



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. CI

31st JANUARY 1992

No. 1

Appointments

Raymond Rodney Johnson, Clerk of Works, Public Works Department, 3.1.92.

Miss Helen Jean Blades, Clerk, Public Service, 13.1.92.

Terence Hawksworth, Clerk, Public Service, 15.1.92.

James Arthur Wood, Senior Magistrate, Justice Department, 17.1.92.

David John Baber, Senior Laboratory Technician, Department of Agriculture, 17.1.92.

Acting Appointment

Robert Mark Titterington, Acting Attorney General, Justice Department, 18.12.91.

Confirmation of Appointments

John Coutts, Chief Engineer, Falkland Islands Government Air Service, 1.7.91.

Darren Clifton, Police Constable, Royal Falkland Islands Police Force, 1.10.91.

Mrs. Mandy Gail Heathman, Chief Nursing Officer, Medical Department, 22.12.91.

Promotions

Robert John King, from, Customs Officer to, Collector of Customs, Customs Department, 1.1.92.

Mrs. Margaret Claxton, from, Technical Assistant, Public Works Department, to, Assistant Design Engineer/Senior Draughtsman, Public Works Department, 1.1.92.

Completion of Contracts

Miss Sarah Lousie Dixon, Teacher, Education Department, 18.12.91.

Peter Henry McCabe, Senior Laboratory Technician, Department of Agriculture, 22.1.92.

Resignations

Ronald Clifton, Houseparent, Education Department, 3.1.92.

Mrs. Alison Mary Barton, Research Assistant, Legislature Department, 13.1.92.

NOTICES

No. 1

20th January 1992.

**The Falkland Islands Constitution Order 1985
Schedule 1 (Section 80 (1))
Appointment of Acting Judge**

Whereas it appears to me, after consulting the Chief Justice, Sir Dermot Renn Davis, Officer of the Most Excellent Order of the British Empire, that the State of business in the Supreme Court during such time or times as the Chief Justice is absent from the Falkland Islands so requires;

And Whereas after such consultation as aforesaid I am satisfied that **James Arthur Wood** possesses such legal qualifications and experience as are appropriate for him to be so appointed;

Now I, **William Hugh Fullerton CMG**, Governor of the Falkland Islands, **In Exercise** of my powers under Section 80(1) of Schedule 1 to the Falkland Islands Constitution Order 1985 **Do Appoint** the said **James Arthur Wood** to sit as an acting judge of the Supreme Court during such time or times as the Chief Justice is absent from the Falkland Islands, but in relation only to such causes matters proceedings or things as are hereinafter specified, **And Further** appoint the said **James Arthur Wood** to discharge the Functions in the Falkland Islands of the Chief Justice but in relation to such causes matters and proceedings and only insofar as may be reasonably necessary and incidental thereto **And Provided** that nothing in these presents shall operate so as to prevent the Chief Justice himself adjudicating in any such cause matter or proceeding or from exercising any of his functions in relation thereto.

And I Declare that the causes, matters proceedings and things to which this appointment relates are such causes matters and proceedings below described as in relation to which the Chief Justice has not indicated to the said James Arthur Wood that he wishes himself to exercise his powers and are also of one or other or more of the following descriptions-

- (a) undefended causes matters or proceedings falling within the ambit or purview of Part II of the Matrimonial Causes Ordinance 1979;
- (b) matters (defended or not) falling within the ambit or purview of Parts III, IV or V of the Matrimonial Causes Ordinance 1979;
- (c) applications for a minor to be made a Ward of Court;
- (d) applications by way of interlocutory relief for any injunction or other order (but so that any injunction or order made on any such application shall be made *ex parte* only with liberty to apply to the Chief Justice for its variation or discharge and shall not, in any case be expressed so as to have effect for a period exceeding three months from the date thereof unless extended by the Chief Justice);
- (e) non-contentious probate matters and contentious probate jurisdiction to the extent that the order or relief sought could be granted in England *ex parte* by a judge master or district probate registrar of the High Court and would be within the jurisdiction of the Chief Justice to grant and subject as expressed in (d) above;
- (f) jurisdiction of the Chief Justice which, in England, would be within the jurisdiction of a judge or master of the High Court sitting as a judge or master of the Court of Protection;
- (g) such interlocutory matters in proceedings in the Supreme Court (not being matters included in any of the foregoing descriptions) as in England would be within the jurisdiction of a master or registrar of the High Court.

