance 1974
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"	" 17 " "	Companies and Private Partnership (Amendment) Ordinance 1974
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"	" " 2 " "	Appropriation (Dependencies) (1973-74) Ordinance 1974
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"	" " 4 " "	Appropriation (Dependencies) (1974-75) Ordinance 1974

Assented to in Her Majesty's name this 17th day of January 1974.

E. G. LEWIS,
Governor.

LS



No. 1

1974

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Income Tax Ordinance
(Chapter 32). Title.

(1st January 1974)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. (1) This Ordinance may be cited as the Income Tax (Amendment) Ordinance 1974.

Short title and commencement.

(2) The provisions of this Ordinance shall have effect with respect to tax chargeable for the year of assessment commencing on the 1st day of January 1974, and for all subsequent years of assessment.

2. Section 14 (1) of the Income Tax Ordinance (hereinafter referred to as the principal Ordinance) is amended by deleting £400 and substituting £500.

Amendment of section 14.
(Cap. 32)

3. Section 15 of the principal Ordinance is amended —

Amendment of section 15.

(a) in subsection (1) by deleting "£130" and substituting the following —

"£180";

(b) in subsection (2) by deleting "£50" and substituting the following —

"£100";

(c) in subsection (3) (a) by deleting "£100" and substituting the following —

"£200" and deleting "£50" and substituting the following — "£100";

Amendment of section 16.

(a) in subsection (1) by deleting “£100” and “£125” and substituting the following —

Amendment of section
16A.

"£600".

Amendment of section 19.

(a) by deleting the word “directors” where that word occurs for the second time and substituting the following —

(b) in the marginal note by deleting “directors” and substituting the following —

Amendment of section 21.

(a) in subsection (1) by deleting the words and figures from “On every £” to the figure “30p” and substituting the following —

the first	£500 of chargeable income	15 per cent
the next	£500 „ „	20 per cent
„ „	£500 „ „	25 per cent
„ „	£1,000 „ „	30 per cent
„ „	£1,000 „ „	35 per cent
„ „	£1,000 „ „	40 per cent
the remainder of chargeable income		45 per cent”;

(c) by deleting subsection (2A).

R. BROWNING,
Clerk of the Legislative Council.

FALKLAND ISLANDS:

Assented to in Her Majesty's name this 17th day of January 1974.

LS



1974

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

An Ordinance

(17th January 1974)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Public Health (Amendment) Ordinance 1974. Short title.

2. Part II, Part IV_A and the First Schedule of the Public Health Ordinance are hereby repealed.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. MED/10/2.

FALKLAND ISLANDS:

Printed at the Government Printing Office by V. T. King.

Assented to in Her Majesty's name this 17th day of January 1974.

E. G. LEWIS,
Governor.

LS

No. 3



1974

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Marriage Ordinance.

Title.

(17th January 1974)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Marriage (Amendment) Ordinance 1974.

Short title.

2. The Marriage Ordinance is amended by deleting the Third Schedule and substituting the following —

Deletion and substitution
of Third Schedule.
(Cap. 43)

" THIRD SCHEDULE
TABLE OF FEES

To whom payable	For what duty	Amount
		£
The Treasury	Governor's Special Licence	15.00
The Minister	Marriage by Governor's Special Licence	5.00
The Clerk	The same	2.50
The Minister	Marriage after banns or on Registrar General's Licence	2.50
The Clerk	The same	1.25
The Minister	Publication of banns of marriage ... ..	.60
The Minister	Who performs a marriage elsewhere than in Stanley for travelling expenses for every mile beyond Stanley ... ..	.50
The Minister	Copy certified by Minister of entry in register kept by Minister ... ..	.60
The Treasury	Entry of notice of Marriage ... ..	.60
The Treasury	Registrar General's Licence	3.00
The Treasury	Entering caveat	1.25
The Treasury	Marriage by Registrar	2.50
The Treasury	Marriage by Registrar (Governor's Special Licence)	5.00
The Treasury	Notice under Foreign Marriage Act ... ..	.25
The Treasury	Certificate under Foreign Marriage Act ... ..	.50
The Treasury	Copy certified by Registrar General of entry in registry kept by him ... ..	.60"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/11.

Assented to in Her Majesty's name this 17th day of January 1974.

E. G. LEWIS,
Governor.

LS

No. 4



1974

Colony of the Falkland Islands

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Land Ordinance.

(17th January 1974)

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

1. This Ordinance may be cited as the Land (Amendment) Ordinance 1974.

2. The Land Ordinance is amended by deleting the Second Schedule and substituting the following —

Title.

Date of commencement.

Enacting clause.

Short title.

Deletion and substitution of Second Schedule.
(Cap. 36)

" SECOND SCHEDULE

PART I

	£
1. For completing a form of deed	2.50
2. For making a plan of town lot on deed	1.25
3. For registering a deed (other than a reconveyance) or any instrument not more than five folios	2.50
4. For every additional folio ... ..	.25
5. Issue of title, including registration	10.00
6. Registration of reconveyance ... ..	.60
7. Registering plans, according to cost of work	

PART II

1. For every search (other than Crown Grant register)	1.25
2. For a certified copy of or extract from any recorded deed or deposited memorial or notice (other than Crown Grant) per folio or part ... ..	.50
3. For a certified copy of or extract from the general index, per line or part ... ..	.10
4. For comparing any deed with the record if required by the person registering, per folio or part	.10
5. For searching Crown Grant register	2.50
6. For every certified copy of a Crown Grant	10.00"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LND/10/1.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS



No. 5

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
To provide for the service of the year 1974/75. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1974/75) Ordinance 1974. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1974 to 30th June 1975, a sum not exceeding One million, eight hundred and ninety-two thousand, and fifteen pounds, which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1974/75. Appropriation of £1,892,015 for the service of the year 1974/75.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	15,309
II.	Agriculture	4,060
III.	Aviation	51,693
IV.	Customs and Harbour	24,039
V.	Education	106,709
VI.	Medical	92,502
VII.	Meteorological	5,722
VIII.	Military	3,382
IX.	Miscellaneous	11,863
X.	Pensions and Gratuities	40,179
XI.	Police and Prisons	14,086
XII.	Posts and Telecommunications	98,613
XIII.	Public Works	100,971
XIV.	Public Works Recurrent	61,049
XV.	Public Works Special	6,154
XVI.	Secretariat, Treasury and Central Store	75,765
XVII.	Overseas Passages	42,000
XVIII.	Social Welfare	31,250
XIX.	Supreme Court and Legal	5,364
	Total Ordinary Expenditure	790,710
	Development A	
	Expenditure to be met from Colony funds	45,500
	Development B	
	Expenditure to be met from U.K. Aid	1,050,000
	Development C	
	Repayment of Loan from Savings Bank	5,805
	Total Expenditure	£ 1,892,015

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/14/5.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS



No. 6

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To legalise certain payments made in the year 1972-73 in excess of the Expenditure sanctioned by Ordinance No. 8 of 1972. Title.

WHEREAS it is expedient to make further provision for the service of the Colony for the period 1st July 1972 to 30th June 1973. Preamble.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1972-73) Ordinance 1974. Short title.

2. The sums of money set forth in the Schedule hereto having been expended for the services herein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period 1st July 1972 to 30th June 1973, the same are hereby declared to have been duly laid out and expended for the service of the Colony in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance. Appropriation of excess expenditure for the period 1st July 1972 to 30th June 1973.

SCHEDULE

Number	HEAD OF SERVICE	Amount
FALKLAND ISLANDS		£
I.	The Governor	10,513
IV.	Aviation	6,064
V.	Customs and Harbour	125
VII.	Medical	13,593
XI.	Pensions and Gratuities	11,842
XII.	Police and Prisons	1,190
XIII.	Posts and Telecommunications	460
XIV.	Power and Electrical	4,256
XV.	Public Works	1,439
XVIII.	Secretariat, Treasury and Central Store	9,582
XIX.	Shipping Subsidy and Overseas Passages	539
XXI.	Supreme Court	182
		59,785
	Development A	67,663
	Development B	3,216
	Development C	2,795
		£ 133,459

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/14/4.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS

No. 7



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Old Age Pensions Ordinance 1952.

(1st July 1974) Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1974, and shall come into operation on the 1st day of July 1974. Short title and commencement.

2. Section 6 of the Old Age Pensions Ordinance 1952 (hereinafter referred to as the principal Ordinance) is amended in subsection (2) by — Amendment of section 6.

- (i) deleting in paragraph (a) "26p" and substituting "50p";
- (ii) deleting in paragraph (b) "34p" and substituting "80p";
- (iii) deleting in paragraph (c) "60p" and substituting "£1.30".

3. Section 6A of the principal Ordinance is amended in subsection (2) by deleting "60p" and substituting "£1.30". Amendment of section 6A.

4. The Schedule to the principal Ordinance is amended by deleting "£4.65", "£2.32½", "£2.32½" and "£2.32½" and substituting the following respectively —
"£7.00", "£4.00", "£4.00" and "£4.00". Amendment of Schedule.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS

No. 8



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Non-contributory Old Age Pensions Ordinance 1961. Title.

(1st July 1974)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Non-contributory Old Age Pensions (Amendment) Ordinance 1974, and shall come into operation on the 1st day of July 1974. Short title and commencement.

2. Section 4 of the Non-contributory Old Age Pensions Ordinance 1961 (hereinafter referred to as the principal Ordinance) is amended — Amendment of section 4. 7 of 1961.

- (i) by deleting the full stop at the end of paragraph (a) and substituting “; or”;
- (ii) by inserting after paragraph (a) the following new paragraph —

“(aa) (i) the person if a male, who attains the age of 72 years before the 1st July 1974 and who did not buy himself into the old age pensions contributory scheme under the provisions of section 10 of the Old Age Pensions Ordinance 1952; or

- (ii) the widow of a person mentioned in paragraph (aa) (i) who has attained the age of 65 years;";
- (iii) in paragraph (b) by deleting "£300" and substituting "£500";
- (iv) in paragraph (c) by deleting "£150" and substituting "£300";
- (v) in paragraph (d) by deleting "£150" and substituting "£300".

Amendment of Schedule.

3. The Schedule to the principal Ordinance is amended by deleting "£3.20", "£1.60" and "£1.60" and substituting "£5.00", "£3.00" and "£3.00" respectively.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS



No. 9

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance Further to amend the Lotteries Ordinance.

Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Lotteries (Amendment) Ordinance 1974.

Short title.

2. Section 6 of the Lotteries Ordinance is amended in sub-section (4) by deleting "charitable".

Amendment of section 6.
Cap. 41.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/30/1.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS

No. 10



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Immigration Ordinance 1965. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Immigration (Amendment) Ordinance 1974, and shall be read as one with the Immigration Ordinance 1965, hereinafter referred to as the principal Ordinance. Short title.
(10 of 1965)

2. The principal Ordinance is amended by the insertion after section 21 of the following new section — Insertion of new section
21A.

"Clearance
certificates.

21A. (1) Upon the application of any person about to leave the Colony, if the Commissioner of Income Tax is satisfied —

- (a) that he is not liable to pay any tax; or
- (b) that all tax payable by him has been paid; or
- (c) that satisfactory arrangements have been or will be made for the payment of all tax that is or may become payable by him;

the Commissioner of Income Tax shall furnish such person with a certificate that he is not under any liability to pay, or to supply security for the payment of any tax and every such certificate shall remain in force until such date as shall be specified therein.

(2) No person shall be permitted to board any ship or aircraft leaving the Colony unless he produces to the Immigration Officer a certificate issued to him by the Commissioner of Income Tax under this section and still in force at the date of departure of such ship or aircraft.

(3) This section shall not apply to any person under the age of fifteen years or whose stay in the Colony has not been longer than three months."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. IMM/10/1.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS



No. 11

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Income Tax Ordinance (Chapter 32). Title.

(1st January 1975)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Income Tax (Amendment) (No. 2) Ordinance 1974 and shall be read as one with the Income Tax Ordinance (Chapter 32) hereinafter referred to as the principal Ordinance, and shall come into operation on the 1st day of January 1975. Short title.

2. Section 13 of the principal Ordinance is repealed and replaced by the following — Repeal and replacement of section 13.

"Allowance of trade losses.

13. Where the amount of a loss incurred in the year preceding any year of assessment in any trade, business, profession or vocation carried on by a person either solely or in partnership is such that it cannot be wholly set-off against his income from other sources for the same year, the amount of such loss shall to the extent to which it is not allowed against his income from other sources for the same year be carried forward and set-off against what would otherwise have been his chargeable income for subsequent years in succession until the amount of such loss is exhausted."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. INC/10/5 C.

Assented to in Her Majesty's name this 12th day of June 1974.

E. G. LEWIS,
Governor.

LS

No. 12



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Marriage Ordinance (Chapter 43). Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Marriage (Amendment) Ordinance 1974. Short title.

2. Proviso (a) of section 7 subsection (1) of the Marriage Ordinance is amended by — Amendment of section 7.
(Cap. 43)

(a) deleting the semi-colon at the end of the proviso;

(b) adding the words —

“or in a building deemed suitable for the purpose by the minister solemnising the marriage”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS

No. 13



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To amend the Stanley Town Public Services Ordinance 1973. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Stanley Town Public Services (Amendment) Ordinance 1974. Short title.

2. Section 12 of the Stanley Town Public Services Ordinance 1973 (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following — Repeal and replacement of section 12.
(6 of 1973).

"Appointment of Superintendent to control and manage cemetery."

12. The Governor shall appoint a fit and proper person to be Superintendent of the cemetery (hereinafter referred to as the Superintendent) who shall have the custody and charge of and shall superintend and manage the cemetery".

3. Section 13 of the principal Ordinance is repealed and replaced by the following — Repeal and replacement of section 13.

"Board of Visitors."

13. (1) The Governor shall appoint a Board of Visitors (hereinafter referred to as the Board) of the cemetery consisting of not less than three persons and the Governor may from time to time remove such persons or any of them and appoint others in their place.

(2) The Governor shall nominate from amongst the members of the Board such person as he may think fit to be chairman."

- Amendment of section 15. 4. Section 15 of the principal Ordinance is amended by deleting "Governor" and substituting —
"Superintendent".
- Amendment of section 19. 5. Section 19 of the principal Ordinance is amended by deleting "Governor" and substituting —
"Superintendent".
- Amendment of section 20. 6. Section 20 of the principal Ordinance is amended in sub-section (1) by deleting "17" and substituting —
"19".
- Amendment of section 21. 7. Section 21 of the principal Ordinance is amended —
(a) by deleting "(1)" and
(b) by deleting subsection (2).
- Amendment of section 22. 8. Section 22 of the principal Ordinance is amended in sub-sections (1) and (2) by deleting "Board", wherever it occurs, and substituting —
"Superintendent".
- Amendment of section 23. 9. Section 23 of the principal Ordinance is amended by deleting "Board" and substituting —
"Superintendent".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TNC/23/1.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS



No. 14

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Non-contributory Old Age Pensions Ordinance 1961. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Non-contributory Old Age Pensions (Amendment) (No. 2) Ordinance 1974. Short title.

2. Section 4 of the Non-contributory Old Age Pensions Ordinance is amended by deleting paragraph (aa) and substituting the following — Amendment of section 4.

"(aa) (i) the person if a male shall have attained the age of 72 years before the 1st July 1974 and shall be a person who did not buy himself into the old age pensions contributory scheme under the provisions of section 10 of the Old Age Pensions Ordinance 1952; or

3 of 1952.

(ii) the person if a female shall be the widow of a person mentioned in paragraph (aa) (i) who has attained the age of 65 years;"

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/2/2.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS

No. 15



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Road Traffic Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1974. Short title.

2. The Road Traffic Ordinance is amended by adding after section 7 the following new section — Addition of new section 7A.
(Cap. 60)

"Road Code. 7A. (1) There shall be prepared a Road Code (in this section referred to as "the Code") comprising such directions as the Governor in Council may consider proper for the guidance of motorists.

(2) The Governor in Council may from time to time revise the Code by revoking, varying, amending or adding to the provisions thereof.

(3) The Code and every revised edition of the Code shall be issued free to applicants for driving licences and shall be sold to the public at the price determined by the Governor in Council.

(4) A failure on the part of any person to observe any provisions of the Code shall not of itself be regarded as an offence, but any such failure may in any proceedings (whether civil or criminal and including proceedings for an offence under this Ordinance) be relied upon by any party to the proceedings as tending to establish or to negative any liability which is in question in those proceedings.”.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. POL/10/2.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS



No. 16

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance
Further to amend the Banking Ordinance 1972. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Banking (Amendment) Ordinance 1974. Short title.

2. Section 6 of the Banking Ordinance 1972 is amended by inserting after “use” where it first appears, the following — Amendment of section 6. 7 of 1972.
“or continue to use”

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/28C.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS

No. 17



1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To amend the Companies and Private Partnership Ordinance. (Cap. 13)

Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Companies and Private Partnership (Amendment) Ordinance 1974.

Short title.

2. The Companies and Private Partnership Ordinance (hereinafter referred to as the principal Ordinance) is amended by adding after section 6 the following new sections —

Addition of new sections
6A, 6B, and 6C.
(Cap. 13.)

"Restriction of
registration of
companies by
certain names.

6A. (1) Where, in the opinion of the Registrar of Companies, the name of a company applying for registration is calculated to mislead as to the actual nature of the business of the company or is otherwise undesirable, the Registrar may refuse to register such company.

(2) Except with the consent of the Governor no company shall be registered, or subject to the terms of section 6B hereafter, continue to be registered, when the name suggests any connection with the Crown or the Government of the Colony, or includes the words "bank", "banking", "investment", "trust", "co-operative", "insurance", "assurance" or any cognate expression.

Change of
name of
existing
companies.

6B. (1) A company which, on the date of the coming into force of this Ordinance, is registered under the provisions of this Ordinance and which has in its name any of the words or expressions stated in section 6A (2) above shall, before the expiration of the period of twelve months from the passing of this Ordinance, apply to the Registrar to have its name changed to one which does not contain any such word or expression as aforesaid, unless the company has obtained the permission of the Governor to retain the use of the word or expression concerned in its name.

(2) If any company which is required to make an application to the Registrar in pursuance of sub-section (1) of this section fails to make such application before the expiration of the prescribed period the Registrar shall treat such company as unregistered and the provisions of this Ordinance shall apply accordingly.

Appeal

6C. Any person aggrieved by a decision of the Registrar under sections 6A or 6B of this Ordinance may appeal to the Governor, whose decision shall be final."

Amendment of Schedule
A.

3. Schedule A to the principal Ordinance is amended by deleting the words from "For the registration" to "a greater amount of fees than £30", and substituting therefor the following —

"For the registration of a company £250."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. COM/29/4.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS



No. 18

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Administration of Justice
Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Administration of Justice (Amendment) Ordinance 1974. Short title.

2. Section 7A of the Administration of Justice Ordinance (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following — Repeal and replacement of section 7A.

"Appeals from
Summary Court.

7A. An appeal to the Supreme Court shall lie —

- (a) in civil cases from every decision of a Summary Court; and
- (b) by a person convicted by a Summary Court in a criminal case —
 - (i) if he has pleaded guilty, against the sentence; and
 - (ii) if he did not, against any order, conviction or sentence."

3. The principal Ordinance is amended by adding after section 53 the following new section —

"Review.

53A. (1) The Judge of the Supreme Court, whether sitting in the Colony or elsewhere, may of his own motion call for and examine the record of any proceedings before a Summary Court or the Magistrate's Court, in which an accused person has been sentenced to imprisonment or a fine exceeding £25, for the purpose of satisfying himself as to the correctness, legality or propriety of the finding, sentence or order recorded or passed, and as to the regularity of the proceedings of such Courts.

(2) The Judge of the Supreme Court shall have in respect of the proceedings, the record of which is called for under this section, all the powers of an appellate authority under section 53 of this Ordinance other than to substitute for a sentence a more severe sentence."

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. LEG/10/7.

Assented to in Her Majesty's name this 12th day of December 1974.

E. G. LEWIS,
Governor.

LS



No. 19

1974

Colony of the Falkland Islands

IN THE TWENTY-THIRD YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

Further to amend the Dangerous Drugs Ordinance. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Dangerous Drugs (Amendment) Ordinance 1974. Short title.

2. The First Schedule to the Dangerous Drugs Ordinance is amended by adding after item 15 the following new item — Amendment of First Schedule.
"16. Paraquat". (Cap. 18)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. MED/10/4.

Assented to in Her Majesty's name this 5th day of February 1974.

E. G. LEWIS,
Governor.



No. DS 1



1974

Falkland Islands Dependencies

IN THE TWENTY-SECOND YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To apply certain Laws of the Colony to the Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony Laws Ordinance 1974. Short title.

2. The Ordinances of the Colony specified in the first and second columns of the Schedule to this Ordinance are applied to the Dependencies, and shall be deemed to be in force in the Dependencies with effect from the date set out opposite their short titles in the third column of the Schedule to this Ordinance. Application of Colony Ordinances.

SCHEDULE

No.	Short title	Effective Date
1 of 1974	Income Tax (Amendment) Ordinance 1974	1st January 1974
2 of 1974	Public Health (Amendment) Ordinance 1974	17th January 1974
3 of 1974	Marriage (Amendment) Ordinance 1974	17th January 1974
4 of 1974	Land (Amendment) Ordinance 1974	17th January 1974

Promulgated by the Governor on the 5th day of February 1974.

T. H. LAYNG,
Chief Secretary.

Ref. LEG/10/37.

Assented to in Her Majesty's name this 8th day of March 1974.

E. G. LEWIS,
Governor.



No. DS 2



1974

Falkland Islands Dependencies

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To provide for the service between the first
day of July 1973, and the thirtieth day of June
1974.

(1st July 1973)

ENACTED for the Dependencies of the Colony of the
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

1. This Ordinance may be cited for all purposes as the
Appropriation (Dependencies) (1973-74) Ordinance, 1974.

2. The Governor may cause to be issued out of Public
Revenue and other funds of the Dependencies and applied to the
service of the period ending the thirtieth day of June 1974, a sum
not exceeding Twelve thousand three hundred and forty-one pounds
which sum is granted and shall be appropriated for the purposes and
to defray the charges of the several services expressed and partic-
ularly mentioned in the Schedule hereto which will come in course of
payment during the period from the first day of July 1973 to the
thirtieth day of June 1974.

SCHEDULE

Head of Service				Amount
A.	Personal Emoluments	...	...	665
B.	Other Charges	...	...	11,676
Total Expenditure				£ 12,341

Promulgated by the Governor on the 8th day of March 1974.

T. H. LAYNG,
Chief Secretary.

Ref. SG/14/4.

Assented to in Her Majesty's name this 19th day of July 1974.

E. G. LEWIS,
Governor.



No. DS 3



1974

Falkland Islands Dependencies

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To apply certain Laws of the Colony to the
Dependencies. Title.

ENACTED for the Dependencies of the Colony of the
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows — Enacting clause.

1. This Ordinance may be cited as the Application of Colony
Laws (No. 2) Ordinance 1974. Short title.

2. The Ordinance of the Colony specified in the first and
second columns of the Schedule to this Ordinance is applied to the
Dependencies, and shall be deemed to be in force in the Dependencies
with effect from the date set out opposite its short title in the third
column of the Schedule to this Ordinance. Application of Colony
Ordinance.

SCHEDULE

No.	Short title	Effective Date
10 of 1974	Immigration (Amendment) Ordinance 1974	12th June 1974.

Promulgated by the Governor on the 19th day of July 1974.

R. BROWNING,
Acting Chief Secretary.

Ref. LEG/10/37.

Assented to in Her Majesty's name this 30th day of December 1974.

E. G. LEWIS,
Governor.



No. DS 4



1974

Falkland Islands Dependencies

IN THE TWENTY-THIRD YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

ERNEST GORDON LEWIS, C.M.G., O.B.E.
Governor.

An Ordinance

To provide for the service between the first day of July 1974, and the thirtieth day of June 1975.

(1st July 1974)

Date of commencement.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (Dependencies) (1974-75) Ordinance 1974.

Short title.

2. The Governor may cause to be issued out of Public Revenue and other funds of the Dependencies and applied to the service of the period ending the thirtieth day of June 1975, a sum not exceeding Twenty thousand five hundred and sixteen pounds which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the period from the first day of July 1974 to the thirtieth day of June 1975.

Appropriation of £20,516 for service of the year ending 30th June 1975.

SCHEDULE

Schedule.

Head of Service				Amount
A.	Personal Emoluments	...	...	665
B.	Other Charges	...	...	19,851
Total Expenditure				£ 20,516

Promulgated by the Governor on the 30th day of December 1974.

ARTHUR J. P. MONK,
Chief Secretary.

Ref. SG/14/4.

PART II

ORDERS, PROCLAMATIONS, Etc.

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„ „ 2 „ „	Legislative Council, meeting of — 4th June 1974
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Resolution No. 1 of 1974	Resolution of the Legislative Council (Customs Ordinance Cap. 16)

COLONIAL AIR NAVIGATION ORDERS 1961 to 1968

(Article 67)

ORDER

No. 1 of 1974

E. G. LEWIS
Governor

In EXERCISE of the powers conferred by Article 67 of the Colonial Air Navigation Orders 1961 to 1968, the Governor has made the following order -

Citation

1. This Order may be cited as the Customs Airport Order 1974.

Designation
of airstrip
as customs
airport

2. The airstrip in the Colony situated at Hookers Point is hereby designated a customs airport within the meaning of Article 67 of the Colonial Air Navigation Orders, 1961 to 1968.

18th April 1974

BY COMMAND

T. H. LAYNG,

Chief Secretary

Ref: AIR/36/1

Fugitive Offenders Act 1967

(1967 c. 68)

ORDER

(under section 2(1) of the Act)

No. 2 of 1974.

E.G. LEWIS,
Governor.

In exercise of the powers conferred by section 2(1) of the Fugitive Offenders Act 1967 and the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968, the Governor with the approval of the Secretary of State, 1967 c. 68 has made the following Order - S.I. 1968/113

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) Order 1974 and shall come into operation on 19th July 1974.

2. The Commonwealth of the Bahamas is hereby designated for the purposes of section 1 of the Fugitive Offenders Act 1967.

By Command,
R. Browning,
Acting Chief Secretary.

19th July 1974.

EXPLANATORY NOTE
(This Note is not part of the Order)

Section 2(1) of the Fugitive Offenders Act 1967 enables any country within the Commonwealth to be designated by Order for the purposes of section 1 of the Act (so that the provisions of the Act relating to the return of offenders to the independent Commonwealth countries and not those relating to United Kingdom dependencies will apply). This Order designates the Bahamas for those purposes.