And This appointment shall be effective until such time as the Governor of the Falkland Islands for the time being signifies to the contrary or until 31st day of December 1992 whichever is the sooner.

Given under my hand and the Public Seal this 20th day of January 1992.

W. H. FULLERTON,
Governor.

No. 2

20th January 1992.

**The Falkland Islands Constitution Order 1985
Schedule 1 (Section 80 (1))
Appointment of Acting Judge**

I, **William Hugh Fullerton CMG** Governor of the Falkland Islands, In Exercise of my powers under section 80(1) of Schedule 1 to the Falkland Islands Constitution Order 1985 Do Appoint the said **Robert Mark Titterington** to sit as an Acting Judge of the Supreme Court during such time or times as the Chief Justice is absent from the Falkland Islands, but in relation only to such causes matters proceedings or things as are specified in the appointment of the said Robert Mark Titterington as Acting Judge made on the 5th day of August 1991 and published in Gazette Number 10 of 1991 as Notice Number 18.

And This appointment shall be effective on and from 1st January 1992 until such time as the Governor of the Falkland Islands for the time being signifies to the contrary or until 19th January 1992 whichever is the sooner.

Given under my hand and the Public Seal this 20th day of January 1992.

W. H. FULLERTON,
Governor.

No. 3

20th January 1992.

Appointment of Senior Magistrate

In accordance with Section 7B of the Administration of Justice Ordinance, I, **William Hugh Fullerton CMG**, Governor of the Colony of the Falkland Islands, hereby appoint-

James Arthur Wood, a Senior Magistrate with effect from the 20th day of January 1992.

Given under my hand and the Public Seal at Stanley the 20th day of January 1992.

W. H. FULLERTON,
Governor.

No. 4

20th January 1992.

Appointment of Deputy Coroner

In accordance with Section 29(2) of the Administration of Justice Ordinance Cap.3, I, **William Hugh Fullerton CMG**, Governor of the Colony of the Falkland Islands, hereby appoint-

James Arthur Wood, to be a Deputy Coroner with effect from the 20th day of January 1992.

Given under my hand the 20th day of January 1992.

W. H. FULLERTON,
Governor.

No. 5

20th January 1992.

Appointment of Notary Public

In accordance with Section 43 of the Administration of Justice Ordinance, I, **William Hugh Fullerton CMG**, Governor of the Colony of the Falkland Islands, hereby appoint-

James Arthur Wood, to be a Notary Public.

Given under my hand the 20th day of January 1992.

W. H. FULLERTON,
Governor.

No. 6

20th January 1992.

**The Falkland Islands Administration
of Justice Ordinance**

Appointment of Justice of the Peace

IN EXERCISE of my powers under section 3 of the Administration of Justice Ordinance (Cap. 3) I, **William Hugh Fullerton CMG** Governor of the Falkland Islands appoint -

James Arthur Wood, to be a Justice of the Peace.

Given under my hand and the Public Seal this 20th day of January 1992.

W. H. FULLERTON,
Governor.

No. 7 20th January 1992.
Appointment of Justice of the Peace

IN EXERCISE of my powers under section 3 of the Administration of Justice Ordinance (Cap. 3) I, **William Hugh Fullerton CMG** Governor of the Falkland Islands appoint -

John Stewart, to be a Justice of the Peace.

Given under my hand and the Public Seal this 10th day of January 1992.

W. H. FULLERTON,
Governor.

No. 8 20th January 1992.
Appointment of Commissioner for oaths

In accordance with Section 2(2) of the Commissioners for Oaths Ordinance 1969, **James Arthur Wood** is appointed Commissioner for Oaths.