Ref LEG/10/22C.

INCOME TAX ORDINANCE

(Chapter 32)

DOUBLE TAXATION RELIEF (UNITED KINGDOM) (AMENDMENT)
ORDER 1974

E. G. LEWIS
Governor

No. 3 of 1974

Cap. 32

In Exercise of the powers conferred by section 49 of the Income Tax Ordinance, the Governor in Council has made the following Order -

Citation

1. This Order may be cited as the Double Taxation Relief (United Kingdom) (Amendment) Order 1974.

2. It is hereby declared -

Arrangement

(a) that the arrangements specified in the Supplementary Arrangement set out in the Schedule to this Order have been made with Her Majesty's Government in the United Kingdom with a view to affording relief from double taxation in relation to income tax or corporation tax and taxes of a similar character imposed by the laws of the United Kingdom varying the arrangements set out in the Schedule to the Income Tax (Double Taxation Relief) Order 1949; and

(1 of 1949)

(b) that it is expedient that those arrangements should have effect.

Cancellation
(7 of 1973)

3. The Double Taxation Relief (United Kingdom) (Amendment) Order 1973 is cancelled.

Made by the Governor in Council this 6th day of November 1974.

R. BROWNING
Clerk of the Executive Council

Ref. INC/10/3C

SCHEDULE

SUPPLEMENTARY ARRANGEMENT BETWEEN THE GOVERNMENT OF THE FALKLAND ISLANDS AND HER MAJESTY'S GOVERNMENT IN THE UNITED KINGDOM TO AMEND THE EXISTING ARRANGEMENTS MADE IN 1949 FOR THE AVOIDANCE OF DOUBLE TAXATION AND THE PREVENTION OF FISCAL EVASION WITH RESPECT TO TAXES ON INCOME, AS MODIFIED BY THE ARRANGEMENT MADE IN 1968.

1. The arrangement made in 1949 between His Majesty's Government and the Government of the Falkland Islands for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income as modified by the Arrangement made in 1968 shall be amended -

(a) by the addition in the first sub-paragraph of Paragraph 2(1)(K), immediately following the word "business", of the phrase -

"including a building site or construction or assembly project which exists for more than twelve months";

(b) by the substitution for Paragraph 6 of the following new Paragraph -

"6 (1) (a) Dividends paid by a company which is resident of the United Kingdom to a resident of the Colony may be taxed in the Colony.

(b) Where a resident of the Colony is entitled to a tax credit in respect of such a dividend under sub-paragraph (2) of this Paragraph tax may also be charged in the United Kingdom, and according to the laws of the United Kingdom, on the aggregate of the amount or value of that dividend and the amount of that tax credit at a rate not exceeding 15 per cent.

- (c) Except as aforesaid, dividends paid by a company which is a resident of the United Kingdom to a resident of the Colony who is subject to tax in the Colony on them shall be exempt from any tax in the United Kingdom which is chargeable on dividends.

(2) A resident of the Colony who receives dividends from a company which is a resident of the United Kingdom shall, subject to the provisions of sub-paragraph (3) of this Paragraph and provided he is subject to tax in the Colony on those dividends, be entitled to the tax credit in respect thereof to which an individual resident in the United Kingdom would have been entitled had he received those dividends, and to the payment of any excess of such credit over his liability to United Kingdom tax.

(3) Sub-paragraph (2) of this Paragraph shall not apply where the recipient of the dividend is a company which, either alone or together with one or more associated companies, controls directly or indirectly at least 10 per cent of the voting power in the company paying the dividend. For the purposes of this sub-paragraph two companies shall be deemed to be associated if one is controlled directly or indirectly by the other, or both are controlled directly or indirectly by a third company.

(4) Dividends paid by a company which is a resident of the Colony to a resident of the United Kingdom who is subject to tax in the United Kingdom in respect thereof shall be exempt from any tax in the Colony which is chargeable on dividends in addition to the tax chargeable in respect of the profits or income of the company.

(5) The term "dividends" as used in this Paragraph means income from shares, or any other item which under the law of the territory of which the company paying the dividend is a resident, is treated as a dividend or distribution of the company.

(6) If the recipient of a dividend is a company which owns 10 per cent or more of the class of shares in respect of which the dividend is paid then sub-paragraphs (1) and (2) or, as the case may be, sub-paragraph (4) of this Paragraph shall not apply to the dividend to the extent that it can have been paid only out of profits which the company paying the dividend earned or other income which it received in a period ending twelve months or more before the relevant date. For the purposes of this sub-paragraph the term "relevant date" means the date on which the beneficial owner of the dividend became the owner of 10 per cent or more of the class of shares in question.

Provided that this sub-paragraph shall not apply if the beneficial owner of the dividend shows that the shares were acquired for bonafide commercial reasons and not primarily for the purpose of securing the benefit of this Paragraph.

(7) The provisions of sub-paragraphs (1) and (2) or as the case may be, sub-paragraph (4) of this Paragraph shall not apply where a resident of one of the Territories has in the other territory a permanent establishment and the holding by virtue of which the dividends are paid is effectively connected with a business carried on through that permanent establishment. In such a case the provisions of Paragraph 3 shall apply.

(8) Where a company which is a resident of one of the territories derives profits or income from sources within the other territory, the Government of that other territory shall not impose any form of taxation on dividends paid by the company to persons not resident in that other territory, or any tax in the nature of an undistributed profits tax on undistributed profits of the company, by reason of the fact that those dividends or undistributed profits represent, in whole or in part, profits or income so derived."

2. This Supplementary Arrangement shall enter into force when the last of all such things shall have been done in the United Kingdom and the Colony as are necessary to give the Supplementary Arrangement the force of law in the United Kingdom and the Colony respectively and shall thereupon have effect -

- (a) as respects Paragraph 1 (a) from the date of entry into force; and
(b) as respects Paragraph 1 (b) in relation to dividends paid on or after 6th April, 1973.

EXPLANATORY NOTE

(This note is not part of the Order)

1. This supplementary arrangement provides for -
 - (i) Extension to the definition of 'permanent establishment'.
 - (ii) Amendment to paragraph 6 of the Double Taxation Arrangement to take into account the new code of taxation introduced in the United Kingdom to take effect from April 1973.
2. This Order re-enacts with a minor drafting amendment and replaces the Double Taxation Relief (United Kingdom) (Amendment) Order 1973.

FALKLAND ISLANDS

PROCLAMATION

No. 1 of 1974

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

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

E. G. LEWIS



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Companion of the Most Distinguished Order of St. Michael
and St. George, Officer of the Most Excellent Order of the
British Empire, Governor and Commander-in-Chief in and
over the Colony of the Falkland Islands and its Dependencies.*

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

AND WHEREAS it appears to the Governor expedient that the list of place-names declared and published under Proclamation No. 3 of 1964 should be added to and altered:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do hereby proclaim and declare the place-names in the Dependencies of the Colony of the Falkland Islands, listed in the Gazetteer of the British Antarctic Territory, South Georgia and the South Sandwich Islands (Second Supplement to First Edition), published by Her Majesty's Stationery Office, London, in 1974, to be accepted as place-names for official use.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 29th day of April, in the Year of Our Lord One thousand Nine hundred and Seventy-four.

By His Excellency's Command,

T. H. LAYNG,

Chief Secretary.

Ref: SG/31/1.

PROCLAMATION

No. 2 of 1974

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1973.

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

E. G. LEWIS



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Companion of the Most Distinguished Order of St. Michael
and St. George, Officer of the Most Excellent Order of the
British Empire, Governor and Commander-in-Chief in and
over the Colony of the Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1973, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Tuesday the 4th day of June 1974 at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 10th day of May, in the year of our Lord One thousand Nine hundred and Seventy-four.

By His Excellency's Command,

T. H. LAYNG,

Chief Secretary.

FALKLAND ISLANDS

PROCLAMATION

No. 3 of 1974

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1973.

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

E. G. LEWIS



*By His Excellency ERNEST GORDON LEWIS, ESQUIRE,
Companion of the Most Distinguished Order of St. Michael
and St. George, Officer of the Most Excellent Order of the
British Empire, Governor and Commander-in-Chief in and
over the Colony of the Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1973, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, ERNEST GORDON LEWIS, Companion of the Most Distinguished Order of St. Michael and St. George, Officer of the Most Excellent Order of the British Empire, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Wednesday the 4th day of December 1974 at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 11th day of November, in the year of our Lord One thousand Nine hundred and Seventy-four.

By His Excellency's Command,

ARTHUR J. P. MONK,

Chief Secretary.

Ref. LEC/35/1.

FALKLAND ISLANDS

Colonial Air Navigation Order 1961

Falkland Islands Air Navigation Regulations 1974 (Regulations for Private Owner/Pilots)

No. 1 of 1974

E. G. LEWIS,
Governor.

IN EXERCISE of the powers conferred by Article 57 of the Colonial Air Navigation Order 1961, the Governor in Council has made the following regulations —

1. These Regulations may be cited as the Falkland Islands Air Navigation Regulations 1974.

2. All aircraft operating in the Colony must be registered, either —

(a) in the country of origin, or

(b) in the Colony in accordance with the Colonial Air Navigation Order 1961 as amended.

3. No aircraft will be flown in the Colony unless there is a valid Certificate of Airworthiness or permit to fly in force, except that an aircraft may be flown, that is test flown, for the purpose of granting or renewing a Certificate of Airworthiness.

Private Owners will be granted a Certificate of Airworthiness in the private category only. Aircraft in this category must not carry passengers or cargo for hire or reward.

4. A pilot may not fly in the Colony unless —

(a) he is in possession of a current flying licence issued in accordance with the Colonial Air Navigation Order 1961 as amended, or

(b) is in possession of a current licence issued by the competent authority of the country of registration of the aircraft.

5. Private pilots are restricted to flying during daylight hours and in Visual Meteorological Conditions only, irrespective of any ratings his/her licence may contain.

Visual Meteorological Conditions means, when flying above 3,000 feet above mean sea level, at least one nautical mile horizontally and 1,000 feet vertically away from cloud and flight visibility of at least five nautical miles, below 3,000 feet, clear of cloud and in sight of the ground.

6. The minimum heights at which an aircraft may be flown in the Colony are those stated in Rule 5 of the 12th Schedule to the Colonial Air Navigation Order 1961.

7. All private pilots will, before commencing a flight which entails landing away from the home field, obtain the latest weather information for his intended route and destination. Should the conditions be less than Visual Meteorological Conditions or the wind speed at the intended landing ground be in excess of 20 knots, then the flight shall not commence.

8. All intended flights must be reported by radio to Stanley at least one hour before commencement, advising point and estimated time of departure, route to be flown, destination and estimated time of arrival.

Any flights which conflict with internal or international air movements are prohibited.

9. All private aircraft must be equipped with HF air/ground radio apparatus capable of receiving and transmitting on 4500 and 5580 khz.

A continuous listening watch must be maintained throughout the flight and position reports passed to Stanley at time intervals not exceeding 30 minutes.

Made by the Governor in Council this 10th day of May 1974.

R. BROWNING,
Clerk of the Executive Council.

FALKLAND ISLANDS

Customs Ordinance (Cap. 16)

Resolution of the Legislative Council

No. 1 of 1974.

E. G. LEWIS,
Governor.

RESOLUTION made and passed by the Legislative Council
on the 10th day of June 1974.

RESOLVED, pursuant to section 5 of the Customs Ordinance,
Chapter 16, as follows —

1. This Resolution may be cited as the Customs (Amendment of Duties) Resolution 1974, and shall come into operation on the 10th day of June 1974.

2. Paragraph 2 of the Customs Order is hereby amended in Item 3 by the deletion from the third column of the amounts "£2.00", "£1.20", "95p", "£2.10", "£1.25", and "£1.00", and the substitution therefor of the amounts "£3.20", "£1.92", "£1.52", "£3.36", "£2.00", and "£1.60" respectively. (Cap. 16 sub. leg.)

R. BROWNING,
Clerk of the Legislative Council.

Ref. CUS/10/2.

Colony of the Falkland Islands

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in force

up to the 31st July 1975

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PART I

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Ordinances,
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1975

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Assented to in Her Majesty's name this 30th day of June 1975.

N. A. I. FRENCH,
Governor.

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No. 1

1975

Colony of the Falkland Islands

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To provide for the service of the year 1975/76. Title.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited for all purposes as the Appropriation (1975/76) Ordinance 1975. Short title.

2. The Governor may cause to be issued out of the Public Revenue and other funds of the Colony and applied to the service of the period 1st July 1975 to 30th June 1976, a sum not exceeding Two million, five hundred and sixty-three thousand, three hundred and ninety-seven pounds which sum is granted and shall be appropriated for the purposes and to defray the charges of the several services expressed and particularly mentioned in the Schedule hereto which will come in course of payment during the year 1975/76. Appropriation of £2,563,397 for the service of the year 1975-76.

SCHEDULE

Number	HEAD OF SERVICE	£
I.	The Governor	19,354
II.	Agriculture	3,753
III.	Aviation	74,088
IV.	Customs and Harbour	39,844
V.	Education	130,466
VI.	Medical	112,811
VII.	Meteorological	8,656
VIII.	Military	10,382
IX.	Miscellaneous	18,426
X.	Pensions and Gratuities	27,900
XI.	Police and Prisons	17,754
XII.	Posts and Telecommunications	79,549
XIII.	Public Works	128,618
XIV.	Public Works Recurrent	75,803
XV.	Public Works Special	18,303
XVI.	Secretariat, Treasury and Central Store	92,827
XVII.	Overseas Passages	57,000
XVIII.	Social Welfare	32,000
XIX.	Supreme Court and Legal	7,642
Total Ordinary Expenditure		955,176
Development A		
	Expenditure to be met from Colony Funds	52,055
Development B		
	Expenditure to be met from U.K. Aid	1,556,166
Total Expenditure		£ 2,563,397

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/14/6.

Assented to in Her Majesty's name this 30th day of June 1975.

N. A. I. FRENCH,
Governor.

LS



No. 2

1975

Colony of the Falkland Islands

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To legalise certain payments made in the year 1973-74 in excess of the Expenditure sanctioned by Ordinance No. 1 of 1973.

Title.

WHEREAS it is expedient to make further provision for the service of the Colony for the period 1st July 1973 to 30th June 1974.

Preamble

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (1973/74) Ordinance 1975.

Short title.

2. The sums of money set forth in the Schedule hereto having been expended for the services herein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period 1st July 1973 to 30th June 1974, the same are hereby declared to have been duly laid out and expended for the service of the Colony in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance.

Appropriation of excess expenditure for the period 1st July 1973 to 30th June 1974.

SCHEDULE

Number	HEAD OF SERVICE	Amount
FALKLAND ISLANDS		£
I.	The Governor	190
II.	Agriculture	253
IV.	Aviation	14,331
V.	Customs and Harbour	8,227
VI.	Education	127
VII.	Medical	17,490
VIII.	Meteorological	467
X.	Miscellaneous	3,439
XIII.	Posts and Telecommunications	2,269
XV.	Public Works	2,477
XVI.	Public Works Recurrent	3,074
XVIII.	Secretariat, Treasury and Central Store	11,070
XIX.	Shipping Subsidy and Overseas Passages	835
XXI.	Supreme Court and Legal	242
		64,491
	Development B	32,072
		£ 96,563

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Ref. TRE/14/4.

Assented to in Her Majesty's name this 30th day of June 1975.

N. A. I. FRENCH,
Governor.

LS

No. 3



1975

Colony of the Falkland Islands

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

Further to amend the Old Age Pensions Ordinance 1952. Title.

(30th June 1975)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1975, and shall come into operation on the 30th day of June 1975.

Short title and commencement.

2. The Schedule to the Old Age Pensions Ordinance 1952 is amended by deleting "£7.00", "£4.00", "£4.00" and "£4.00" and substituting the following respectively —

Amendment of Schedule.
(4 of 1952)

"£8.00", "£5.00", "£5.00" and "£5.00".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 30th day of June 1975.

N. A. I. FRENCH,
Governor.

LS

No. 4



1975

Colony of the Falkland Islands

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

Further to amend the Non-contributory Old Age Pensions Ordinance 1961. Title.

(7th July 1975)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows — Enacting clause.

1. This Ordinance may be cited as the Non-contributory Old Age Pensions (Amendment) Ordinance 1975, and shall come into operation on the 7th day of July 1975. Short title and commencement.

2. The Schedule to the Non-contributory Old Age Pensions Ordinance 1961 is amended by deleting "£5.00", "£3.00" and "£3.00" and substituting the following respectively — Amendment of Schedule.
(7 of 1961)

"£6.00", "£4.00" and "£4.00".

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 30th day of June 1975.

N. A. I. FRENCH,
Governor.

LS

No. 5



1975

Colony of the Falkland Islands

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To amend the Stanley Rates Ordinance 1973.

(1st July 1975)

Title.

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Stanley Rates (Amendment) Ordinance 1975, and shall come into operation on the 1st day of July 1975.

Short title and commencement.

2. Section 30 of the Stanley Rates Ordinance 1973 is amended in subsection (2) by deleting "20p" and substituting the following —
"£1.00".

Amendment of section 30.
(5 of 1973)

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 30th day of June 1975.

N. A. I. FRENCH,
Governor.

LS

No. 6



1975

Colony of the Falkland Islands

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance
Further to amend the Customs Ordinance.

Title.

(1st July 1975)

Date of commencement.

ENACTED by the Legislature of the Colony of the Falkland Islands, as follows —

Enacting clause.

1. This Ordinance may be cited as the Customs (Amendment) Ordinance 1975, and shall come into operation on the 1st day of July 1975.

Short title and commencement.

2. Section 2 of the Customs Ordinance (hereinafter referred to as the principal Ordinance) is amended by deleting the definition of "Scheduled territories".

Amendment of section 2.

3. Section 9 of the principal Ordinance is repealed.

Repeal of section 9.

4. Section 36 of the principal Ordinance is amended —

Amendment of section 36.

(a) by deleting paragraph (a) and substituting the following —

"(a) All goods which if sold would be liable to forfeiture under the Merchandise Marks Act 1887."

(b) by deleting paragraph (d).

Amendment of section
232.

5. Section 232 of the principal Ordinance is amended —
- (a) by deleting "14" and "1911" and substituting the following respectively —
"22" and "1956",
 - (b) in the marginal note by deleting "14" and "1911" and substituting the following respectively —
"22" and "1956".

Deletion of Schedule.

6. The Schedule to the principal Ordinance is deleted.

This printed impression has been carefully compared by me with the Bill which has passed the Legislative Council, and is found by me to be a true and correctly printed copy of the said Bill.

R. BROWNING,
Clerk of the Legislative Council.

Assented to in Her Majesty's name this 19th day of February 1975.

N. A. I. FRENCH,
Governor.

LS



No. DS 1

1975

Falkland Islands Dependencies

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To amend the law with regard to the conservation of wild animals and birds in the Falkland Islands Dependencies.

Title.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows—

Enacting clause.

1. This Ordinance may be cited as the Falkland Islands Dependencies Conservation Ordinance 1975 and shall come into force on the 19th day of February 1975.

Short title and commencement.

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

Interpretation.

"animal" means any vertebrate or invertebrate including birds, reptiles, fish and insects and the young and eggs thereof.

"native mammal" means any member, at any stage of its life cycle, of any species belonging to the Class Mammalia indigenous to the Dependencies or occurring there through natural agencies of dispersal, as well as reindeer *Rangifer tarandus*, but not including whales and dolphins of the Order Cetacea.

"native bird" means any member, at any stage of its life cycle (including eggs), of any species of the Class Aves indigenous to the Dependencies or occurring there through natural agencies of dispersal.

"native plant" means any kind of vegetation at any stage of its life cycle (including seeds) indigenous to the Dependencies or occurring there through natural agencies of dispersal.

"permit" means a formal permission in writing issued under the authority of the Governor.

Conservation of wildlife.

3. No person shall wilfully, except as permitted under this Ordinance —

- (a) kill, wound, capture, molest or export any native mammal or native bird; or
- (b) collect or destroy any native plant; or
- (c) enter any Specially Protected Area or Site of Special Scientific Interest; or
- (d) bring into the Falkland Islands Dependencies any living animal, plant, virus, bacteria, yeast or fungus of species which are not indigenous to the region; or
- (e) visit or travel on land in any part of the Falkland Islands Dependencies, as a tourist or for any other purpose of recreation, other than in an area for the time being designated under section 14 as an area of Special Tourist Interest.

Exemptions from section 3.

4. (1) Section 3 of this Ordinance shall not be taken to be contravened by anything done, or attempted to be done, by any person in accordance with a permit issued in respect of him under this Ordinance if it is done or attempted to be done when that permit is in force and in compliance with any conditions or limitations to which the permit is subject.

(2) Without prejudice to the preceding subsection, where a person is charged with an offence under section 3 of this Ordinance, it shall be a defence to prove that the act in question was done or attempted in a case of extreme emergency involving possible loss of human life.

Issue of permits.

5. The Governor may issue to any person a permit authorising him to do such of the things mentioned in section 3 of this Ordinance as are specified in the permit. Such a permit shall be drawn in terms as specific as possible and may be issued subject to such conditions and limitations as the Governor considers appropriate.

Permits to collect mammals, birds or plants.

6. (1) Permits authorising persons to do such of the things mentioned in section 3 (a) and (b) of this Ordinance shall be limited so as to ensure as far as possible that —

- (a) the variety of species and the balance of the natural ecological systems are maintained; and
- (b) no more native mammals or birds are killed or taken in any one year than can normally be replaced by natural reproduction in the following breeding season.

(2) A permit authorising any person to do such of the things mentioned in section 3 (a) and (b) of this Ordinance shall only be issued for the following purposes —

- (a) to provide indispensable food for local use in limited quantities, and in conformity with the purposes and principles of this Ordinance;
- (b) to provide specimens for scientific study or scientific information;
- (c) to provide specimens for museums, zoological gardens, or for other educational or cultural institutions or uses;
- (d) to provide for regulating the management and use of living resources.

Permits to enter Specially Protected Areas or Sites of Special Scientific Interest.

7. A permit authorising any person to enter any Specially Protected Area or Site of Special Scientific Interest shall only be issued in accordance with sections 12 or 13, as appropriate, of this Ordinance.

8. A permit authorising any person to bring into the Falkland Islands Dependencies any living animal, plant, virus, bacteria, yeast or fungus of species not indigenous to the region shall only be issued for purposes, and, where necessary under such controlled conditions, as will not cause harmful interference with the natural ecological system of the region.

Permit to bring into the Dependencies animals, plants, etc.

9. The Governor may delegate his powers under section 5 to any person who for the time being —

Delegation of power to issue permits.

- (a) holds office as Director of the British Antarctic Survey or holds an appointment (by whatever name called) having functions similar to those which at the passing of this Ordinance are performed by that Director; or
- (b) is the resident Magistrate in South Georgia.

10. In connection with the matters authorised by any permit, the permit may require the person in respect of whom it is issued to make to the Governor or other person issuing the permit a report, at such times and in such manner as may be specified in the permit, as to the occurrence of such acts and events as may be so specified.

Reporting of action in accordance with permits.

11. (1) Any person to whom the power to issue permits is delegated under section 9 shall, in respect of each year, send to the Governor a report in accordance with subsection (2) of this section, and every such report shall be sent to the Governor as soon as practicable after the end of the year to which it relates.

Report by person issuing permits.

(2) A report made by any person under subsection (1) of this section in respect of any year shall contain such particulars of permits under this section issued by him relating to that year, and of information received by him relating to that year in pursuance of section 10, as the Governor may require.

(3) In subsection (1) and (2) of this section "year" means a period of twelve months ending on 30th June.

12. (1) The areas defined in Schedule A are hereby designated "Specially Protected Areas" and shall be accorded protection in order to preserve their ecological systems.

Specially Protected Areas.

(2) The Governor may, by Order, designate any additional area as a Specially Protected Area which is —

- (a) a representative example of a major land, freshwater, or coastal marine ecological system;
- (b) an area with a unique complex of species;
- (c) an area which is the type locality or only known habitat of any native plant or invertebrate species;
- (d) an area which should be kept inviolate so that in the future it may be used for purposes of comparison with localities that have been disturbed by man.

(3) A permit issued in accordance with section 5 of this Ordinance shall not have effect within a Specially Protected Area except in accordance with subsection (4) of this section.

(4) A permit to enter a Specially Protected Area shall be issued only for a compelling scientific purpose which cannot be served elsewhere, and provided that the actions permitted thereunder will not jeopardise the natural ecological system existing in the designated area.

13. (1) The areas defined in Schedule B are hereby designated "Sites of Special Scientific Interest", and shall be accorded protection in accordance with subsection 4 of this section in order to prevent interference with scientific investigations.

Sites of Special Scientific Interest.

(2) The Governor may, by Order, designate any additional area as a site of Special Scientific Interest which is being maintained exclusively for scientific investigations in a locality where such investigations may be jeopardized by accidental or wilful disturbance.

(3) A permit issued in accordance with section 5 of this Ordinance shall not have effect within a Site of Special Scientific Interest except in accordance with subsection (4) of this section.

(4) A permit to enter a Site of Special Scientific Interest shall be issued only for a compelling scientific purpose which cannot be served elsewhere, and provided that the actions permitted thereunder will not interfere with the scientific investigations for which the Site was designated.

Areas of Special Tourist Interest.

14. (1) The areas defined in Schedule C are hereby designated "Areas of Special Tourist Interest", which shall be open for tourism and recreation.

(2) Subject to the next subsection of this section the Governor may, by Order, designate additional areas representative of wildlife and scenic beauty.

(3) In designating additional areas the Governor shall have regard to the need to monitor the effects of tourists on the natural ecological systems within these areas.

Amendment of Schedules.

15. The Governor may, by Order, amend the definition, or revoke the designation of any area defined in Schedules A, B, or C of this Ordinance.

Penalties.

16. (1) Any person who knowingly contravenes section 3 (a) of this Ordinance, by wilfully killing, wounding, capturing or molesting any native mammal or bird, except as permitted under this Ordinance, shall be liable to a fine not exceeding £150.

(2) Any person who wilfully contravenes sections 3 (b), (c), (d) or (e), except as permitted under this Ordinance, shall be liable to a fine not exceeding £150.

(3) Any person who fails to comply with a requirement imposed on him by a permit issued in accordance with sections 6, 7, 8 and 10, or who in any report made by him in pursuance of such a requirement knowingly and recklessly makes a statement which is false in a material particular, shall be liable to a fine not exceeding £150.