W. H. FULLERTON,
Governor.

Corrigendum

Front page of Gazette Supplement No. 1 of 1992, Title Line should read:-

The Post Office (Amendment) Order 1991 (S.R. & O. No. 27 of 1991).

SUPREME COURT OF THE FALKLAND ISLANDS
 Notice under the Administration of Estates Ordinance
 (Cap. 1)

TAKE NOTICE THAT **Adam Kiln Blackley**, deceased, of Stanley died at Stanley on the 6th day of October 1971 leaving a Will dated the 29th November 1963.

WHEREAS **Mary Ann Faria**, daughter of the deceased, has applied for Letters of Administration with the said Will annexed to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
 Falkland Islands.
 3rd January 1992.

B. FAIRFIELD,
Registrar, Supreme Court.

Ref: PRO/32/71.

SUPREME COURT OF THE FALKLAND ISLANDS
 Notice under the Administration of Estates Ordinance
 (Cap. 1)

TAKE NOTICE THAT **James Robert McKay**, deceased, of Stanley died at Stanley on the 8th day of April 1960 leaving a Will dated the 7th April 1960.

WHEREAS **William Robert McKay**, son of the deceased, has applied for Letters of Administration with the said Will annexed to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

B. FAIRFIELD,
Registrar, Supreme Court.

Stanley,
 Falkland Islands.
 3rd January 1992.

Ref: PRO/24/60.

SUPREME COURT OF THE FALKLAND ISLANDS
 Notice under the Administration of Estates Ordinance
 (Cap. 1)

TAKE NOTICE THAT **Alan Sturdee Betts**, deceased, of Stanley died at Stanley on the 5th day of February 1990 Intestate.

WHEREAS, **Ellen Alma Betts**, widow of the deceased, has applied for Letters of Administration with the said Will annexed to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

B. FAIRFIELD,
Registrar, Supreme Court.

Stanley,
 Falkland Islands.
 10th January 1991.

Ref: PRO/2/92.



THE FALKLAND ISLANDS GAZETTE (Extraordinary)

PUBLISHED BY AUTHORITY

Vol. CI

11th FEBRUARY 1992

No. 2

NOTICE

SUPREME COURT OF THE FALKLAND ISLANDS

Notice under the Administration of Estates Ordinance (Cap. 1)

TAKE NOTICE THAT Albert Henry Davis deceased, of Stanley died at Stanley on the 2nd day of February 1992 Intestate.

WHEREAS Elisa Alarde Davis, widow of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
6th February 1992.
Ref: PRO/492.

B. FAIRFIELD,
Registrar, Supreme Court.

The following are published in this Gazette —

Registration of Trade Marks 1989/1990;

Renewal of Trade Marks 1989/1990.

REGISTRATION OF UNITED KINGDOM TRADE MARKS ORDINANCE (Cap. 59)

The following list of Trade Marks Registered in the Falkland Islands during the period 1st January 1989 to 31st December 1990 is published for general information. The Trade Marks Register may be inspected at the Office of the Registrar General, Stanley.