Venue.

17. For all purposes of and incidental to the trial of any person accused of any offence under this Ordinance and the proceedings and jurisdiction of any Court, the offence shall be deemed to have been committed either in the place in which it was actually committed or in any place in which the offender may for the time being be found.

Incidental destruction of native plants and animals.

18. Notwithstanding anything in section 3 (a) or 3 (b) it shall not be an offence under this Ordinance to kill or wound any native mammal or native bird or destroy any native plant where such killing or wounding or destroying is on a limited scale and is the incidental result of an otherwise lawful act.

Governor may make Regulations.

19. The Governor may, from time to time, make Regulations for the better carrying out of the provisions of this Ordinance and the intent and object thereof.

Repeal. (DS2/69).

20. The Application of Colony Laws (No. 2) Ordinance 1969 is hereby repealed.

SCHEDULE A.

Section 12.

SPECIALLY PROTECTED AREAS

Cooper Island lat. 54° 49' S., long. 35° 47' W.

SCHEDULE B

Section 13.

SITES OF SPECIAL SCIENTIFIC INTEREST

Bird Island lat. 54° 00' S., long. 38° 03' W.

Annenkov Island lat. 54° 29' S., long. 37° 05' W.

SCHEDULE C

Section 14.

AREAS OF SPECIAL TOURIST INTEREST

GRYTVIKEN. The area bounded by Moraine Fjord, Hamberg Glacier, Mount Sugartop and Lyell Glacier.

BAY OF ISLES. The area between Cape Buller and Cape Wilson inland to the height of land, together with all the islands and rocks in this bay.

Promulgated by the Governor on the 19th day of February 1975.

ARTHUR J. P. MONK,
Chief Secretary.

Ref. FIS/10/1.

Assented to in Her Majesty's name this 27th day of August 1975.

N. A. I. FRENCH,
Governor.



No. DS 2



1975

Falkland Islands Dependencies

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.

NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To apply certain Laws of the Colony to the
Dependencies. Title.

ENACTED for the Dependencies of the Colony of the Enacting clause.
Falkland Islands by the Governor of the Colony of the Falkland
Islands and the Dependencies thereof, as follows —

1. This Ordinance may be cited as the Application of Colony Short title.
Laws Ordinance 1975.

2. The Ordinances of the Colony specified in the first and Application of Colony
Ordinances.
second columns of the Schedule to this Ordinance are applied to the
Dependencies, and shall be deemed to be in force in the Dependencies
with effect from the date set out opposite their short titles in the
third column of the Schedule to this Ordinance.

SCHEDULE

No.	Short title	Effective Date
16 of 1974	Banking (Amendment) Ordinance 1974	12th December 1974.
17 of 1974	Companies and Private Partnership (Amendment) Ord. 1974	12th December 1974.
18 of 1974	Administration of Justice (Amendment) Ordinance 1974 ...	12th December 1974.
19 of 1974	Dangerous Drugs (Amendment) Ordinance 1974	12th December 1974.
6 of 1975	Customs (Amendment) Ordinance 1975	1st July 1975.

Promulgated by the Governor on the 27th day of August 1975.

ARTHUR J. P. MONK,
Chief Secretary.

Ref. LEG/10/37.

Assented to in Her Majesty's name this 12th day of September 1975.

N. A. I. FRENCH,
Governor.

LS

No. DS 3



1975

Falkland Islands Dependencies

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF
Her Majesty Queen Elizabeth II.
NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To legalise certain payments made in the year
1972/73 in excess of the expenditure sanctioned
by Ordinance No. DS 1 of 1973.

Title.

WHEREAS it is expedient to make further provision for the
service of the Falkland Islands Dependencies for the period first day
of July 1972 to the thirtieth day of June 1973.

Preamble.

ENACTED for the Dependencies of the Colony of the Falk-
land Islands by the Governor of the Colony of the Falkland Islands
and the Dependencies thereof, as follows —

Enacting clause.

1. This Ordinance may be cited for all purposes as the
Supplementary Appropriation (Dependencies) (1972/73) Ordinance,
1975.

Short title.

2. The sums of money set forth in the Schedule hereto
having been expended for the services therein mentioned beyond the
amounts granted for those services by the Ordinance providing for
the service for the period first day of July 1972, to the thirtieth day
of June 1973, the same are hereby declared to have been duly laid
out and expended for the service of the Dependencies in that period,
and are hereby approved, allowed and granted in addition to the sum
mentioned for those services in the said Ordinance.

Appropriation of excess
expenditure for the period
1st July 1972 to 30th
June 1973.

Schedule.

SCHEDULE

Head of Service				Amount
South Georgia Expenditure				
A.	Personal Emoluments	...	...	1006
B.	Other Charges	...	...	3457
				£ 4463

Enacted by the Governor on the 12th day of September 1975.

ARTHUR J. P. MONK,
Chief Secretary.

Ref. SG/14/3.

Assented to in Her Majesty's name this 12th day of September 1975.

N. A. I. FRENCH,
Governor.



No. DS 4

1975

Falkland Islands Dependencies

IN THE TWENTY-FOURTH YEAR OF THE REIGN OF

Her Majesty Queen Elizabeth II.

NEVILLE ARTHUR IRWIN FRENCH, M.V.O.
Governor.

An Ordinance

To legalise certain payments made in the year 1973/74 in excess of the Expenditure sanctioned by Ordinance No. DS 2 of 1974.

WHEREAS it is expedient to make further provision for the service of the Falkland Islands Dependencies for the period first day of July 1973 to the thirtieth day of June 1974.

ENACTED for the Dependencies of the Colony of the Falkland Islands by the Governor of the Colony of the Falkland Islands and the Dependencies thereof, as follows —

1. This Ordinance may be cited for all purposes as the Supplementary Appropriation (Dependencies) (1973/74) Ordinance, 1975.

2. The sums of money set forth in the Schedule hereto having been expended for the services therein mentioned beyond the amounts granted for those services by the Ordinance providing for the service for the period first day of July 1973, to the thirtieth day of June 1974, the same are hereby declared to have been duly laid out and expended for the service of the Dependencies in that period, and are hereby approved, allowed and granted in addition to the sum mentioned for those services in the said Ordinance.

SCHEDULE

Head of Service				Amount
South Georgia Expenditure				
B.	Other Charges	...	...	£222

Enacted by the Governor on the 12th day of September 1975.

ARTHUR J. P. MONK,
Chief Secretary.

Ref. SG/14/3.

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PART II

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FALKLAND ISLANDS

POST OFFICE ORDINANCE
(Cap. 52)

Post Office (Amendment) Order 1975

No. 1 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council has made the following Order —

1. This Order may be cited as the Post Office (Amendment) Order 1975 and shall be deemed to have come into operation on the 14th day of April 1975.

2. Paragraph 2 of the Post Office Order 1973 is amended —

(a) by deleting sub-paragraph (o) and substituting the following —

“(o) The rates of commission on Money Orders shall be 4p for each £ or part thereof with a minimum commission fee of 20p. The fee for an advice of payment shall be 5p. The maximum amount of any one order shall be £50.”;

(b) by deleting sub-paragraph (p) and substituting the following —

“(p) the rates of poundage on British Postal Orders shall be —

Denomination	Poundage
5p to £1 (inclusive)	8p
£2 to £5 (inclusive)	14p
£6 to £10 (inclusive)	16p”

Made by the Governor in Council this 22nd day of May 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. P & T/2/9C.

FALKLAND ISLANDS

Dogs Ordinance (Cap. 21)

ORDER

(under section 12A of the Ordinance)

No. 2 of 1975

T A I FRENCH
Governor

In exercise of the powers conferred by section 12A of the Dogs Ordinance, the Governor has made the following Order -

1. This Order may be cited as the Hydatid Eradication (Dogs) Order 1975.
2. The Governor may appoint any fit persons to be inspectors for the purpose of this Order.
3. An inspector shall require the owner or other person in charge of any dog in his area to dose the dog with an approved preparation under the personal supervision of an inspector in such manner and at such intervals as shall be directed by the Governor in Council.
4. An inspector shall supply the owner or other person in charge of any dog with such doses of the approved preparation as the inspector shall consider essential, free of charge in Stanley and at cost outside Stanley.
5. Every inspector shall have power to inspect any dog at any time.
6. The owner or other person in charge of a dog shall ensure that the animal is confined or chained unless being worked or exercised.
7. No person shall feed/ or cause to be fed livers and lungs of cattle, sheep, horses, or pigs to any dog, nor shall any person allow any dogs access to such livers and lungs.
8. No person shall allow any dog to remain in the immediate area where slaughtering of cattle, sheep, horses, or pigs is taking place.
9. No person shall knowingly and without reasonable excuse permit the carcass of any cattle, sheep, horse, or pig belonging to him or under his control from which the liver and lungs have not been removed, to remain in any place to which the dogs can gain access.
10. An owner shall remove or cause to be removed the livers and lungs from all carcasses of cattle, sheep, horses, or pigs, and shall dispose of them by one of the following methods:
 - (i) through burning to ash;
 - (ii) burying to a depth of at least three feet in a covered dog-proof pit;
 - (iii) placing in a covered dog-proof receptacle for a minimum of 28 days;
 - (iv) boiling for a minimum of 2 hours.

11. Any police officer, may for the purposes of ascertaining that the provisions of this Order are being complied with, at all reasonable times enter on any land or premises.

12. Any person who obstructs or impedes any police officer or inspector in the execution of his duty or who contravenes or fails to comply with the provisions of this Order shall commit an offence and shall be liable on summary conviction to a fine not exceeding £200 for the first offence or £500 for the second or each subsequent offence.

13. The Tapeworm Eradication (Dogs) Order 1970, and the Tapeworm (Dogs) (Amendment) Order 1973 are cancelled.

By Command

Arthur J P Monk

Chief Secretary

22nd May 1975

Ref: AGR/7/12/C

FALKLAND ISLANDS

FOREIGN JUDGMENTS (RECIPROCAL ENFORCEMENT) ORDINANCE 1959 (No. 4 of 1959)

Foreign Judgments (Reciprocal Enforcement) (Application to the Commonwealth) Order 1975

No. 3 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by subsection (1) of section 9 of the Foreign Judgments (Reciprocal Enforcement) Ordinance 1959, the Governor in Council has made the following order —

1. This Order may be cited as the Foreign Judgments (Reciprocal Enforcement) (Application to the Commonwealth) Order 1975. Citation.

2. Part I of the Foreign Judgments (Reciprocal Enforcement) Ordinance 1959 shall apply to every part of the Commonwealth and to judgments obtained in the superior courts of any such part. Application of Part I of Ordinance to Commonwealth.

Made by the Governor in Council this 11th day of July 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. LEG/10/18.

FALKLAND ISLANDS

POST OFFICE ORDINANCE (Chapter 52)

Post Office (Amendment) (No. 2) Order 1975

No. 4 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council has made the following order —

1. This Order may be cited as the Post Office (Amendment) (No. 2) Order 1975 and shall come into operation on the 1st day of August 1975. Citation and commencement.

2. Paragraph 2 of the Post Office Order 1973 is amended — Amendment of paragraph 2.
(6 of 1973)

(a) in sub-paragraph (a) by deleting "6p" and "7p" and substituting the following respectively —

"7½p" and "8p";

(b) in sub-paragraph (b) by deleting "8p" and substituting the following —

"10p";

(c) in sub-paragraph (c) by deleting "4p" and substituting the following —

"5p";

(d) in sub-paragraph (d) by deleting "5p" and substituting the following —

"5½p";

(e) in sub-paragraph (e) by deleting "4p" and substituting the following —

"5p".

Made by the Governor in Council this 11th day of July 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. P & T/2/9C.

FALKLAND ISLANDS

PENSIONS ORDINANCE 1965
(No. 6 of 1965)

PENSIONABLE OFFICES ORDER 1975

No. 5 of 1975. N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by subsection (1) of section 2 of the Pensions Ordinance 1965, the Governor in Council has made the following Order —

1. This Order may be cited as the Pensions (Pensionable Offices) Order 1975.

Citation.
2. The offices specified in the Schedule are hereby declared to be pensionable offices in the public service of the Colony:

Offices deemed to be pensionable.
- Provided that provisions of this Order shall not apply to officers on contract.
3. The Pensions (Pensionable Offices) Order 1973 is cancelled.

Cancellation.
(4 of 1973)

SCHEDULE

Department	Office
THE GOVERNOR	Steward/Chauffeur Head Gardener
AVIATION	Superintendent Pilot Hangar Assistant
CUSTOMS & HARBOUR	Collector of Customs & Harbour Master Master, m. v. "Forrest" Mate, m. v. "Forrest" Engineer, m. v. "Forrest"
EDUCATION	Superintendent Headmaster Certificated Teacher Matron/Assistant Mistress Uncertificated Teacher
MEDICAL	Senior Medical Officer Medical Officer Matron Nursing Sister Laboratory Assistant Nurse Dental Surgeon Clerk/Storekeeper
METEOROLOGICAL	Senior Forecaster Forecaster Meteorological Assistant
POLICE & PRISONS	Chief Police Officer Inspector Sergeant Constable
POSTS & TELE-COMMUNICATIONS	Officer in Charge & Postmaster Supervisor W/T Section Operator/Technician, Fox Bay Senior Technician & Broadcasting Officer Technician Senior Clerk R/T Operator Telephone Operator Telegraph Messenger

PUBLIC WORKS	...	...	Superintendent
			Assistant Superintendent
			Senior Clerk
			General Foreman
			Workshop Supervisor
			Mechanic
			Senior Carpenter
			Carpenter
			Senior Plumber
			Plumber
			Senior Metal Worker
			Mason
			Senior Filtration Plant Operator
			Filtration Plant Operator
			Station Supervisor
			Senior Electrician
			Electrician
			Electrical Mechanic
			Engineman
SECRETARIAT, TREASURY & CENTRAL STORE			Chief Secretary
			Financial Secretary
			Deputy Chief Secretary
			Deputy Financial Secretary
			Assistant Secretary & Clerk of Councils
			Income Tax Officer
			Supplies Officer
			Senior Clerk
			Office Manager
			Cashier
			Head Printer
			Assistant Printer
			Messenger
SUPREME COURT & LEGAL			Registrar & Registrar General
ALL DEPARTMENTS	...	...	Clerk

Made by the Governor in Council on the 25th day of September 1975.

R. BROWNING,
Clerk of the Executive Council.

EXPLANATORY NOTE

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

This Order lists in the Schedule all current pensionable offices.

The Pensions (Pensionable Offices) Order 1973 is cancelled but this cancellation does not affect the pensionability of persons, if any, who held offices declared as pensionable under that order for so long as they continue in those offices, even though such offices are not declared pensionable in the new order.

Ref. ESA/10/2.

FALKLAND ISLANDS

FUGITIVE OFFENDERS ACT 1967

(1967 c. 68)

Fugitive Offenders (Designated Commonwealth Countries) (Amendment) Order 1975

No. 6 of 1975.

N. A. I. FRENCH,
Governor.

IN EXERCISE of the powers conferred by section 2 (1) of the Fugitive Offenders Act 1967 (as modified and adapted by the Fugitive Offenders (Falkland Islands and Dependencies) Order 1968), the Governor, with the approval of the Secretary of State, has made the following order —

1. This Order may be cited as the Fugitive Offenders (Designated Commonwealth Countries) (Amendment) Order 1975.

Citation.

2. The Schedule to the Fugitive Offenders (Designated Commonwealth Countries) Order 1968 is amended by inserting after "Australia", the following —

Amendment of Schedule.
(3 of 1968)

"The People's Republic of Bangladesh".

By Command,

ARTHUR J. P. MONK,
Chief Secretary.

21st October 1975.

POST OFFICE ORDINANCE

(Chapter 52)

Post Office (Amendment) (No. 3) Order 1975

No. 7 of 1975

N A I FRENCH
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance, the Governor in Council has made the following Order -

Citation

1. This Order may be cited as the Post Office (Amendment) (No. 3) Order 1975.

Amendment of
paragraph 2.
(6 of 1973)

2. Paragraph 2 of the Post Office Order 1973 is amended by deleting sub-paragraph (p) and substituting the following -

"Postal Orders. (p) The rates of poundage on British Orders shall be -

Denomination	Poundage
5p to £1 (inclusive)	8p
£2 to £5 (inclusive)	14p
£6 to £10 (inclusive)	16p

The value of a Postal Order may be increased by affixing postage stamps not exceeding two in number and not exceeding a total of 4½p in value:

Provided that no payment shall be made by two in number and not exceeding a total of 4½p in value:

Provided that no payment shall be made by or on behalf of the Postmaster in respect of:

- (a) a stamp not affixed in the space provided for the purpose on the Postal Order; or
- (b) a stamp which is not a stamp for the time being authorised or required to be used for the purpose of the Post Office; or
- (c) a stamp which has been cut out of any postal packet, document, instrument, envelope or other cover, or which is perforated with initials or marks".

Made by the Governor in Council this 16th day of October 1975.

R Browning
Clerk of the Executive Council.

FALKLAND ISLANDS

FOREIGN JUDGMENTS (RECIPROCAL ENFORCEMENT) ORDINANCE 1959.

(No. 4 of 1959)

Foreign Judgments (Reciprocal Enforcement) Order 1975

No. 8 of 1975.

N. A. I. FRENCH,
Governor.

WHEREAS —

Preamble.

- (a) by section 3 of the Foreign Judgments (Reciprocal Enforcement) Ordinance 1959 it is provided that the Governor in Council, if he is satisfied that, in the event of the benefits conferred by the Ordinance being extended to judgments given in the superior courts of any foreign country, substantial reciprocity of treatment will be assured as respects the enforcement in that foreign country of judgments given in the Supreme Court of the Falkland Islands and its Dependencies, may by order direct that the provisions of the Ordinance shall extend to that foreign country and that such courts of that foreign country as are specified in the order shall be deemed superior courts of that country for the purposes of the Ordinance; and
- (b) by section 9 of the Ordinance, it is provided that the Governor in Council may by order direct that the provisions of the Ordinance shall apply to any part of the Commonwealth and to judgments obtained in the superior courts of such part, as they apply to foreign countries and judgments obtained in the superior courts of foreign countries:

AND WHEREAS in exercise of the powers conferred by section 9, the Governor in Council has by the Foreign Judgments (Reciprocal Enforcement) (Application to the Commonwealth) Order 1975, directed that the provisions of the Ordinance shall apply to every part of the Commonwealth and to judgments obtained in the superior courts of any such part:

3 of 1975.

AND WHEREAS —

- (a) the Governor in Council is satisfied that, the benefits conferred by the Ordinance having been extended, or in the event of their being extended, to judgments given in the superior courts of each part of the Commonwealth specified in the First Schedule hereto, substantial reciprocity of treatment has been or will be assured as respects the enforcement in each such part of judgments given in the Supreme Court of the Falkland Islands and its Dependencies; and
- (b) the Governor in Council is satisfied that, the benefits conferred by the Ordinance having been extended, or in the event of their being extended, to judgments given in the superior courts of each of the foreign countries specified in the Second Schedule hereto, substantial reciprocity of treatment has been or will be assured as respects the enforcement in each such country of judgments given in the Supreme Court of the Falkland Islands and its Dependencies.

First Schedule.

Second Schedule.

1. This order may be cited as the Foreign Judgments (Reciprocal Enforcement) Order 1975.

Citation.

Extension of Ordinance to
Commonwealth Countries.
First Schedule.

Extension of Ordinance to
foreign countries.
Second Schedule.

Superior Courts.
First Schedule.
Second Schedule.

2. The provisions of the Ordinance shall extend to each of the parts of the Commonwealth as are specified in the First Schedule.

3. The provisions of the Ordinance shall extend to judgments given in the superior courts of any of the countries specified in the Second Schedule.

4. For the purposes of the Ordinance, courts in each part of the Commonwealth specified in the First Schedule and in each country specified in the Second Schedule which have unlimited jurisdiction in civil and criminal matters shall be deemed to be superior courts.

FIRST SCHEDULE (Paras 2 & 4)

1. The following States and Territories of Australia —

Australian Capital Territory
New South Wales
Northern Territory
Queensland
Tasmania
Victoria
Western Australia.

2. New Zealand.

SECOND SCHEDULE (Paras 3 & 4)

1. Austria
2. Belgium
3. Federal Republic of Germany
4. France
5. Norway.

10th December 1975.

R. BROWNING,

Clerk of the Executive Council.

Ref. LEG/10/18.

PROCLAMATION

No. 1 of 1975

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

ARTHUR J. P. MONK

(LS)

By His Excellency ARTHUR JOSEPH PHILIP MONK, Esquire, Acting Governor of the Colony of the Falkland Islands and its Dependencies.

WHEREAS by the seventh clause of the Letters Patent passed under the Great Seal of the United Kingdom, dated the 13th December 1948, constituting the office of Governor and Commander-in-Chief of the Colony of the Falkland Islands and its Dependencies, it is provided that "whenever the Office of Governor is vacant, or the Governor is absent from the Colony or is from any cause prevented from, or incapable of, acting in the duties of his Office, then such other person as We may appoint under Our Sign Manual and Signet, or if there is no such person in the Colony so appointed and capable of discharging the duties of the administration, the Senior Member of the Executive Council then in the Colony and so capable, shall, during Our pleasure, administer the Government of the Colony".

AND WHEREAS HIS EXCELLENCY ERNEST GORDON LEWIS, Esquire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Officer of the Most Excellent Order of the British Empire, has this day left the Colony on leave of absence.

AND WHEREAS no person has been appointed under the Royal Sign Manual and Signet to administer the Government of this Colony in the absence of the Governor;

NOW, THEREFORE, I, ARTHUR JOSEPH PHILIP MONK, Chief Secretary of the Falkland Islands, the Senior Member of the Executive Council aforesaid, do hereby proclaim and make known that, in pursuance of the said clause of the said Royal Letters Patent and having taken the oaths prescribed by law, I have this day assumed the Administration of the Government of this Colony and its Dependencies.

GOD SAVE THE QUEEN

Given at Stanley, this 20th day of January, in the Year of Our Lord One thousand Nine Hundred and Seventy-five.

By Command of the Acting Governor

D R Morrison,

Deputy Chief Secretary

Ref: P/1296

FALKLAND ISLANDS

PROCLAMATION

No. 2 of 1975

Made under section 24 of the Falkland Islands (Legislative Council)
Orders in Council, 1948 to 1973.

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

N. A. I. FRENCH



*By His Excellency NEVILLE ARTHUR IRWIN FRENCH,
ESQUIRE, Member of the Royal Victorian Order, Governor
and Commander-in-Chief in and over the Colony of the
Falkland Islands and its Dependencies.*

WHEREAS by subsection (1) of section 24 of the Falkland Islands (Legislative Council) Orders in Council, 1948 to 1973, it is provided that the sittings of the Council shall be held at such times and places as the Governor shall from time to time appoint by Proclamation:

NOW, THEREFORE, I, NEVILLE ARTHUR IRWIN FRENCH, Member of the Royal Victorian Order, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do by this Proclamation appoint Tuesday the 10th day of June 1975 at 10.00 a.m. at the Court and Council Chambers, Stanley, to be the time and place for a sitting of the Legislative Council of the Colony.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 1st day of May in the year of our Lord One thousand Nine hundred and Seventy-five.

By His Excellency's Command,

D. R. MORRISON,

Acting Chief Secretary.

Ref. LEC/35/1.

FALKLAND ISLANDS

PROCLAMATION

No. 3 of 1975

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

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

N. A. I. FRENCH



*By His Excellency NEVILLE ARTHUR IRWIN FRENCH,
ESQUIRE, Member of the Royal Victorian Order, Governor
and Commander-in-Chief in and over the Colony of the
Falkland Islands and its Dependencies.*

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

AND WHEREAS it appears to the Governor expedient that the list of place-names declared and published under Proclamation No. 1 of 1974 should be added to and altered:

NOW, THEREFORE, I, NEVILLE ARTHUR IRWIN FRENCH, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, in exercise of the powers vested in me aforesaid, do hereby proclaim and declare the place-names in the Dependencies of the Colony of the Falkland Islands, listed in the Gazetteer of the British Antarctic Territory, South Georgia and the South Sandwich Islands (Third Supplement to First Edition), published by Her Majesty's Stationery Office, London, in 1975, to be accepted as place-names for official use.

GOD SAVE THE QUEEN

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 20th day of May in the Year of Our Lord One thousand Nine hundred and Seventy-five.

By His Excellency's Command,

ARTHUR J. P. MONK,

Chief Secretary.

Ref. SG/31/1.

FALKLAND ISLANDS

BY THE QUEEN A PROCLAMATION

DETERMINING THE DESIGNS FOR, AND GIVING CURRENCY TO, GOLD, CUPRO-NICKEL AND BRONZE COINS IN OUR COLONY OF THE FALKLAND ISLANDS

ELIZABETH R.

WE, in exercise of the powers conferred by section 11 of the Coinage Act 1870, and of all other powers enabling Us in that behalf, do hereby, by and with the advice of Our Privy Council, proclaim, direct and ordain as follows —

1. This Proclamation shall be published in the Official Gazette of the Falkland Islands and shall come into force there on the date of such publication.

2. New coins of the following denominations shall be made at Our Mint —

- (a) gold coins of denominations of five pounds, two pounds, sovereign and half sovereign;
- (b) cupro-nickel coins of denominations of ten new pence and five new pence;
- (c) bronze coins of denominations of two new pence, new penny and new halfpenny.

3. The designs for the said coins shall be as follows —

- (a) Every gold, cupro-nickel and bronze coin shall have for the obverse impression Our Effigy with the inscription "QUEEN ELIZABETH THE SECOND".
- (b) The reverse impressions shall be as follows —
 - (i) all gold coins: in the centre a sheep standing on a background of grass, with the date of the year above and the inscription "FALKLAND ISLANDS" below;
 - (ii) ten new pence: in the centre two sea lions (a bull and a cow) with a foreground of seaweed-covered rocks, with the inscription "FALKLAND ISLANDS" above, the inscription "10" below and the date of the year below to the left;
 - (iii) five new pence: in the centre an albatross in full flight, with the inscription "FALKLAND" to the left and "ISLANDS" to the right and the inscription "5" and the date of the year below;
 - (iv) two new pence: in the centre an upland goose alighting, with the inscription "2" above, the inscription "FALKLAND ISLANDS" below and the date of the year to the right;
 - (v) one new penny: in the centre two standing penguins in their tussock-grass nesting place, with the inscription "FALKLAND ISLANDS" above, the inscription "1" centralised between the penguins and the date of the year below;
 - (vi) new halfpenny: in the centre a brown trout, with the inscription " $\frac{1}{2}$ " centred, the inscription "FALKLAND ISLANDS" to the left and above and the date of the year to the right.

(c) Every gold and cupro-nickel coin shall have a graining on the edge.

4. The said coins shall be current within Our Colony of the Falkland Islands.

Given at Our Court at Buckingham Palace, this eighteenth day of December in the year of Our Lord One thousand nine hundred and seventy-four and in the twenty-third year of Our Reign.

GOD SAVE THE QUEEN

FALKLAND ISLANDS

FALKLAND ISLANDS DEPENDENCIES CONSERVATION ORDINANCE 1975
(No. 1 of 1975)

Wild Mammals and Birds (Export) Regulations 1975

No. 1 of 1975.

N. A. I. FRENCH
Governor.

In exercise of the powers conferred by section 19 of the Falkland Islands Dependencies Conservation Ordinance 1975, the Governor has made the following Regulations —

1. These Regulations may be cited as the Wild Mammals and Birds (Export) Regulations, 1975. Citation.

2. (1) The fees payable in respect of the exportation of living wild animals and birds shall be as follows — Fees payable for export.

	£
Elephant Seals <i>Mirounga leonina</i> ...	150 each
Fur Seals <i>Arctocephalus gazella</i> ...	70 „
All other seals ...	50 „
King Penguins <i>Aptenodytes patagonica</i> ...	50 „
All other birds and mammals ...	10 „

(2) The grant of any export licence shall be at the discretion of the Governor, and any export licence may be made subject to special conditions.

(3) The Governor may waive the fees payable under these Regulations in circumstances which require special exceptions for scientific or other reasons.

3. The Wild Animals and Birds (Export) Regulations 1968 are revoked in so far as they apply to the Falkland Islands Dependencies. Revocation. 3 of 1968.

By Command,
ARTHUR J. P. MONK,
Chief Secretary.

19th February 1975.

FALKLAND ISLANDS

EDUCATION ORDINANCE 1967

(No. 14 of 1967)

Schools (Amendment) Regulations 1975

No. 1 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 16 of the Education Ordinance 1967, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Schools (Amendment) Regulations 1975 and shall come into operation on the 1st day of July 1975.

Citation and commencement.

2. Regulation 23 of the Schools Regulations 1967 is amended by deleting paragraph (1) and substituting the following —

Amendment of regulation 23 (1).
(6 of 1967)

"Contents of scholarship.

23. (1) A scholarship award may include free passages annually to and from the pupil's school and normal place of residence in the Colony, free tuition, free board and lodging at the school, free board and lodging during holidays and reasonable fares to and from holiday places between term times, provided that payments in respect of board and lodging during holidays shall not be payable when the child is staying with a parent. Awards shall not include pocket money or clothing."

Made by the Governor in Council this 22nd day of May 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. EDU 1/1/II.

FALKLAND ISLANDS

CUSTOMS ORDINANCE

(Chapter 16)

Customs (Fees) Regulations 1975

No. 2 of 1975

N A I FRENCH
Governor

In exercise of the powers conferred by section 230 of the Customs Ordinance the Governor in Council has made the following regulations -

1. These regulations may be cited as the Customs (Fees) Regulations 1975 and shall come into operation on the 12th day of July 1975. Citation and commencement

2. The normal hours of duty of Customs Officers shall be - Normal hours of duty

WINTER TIME

Monday to Friday 8.30 am - 12.30 pm
1.45 pm - 5.00 pm

SUMMER TIME

Monday to Friday 8.00 am - 12.00 noon
1.15 pm - 4.30 pm

3. (1) Any person requiring the services of a Customs Officer for any of the purposes of the customs law - Fees

(a) during normal hours shall pay fees calculated on the hourly remuneration of the Customs Officer plus 20%;

(b) outside normal hours shall pay fees at the rate of one and one half times the fees in paragraph (a);

(c) between midnight and 6.0 am shall pay fees at the rate of two and one half times the fees in paragraph (a);

(d) on Sundays and recognised Public Holidays shall pay fees at the rate of three times the fees in paragraph (a).

(2) The minimum charge shall be for two hours.

4. For the single act of -

Entering and clearing

(a) entering; or

(b) clearing; or

(c) entering and at the same time clearing.

avessel the fee shall be ten pounds.

5. The Customs Regulations are revoked

Revocation
(8 of 1948)

Made by the Governor in Council this 11th day of July 1975

Ref: CUS/10/1

R Browning
Clerk of the Executive Council

FALKLAND ISLANDS

PUBLIC HEALTH ORDINANCE

(Chapter 54)

Medical Fees (Amendment) Regulations 1975

No. 3 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 55 of the Public Health Ordinance, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Medical Fees (Amendment) Regulations 1975 and shall come into operation on the 1st day of August 1975. Citation and commencement.

2. In Schedule A of the Medical Fees Regulations 1973 (hereinafter referred to as the principal regulations) for paragraph 6 there shall be substituted the following paragraph — Amendment of Schedule A.
(5 of 1973)

"Visits to
ships.

6. (1) The following charges shall be made when a medical officer is requested to visit a ship —

- (a) in Stanley Harbour or Port William £25;
- (b) elsewhere in the Colony £50;
- (c) for each patient seen £1.

(2) Transport to and from the ship shall be provided by the Master of the ship."

3. Schedule B to the principal regulations is amended —

- (a) in sub-paragraph (a) of paragraph 2 by deleting "95p" and "£1.30" and substituting the following respectively —
"£1.50" and "£3.00";
- (b) in sub-paragraph (b) of paragraph 2 by deleting "£5" and "£6.90" and substituting the following respectively —
"£10" and "£20";
- (c) in paragraph 3 by deleting sub-paragraph (b) and substituting the following —
"(b) persons not normally resident in the Colony £100."

Amendment of Schedule B.

Made by the Governor in Council this 11th day of July 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. MED/2/2.

FALKLAND ISLANDS

HARBOUR ORDINANCE

(Chapter 30)

Harbour (Amendment) Regulations 1975

No. 4 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 3 of the Harbour Ordinance, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Harbour (Amendment) Regulations 1975, and shall come into operation on the 1st day of August 1975.

Citation and commencement.

2. Schedule III to the Harbour Regulations is deleted and the following substituted —

Deletion and substitution of Schedule III.
(Cap. 30, sub. leg.)

"SCHEDULE III

Reg. 16A.

1. HARBOUR DUES

The following harbour dues shall be payable on every vessel arriving in the Colony —

Vessels under 10 tons register	...	...	...	...	£5
Vessels of 10 tons or more up to 50 tons	...	...	...	...	£10
Vessels over 50 tons and up to 500 tons	...	...	...	...	£15
Vessels over 500 tons and up to 1000 tons	...	...	...	...	£25
Vessels over 1000 tons and up to 1500 tons	...	...	...	...	£30
Vessels over 1500 tons and up to 2000 tons	...	...	...	...	£40
Vessels over 2000 tons and up to 5000 tons	...	...	...	...	£50
Vessels over 5000 tons and up to 10000 tons	...	...	...	...	£55
Vessels over 10000 tons and up to 12000 tons	...	...	...	...	£60
Vessels over 12000 tons	...	...	...	...	£65
Locally registered vessels normally employed in trading	...	...	...	...	Free

2. PILOTAGE DUES

For pilotage of a vessel inside the waters of the Colony into or out of any Harbour	...	£20
---	-----	-----

3. GOVERNMENT TENDER

For services of the Government tender	...	Actual cost to be reimbursed by the master of the vessel."
---------------------------------------	-----	--

Made by the Governor in Council this 11th day of July 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. CUS/10/3.

FALKLAND ISLANDS

IMMIGRATION ORDINANCE

(No. 10 of 1965)

Immigration (Amendment) Regulations

No. 5 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 24 of the Immigration Ordinance 1965, the Governor in Council has made the following regulations —

1. These regulations may be cited as the Immigration (Amendment) Regulations 1975 and shall come into operation on the 10th day of December 1975.

Citation and commencement.

2. Regulation 8 (1) of the Immigration Regulations 1965 is amended by deleting "not exceeding £220" and substituting the following —

Amendment of regulation 8.

"equal to an economy air passage to the United Kingdom or such other country as the Immigration Officer may determine".

Made by the Governor in Council on the 10th day of December 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. IMM/1/1.

FALKLAND ISLANDS

CURRENCY NOTES ORDINANCE

(Cap. 15)

RULES

(Under section 13 of the Ordinance)

No. 1 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers vested in him by section 13 of the Currency Notes Ordinance, the Governor, with the approval of the Secretary of State, has made the following rules —

1. These rules may be cited as the Currency Notes (Amendment) Rules 1975, and shall come into effect on the 1st day of July 1975.

Citation and commencement.

2. Rule 10 (1) of the Currency Notes Rules is amended by inserting "£10" under the Denominations column immediately above "£5".

Amendment of rule 10.
(Cap 15. sub. leg.)

By Command,

ARTHUR J. P. MONK,

Chief Secretary.

22nd May 1975.

Ref. TRE/2/8.

FALKLAND ISLANDS

POST OFFICE ORDINANCE (Chapter 52)

Post Office (Private Letter Boxes) (Amendment) Rules 1975

No. 2 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 4 (c) of the Post Office Ordinance, the Governor in Council has made the following rules —

1. These rules may be cited as the Post Office (Private Letter Boxes) (Amendment) Rules 1975, and shall come into operation on the 1st day of January 1976. Citation and commencement.

2. Rule 8 of the Post Office (Private Letter Boxes) Rules 1973 is amended by deleting "60p" and substituting the following — Amendment of rule 8.
(5 of 1973)
"£1"

Made by the Governor in Council this 11th day of July 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. P & T/10/2.

FALKLAND ISLANDS

POST OFFICE ORDINANCE (Chapter 52)

Telephone and Telegraph (Amendment) Rules 1975

No. 3 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 4 of the Post Office Ordinance the Governor in Council has made the following rules —

1. These rules may be cited as the Telephone and Telegraph (Amendment) Rules 1975, and shall come into operation on the 1st day of January 1976. Citation and commencement.

2. Paragraph (1) of rule 5 of the Telephone and Telegraph Rules 1973 (hereinafter referred to as the principal rules) is amended as follows — Amendment of rule 5.
(1 of 1973)

(a) in sub-paragraph (a) by deleting “£10” and “£2.75” and substituting the following respectively —

“£12” and “£3.50”;

(b) in sub-paragraph (b) by deleting “£6.50” and substituting the following —

“£8”;

(c) in sub-paragraph (c) by deleting “£5.75” and substituting the following —

“£7”;

(d) in sub-paragraph (d) by deleting “£4.50” and substituting the following —

“£5.50”.

3. Paragraph (1) of rule 8 of the principal rules is amended as follows — Amendment of rule 8.

(a) in sub-paragraph (a) by deleting “£2.75” and substituting the following —

“£3.50”;

(b) in sub-paragraph (b) by deleting “£4.50” and substituting the following —

“£5.50”.

4. Paragraph (1) of rule 18 of the principal rules is amended by deleting “£1” and substituting the following — Amendment of rule 18.

“£2”.

Made by the Governor in Council this 11th day of July 1975.

R. BROWNING,
Clerk of the Executive Council.

Ref. P & T/10/1.

FALKLAND ISLANDS

INCOME TAX ORDINANCE

(Chapter 32)

Income Tax (Amendment) Rules 1975

No. 4 of 1975.

N. A. I. FRENCH,
Governor.

In exercise of the powers conferred by section 89 of the Income Tax Ordinance, the Governor in Council has made the following rules —

1. These rules may be cited as the Income Tax (Amendment) Rules 1975. Citation.

2. The Income Tax Rules are amended by deleting Form No. 2 and substituting the following — Amendment of Form 2.
(Cap. 32, sub. leg.).

FORM 2.

No. of Assessment.....19.....

CONFIDENTIAL

Income Tax Ordinance (Cap. 32)

STATUTORY DECLARATION

I
of
as the

do hereby solemnly and sincerely declare that the statement or statements herein, or herein referred to and appended hereto, is a full, just and true return of the whole of..... income from every source, whatsoever, in respect of the year ended on the.....day of 19....., estimated to the best of my knowledge and belief, according to the directions and Rules of the said Ordinance. I make this Declaration conscientiously believing the same to be true and just in every particular, and I am well aware that if there is any statement in this declaration which is false in fact, which I know or believe to be false or do not believe to be true, I am liable to the penalties set out in Sections 85 and 85A.

.....
(Signature of Taxpayer)

N.B. — In the case of a Firm, the General Declaration above must be made by the Precedent Partner for the time being, or in cases where none of the partners is resident in the Colony, by the Attorney, Manager, Agent, etc.

Column 1	Income in respect of the year 19.....	Amount Chargeable	
	Source of Income under each Head Column 2	Column 3	
		£	
1	From income : As a (State name of Employer) As a (State name of trade or business) As a partner in the firm of As Agent for		
2	Any allowance in respect of any employment received in money		
3	Benefits in kind, at values prescribed by the Governor in Council : (a) The value of accommodation provided by an employer used rent free, or for which a token rent is paid by the occupier (b) The value of any board and/or lodging, provided by an employer, where the recipient maintains no other fixed place of abode in the Colony (c) The value of any light, power or fuel supplied by an employer		
4	Pensions received from		
5	Income of Wife (as per statement attached)		
6	Income accruing, derived or received from rents, royalties and other profits arising from property. Net Income as per statement attached hereto		
7	Income from investments, etc. (a) Bank deposits (other than the Falkland Islands Government Savings Bank)		
	(b) Stocks and Shares		
	(c) Loans, etc.		
	(d) Other interest		
8	From any other source/s not enumerated above, as per statement enclosed herewith Total Taxable Income		
9	Income not accruing in, derived from, or received in the Colony, as per statement attached, for which I claim exemption under Section 5		

A statement should always be enclosed with this Return showing how the net amount of income was arrived at.
A certified copy of the Profit & Loss Account and the Balance Sheet should be enclosed also.

Under the provisions of the said Ordinance, I hereby claim the following deductions from the income declared on page 2

1. Contributions to Pensions Funds (Section 17) (b) Birthdate.....	£																
2. In respect of premium paid to Insurance Company / or to the Widows and Orphans' Pension Fund in the Colony of in the year ended 19....., for Insurance on my life / or on the life of my wife (Section 17)																	
3. Children under 16 years of age living at the commencement of the year of assessment as follows — (Section 16)																	
<table><tr><th>Name of Child.</th><th>Date of Birth.</th><th>Present Age.</th></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></table>	Name of Child.	Date of Birth.	Present Age.														
Name of Child.	Date of Birth.	Present Age.															
4. Children living at the commencement of the year of assessment who are receiving full time education abroad wholly or partly at my expense —																	
<table><tr><th>Name of Child.</th><th>Date of Birth.</th><th>Present Age.</th></tr><tr><td></td><td></td><td></td></tr><tr><td></td><td></td><td></td></tr></table>	Name of Child.	Date of Birth.	Present Age.														
Name of Child.	Date of Birth.	Present Age.															
5. For my wife (Section 15) (1)																	
6. For female relative in charge of children (Section 15) (2)																	
7. Dependent relatives (Section 15) (3)																	
8. 1/5 of my earned income (Section 14)																	
9. Old Age Relief (Section 16A)																	
10. Personal deduction (Section 15) (4)																	
Total deductions claimed																	
For Official Use																	
Net Chargeable Income																	
Total Taxable Income																	
Less Total Deductions Claimed																	
Net Chargeable Income for the year 19.....																	

N.B.— Those portions of the return not applicable to taxpayer's case should be struck out.

PARTICULARS of the Share of each Partner in the Net Total Profits of the Firm as entered on page 2.

[illegible]

(Total to agree with the total net profits of the Firm as returned on page 2).

The Commissioner of Income Tax
Stanley, Falkland Islands

R. BROWNING,
Clerk of the Executive Council.

Ref. INC/10/1.

FALKLAND ISLANDS

CUSTOMS ORDINANCE
(Chapter 16)

Resolution of the Legislative Council

N. A. I. FRENCH,
Governor.

THIS RESOLUTION may be cited as the Customs (Amendment of Duties) Resolution 1975 and shall come into operation on the 23rd day of June 1975.

Citation and commencement.

IT IS HEREBY RESOLVED in exercise of the powers conferred by section 5 of the Customs Ordinance that the Customs Order be amended by deleting paragraph 2 and substituting the following—

Replacement of paragraph 2.

“2. The following import duties of customs shall be payable —

Item	Article	Rate of Duty		
1.	Beer, ale, perry, porter, spruce, cider and stout of all kinds	per gallon	...	11p.
2.	SPIRITS — Whisky, gin, rum, brandy, and other spirituous liquors and liqueurs	per gallon	...	£9.60
3.	WINES — Still wines, sparkling wines, vermouth, champagne, sherry and port	per gallon	...	60p.
		per dozen litres		£1.80
		per dozen quarts		£1.32
		per dozen pints or cans of 350 c.c.		66p.
4.	TOBACCO —			
	(a) Cigars	per lb.	...	£3.50
	(b) Cigarettes	per lb.	...	£2.40
	(c) Tobacco	per lb.	...	£2.00 "

R. BROWNING,
Clerk of the Legislative Council.

Ref. CUS/10/1.

FALKLAND ISLANDS

STATUTORY INSTRUMENTS

1975 No. 1034

FUGITIVE CRIMINAL

The Belgium (Extradition) (Amendment) Order 1975

<i>Made</i> - - - - -	<i>25th June 1975</i>
<i>Laid before Parliament</i>	<i>2nd July 1975</i>
<i>Coming into Operation</i>	<i>15th July 1975</i>

At the Court at Buckingham Palace, the 25th day of June 1975

Present,

The Queen's Most Excellent Majesty in Council

Whereas a Treaty was concluded on 29th October 1901 between His late Majesty in respect of the United Kingdom of Great Britain and Northern Ireland and His late Majesty the King of the Belgians for the mutual extradition of fugitive criminals (*a*), which Treaty was later amended by supplementary Conventions (*b*):

And whereas it has been agreed by Notes exchanged on 15th May 1975, the terms of which are set out in the Schedule to this Order, that the Treaty should be further amended by the addition of drug offences to the list of extraditable offences specified in Article I of the Treaty:

Now, therefore, Her Majesty, in exercise of the powers conferred by sections 2, 17 and 21 of the Extradition Act 1870 (*c*), or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows —

1. This Order may be cited as the Belgium (Extradition) (Amendment) Order 1975 and shall come into operation on 15th July 1975.

2. The Interpretation Act 1889 (*d*) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

3. The Extradition Acts 1870 to 1935 shall apply in the case of Belgium in accordance with the said Treaty, as amended by the said supplementary Conventions and the said Exchange of Notes.

N. E. Leigh.

(*a*) S. R. & O. 1902/208 (Rev. IX p. 32).

(*b*) S. R. & O. 1907/544, 1911/793, 1924/81, 1928/574 (Rev. IX, p. 42, 44, 46, 48: 1907 p. 268, 1911 p. 121, 1924 p. 460, 1928 p. 623).

(*c*) 1870 c. 52.

(*d*) 1889 c. 63.

SCHEDULE

EXCHANGE OF NOTES BETWEEN THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND THE GOVERNMENT OF THE KINGDOM OF BELGIUM SUPPLEMENTING ARTICLE I OF THE TREATY FOR THE MUTUAL EXTRADITION OF FUGITIVE CRIMINALS SIGNED ON 29 OCTOBER 1901, AS AMENDED.

No. 1

*Her Majesty's Ambassador at Brussels to the
Minister for Foreign Affairs of Belgium*

*British Embassy,
Brussels.
15 May 1975.*

Your Excellency,

I have the honour to refer to the Treaty between the United Kingdom and Belgium for the Mutual Surrender of Fugitive Criminals signed at Brussels on 29 October 1901 as supplemented and amended by the Conventions signed at London on 5 March 1907 and 3 March 1911.

I have to propose on behalf of the United Kingdom that the list of crimes for which extradition may be sought, as set out in Article I of the Treaty, shall be supplemented by the addition of the following:

"30. Offences against the laws relating to dangerous drugs, including attempts to commit such offences where these attempts are punishable by the laws of both countries."

If the foregoing proposal is acceptable to the Government of Belgium, I have the honour to suggest that the present Note, together with Your Excellency's reply to that effect, shall constitute an Agreement between the United Kingdom and Belgium, which shall enter into force two months after the date of your reply.

I avail myself of this opportunity to renew to the Minister of Foreign Affairs the assurances of my highest consideration.

*D. F. MUIRHEAD,
Her Britannic Majesty's Ambassador.*

No. 2

The Minister for Foreign Affairs to Her Majesty's Ambassador at Brussels

*Bruxelles,
15 mai 1975*

Monsieur l'Ambassadeur,

J'ai l'honneur d'accuser réception de l'Office de ce jour par lequel Votre Excellence m'adresse la communication dont la teneur suit:

"J'ai l'honneur de me référer au Traité entre le Royaume-Uni et la Belgique pour l'extradition réciproque des criminels fugitifs, signé à Bruxelles le 29 octobre 1901, complété et modifié par les Conventions signées à Londres les 5 mars 1907 et 3 mars 1911.

Je propose au nom du Royaume-Uni, de compléter comme suit la liste des infractions pour lesquelles l'extradition peut être réclamée et qui sont énumérées à l'Article I de ce Traité:

'30. Infractions à la législation relative aux drogues nuisibles, y compris la tentative de commettre de telles infractions lorsqu'elle est punie par la législation des deux pays.'

Si le Gouvernement belge accepte la proposition que précède, j'ai également l'honneur de proposer que la présente note ainsi que la réponse de Votre Excellence à cet effet, constitueront un accord entre le Royaume-Uni et la Belgique, qui entrera en vigueur deux mois après la date de Sa réponse."

En réponse, j'ai l'honneur d'informer Votre Excellence que le Gouvernement belge accepte la proposition qui précède et que par conséquent il marque son accord pour que l'Office de Votre Excellence et la présente réponse constituent un accord entre la Belgique et le Royaume-Uni, qui entrera en vigueur le 15 juillet 1975.

Je saisis l'occasion, Monsieur l'Ambassadeur, de renouveler à Votre Excellence l'assurance de ma très haute considération.

R. Van Elslande.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order extends the application of the Extradition Acts 1870 to 1935 in the case of Belgium by the addition of drug offences in accordance with Article I of the Treaty between His Late Majesty and His Late Majesty the King of the Belgians for the mutual extradition of fugitive criminals which was signed on 29th October 1901, as amended by supplementary Conventions and by Notes exchanged on 15th May 1975.

FALKLAND ISLANDS

STATUTORY INSTRUMENTS

1975 No. 1706

SOUTH ATLANTIC TERRITORIES

The Falkland Islands (Legislative Council) (Amendment) Order 1975

Made - - - - 22nd October 1975

Laid before Parliament 29th October 1975

Coming into Operation 14th November 1975

At the Court at Buckingham Palace, the 22nd day of October 1975

Present,

The Queen's Most Excellent Majesty in Council

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

Citation, construction and commencement

I. (1) This Order may be cited as the Falkland Islands (Legislative Council) (Amendment) Order 1975 and shall be construed as one with the Falkland Islands (Legislative Council) Orders 1948 to 1973(b), which Orders are hereinafter referred to as “the principal Order”.

(2) This Order and the principal Order may be cited together as the Falkland Islands (Legislative Council) Orders 1948 to 1975.

(3) This Order shall come into operation on 14th November 1975.

Extension of life of existing Legislative Council

2. Notwithstanding the provisions of section 26 (3) of the principal Order the Governor shall not be obliged to dissolve the existing Legislative Council at the expiration of four years from the date of the report to him of the return of the first successful candidate at the last preceding General Election, but, unless the Legislative Council is sooner dissolved, it shall stand dissolved on 31st January 1976.

N. E. Leigh

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order further amends the Falkland Islands (Legislative Council) Orders 1948 to 1973 so as to prolong the life of the existing Legislative Council for about ten weeks, unless it is sooner dissolved.

(a) 1887 c. 54; 1945 c. 7.

(b) S.I. 1948/2573 (Rev. VII, p. 591; 1948 I, p. 1018), 1950/1184, 1951/1946, 1955/1650, 1964/1397, 1972/668, 1973/598; (1950 I, p. 683; 1951 I, p. 682; 1955 I, p. 833; 1964 III, p. 3204; 1972 I, p. 2150; 1973 I, p. 1908).

FALKLAND ISLANDS

STATUTORY INSTRUMENTS

1975 No. 2193

COPYRIGHT

The Copyright (International Conventions) (Amendment No. 3) Order 1975

<i>Made</i>	- - - -	<i>19th December 1975</i>
<i>Laid before Parliament</i>		<i>2nd January 1976</i>
<i>Coming into Operation</i>		<i>24th January 1976</i>

At the Court at Buckingham Palace, the 19th day of December 1975.

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by and with the advice of Her Privy Council, and by virtue of the authority conferred upon Her by sections 31, 32 and 47 of the Copyright Act 1956 (a) and of all other powers enabling Her in that behalf, is pleased to order, and it is hereby ordered, as follows —

1. (1) This Order may be cited as the Copyright (International Conventions) (Amendment No. 3) Order 1975, and shall come into operation on 24th January 1976.

(2) The Interpretation Act 1889 (b) shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

2. The Copyright (International Conventions) Order 1972 (c) as amended (d), shall be further amended as follows —

In Schedule 1 (which names the countries of the Berne Copyright Union) there shall be included a reference to Upper Volta.

3. This Order shall extend to all the countries mentioned in the Schedule hereto.

N. E. Leigh.

(a) 1956 c. 74.

(b) 1889 c. 63.

(c) S.I. 1972/673 (1972 I, p. 2172).

(d) The amendments are not relevant to the subject matter of this Order.

SCHEDULE

COUNTRIES TO WHICH THIS ORDER EXTENDS

Bermuda.
Belize.
British Virgin Islands.
Cayman Islands.
Falkland Islands and Dependencies.
Gibraltar.
Hong Kong.
Isle of Man.
Montserrat.
Seychelles.
St. Helena and its Dependencies.

EXPLANATORY NOTE

(This Note is not part of the Order)

This Order further amends the Copyright (International Conventions) Order 1972. It takes account of the accession of Upper Volta to the Berne Copyright Convention.

The Order extends to dependent countries of the Commonwealth to which the 1972 Order extends.