B. Fairfield,
Registrar General

Registration No.	Date of Registration	Proprietor	Description of Goods
8592	6.6.89	Religious Technology Centre	Printed matter, periodical publications, books instructional teaching materials (other than apparatus). "HUBBARD"
8593	6.6.89	Michelin & Cie	Measuring instruments for tyre pressures.
8594	6.6.89	Michelin & Cie	Tyres for vehicle wheels and inner tubes therefore; vehicles wheels and vehicle wheel rims; inflation valves and pumps, all included in class 12; and antiskid spikes for insertion into the treads of vehicle tyres.
8595	6.6.89	Michelin & Cie	Printed publications, maps, guides, books, gazetteers, and magazines included in Class 16.
8596	6.6.89	Michelin & Cie	Ornaments and badges, none for wear and all made of plastics.
8597	6.6.89	Michelin & Cie	Lumber jackets, anoraks, T-shirts; ties and caps, all for wear.
8598	6.6.89	Michelin & Cie	Games (other than ordinary playing cards), toys, sporting articles (Other than clothing).
8599	6.6.89	Michelin & Cie	Paper articles, and adhesives, all included in Class 16; printed matter, pens, pencil cases, ordinary playing cards, stationery.
8600	7.6.89	Societe Des Produits Nestle S.A.	All goods included in Class 29.
8601	7.6.89	Societe Des Produits Nestle S.A.	All goods included in Class 5.
8602	7.6.89	Societe Des Produits Nestle S.A.	All goods included in Class 32.
8603	7.6.89	Societe Des Produits Nestle S.A.	All goods included in Class 30.
8605	8.6.89	The Coca Cola Company	Cherry-flavoured non-alcoholic beverages and preparations for making such beverages, all included in Class 32.
8606	8.6.89	The Coca Cola Company	Cherry-flavoured non-alcoholic beverages and preparations for making such beverages, all included in Class 32.
8607	8.6.89	The Coca Cola Company	Non- alcoholic beverages and preparations for making such beverages; mineral waters; all included in Class 32; fruit juices for use as beverages.
8700	9.11.89	Spectra Brands Plc	Cleaning and polishing preparations. "DYNAGLAZE"
8707	10.11.89	Standard Chartered Plc	Computerised automatic machines for use in banks for cash withdrawing, deposits, payments, account transfers and for the like banking transactions; telecommunications apparatus; surveillance apparatus included in Class 9, scientific apparatus and instruments; computers; digital apparatus included in Class 9; apparatus included in Class 9 for use with computers or the aforesaid digital apparatus; electronic apparatus and instruments, all for the processing and retrieval of data; electrical and electronic digital control apparatus and instruments; word processors; apparatus and instruments, all for receiving, transmitting, recording or reproducing sound; all relating to financial matters; parts and fittings included in Class 9 for all the aforesaid goods; computer programmes; computer software; materials included in Class 9 for recording data for use with all the aforesaid apparatus and instruments.
8713	13.11.89	Gold Star Co. Ltd. (Korea)	Elevators, blenders, compressors, presses and belt conveyors, all being machines, escalators, washing machines; pumps, mixers, spraying apparatus, lifting apparatus and incubators all included in Class 7; machines and apparatus included in Class 7, all for use in agriculture and in earth moving; electric dishwashing machines; motors (not for land vehicles); injection moulding machines, milling machines, drilling machines, machine tools; bulldozers; cranes; combine harvesters; computer-controlled manipulating machines; road grading machines; parts and fittings in Class 7 for all the aforesaid goods.

Registration No.	Date of Registration	Proprietor	Description of Goods
8714	13.11.89	Gold Star Co. Ltd. (Korea)	Electronic control apparatus; sound and video recording and reproducing apparatus; electronic data processing apparatus and instruments electronic apparatus for the input and output of data for computers; television receiving sets, radio receiving sets; video cameras; sound amplifiers; radio signal tuners; loudspeakers; headphones; programmable time measuring apparatus (not in the nature of clocks or watches); computers; visual display units; electronic printers and floppy disk drives, all for use with computers; calculators, cash registers; word processors and microscopes all being electronic; vending machines, video discs; video tapes; discs adapted for the digital recording of sound, magnetic tapes and cassettes therefore; floppy magnetic discs; watt hour meters; heat meters; relays, circuit breakers, cable and vacuum cleaners all being electric; telecommunications apparatus; electrical condensers; printed circuit boards; integrated circuits; transistors; parts and fittings included in Class 9 for all the aforesaid goods.
8715	13.11.89	Gold Star Co. Ltd. (Korea)	Installations and apparatus included in Class 11, all for cooking and heating; electric boilers for domestic use; installations and apparatus, for refrigerating and ventilating; air conditioning apparatus; ice making machines; humidifiers included in Class 11; electric toasters; microwave ovens (not for experimental use); electrically heated apparatus for making coffee; hair dryers (not being machines); air purification apparatus and electric fans, all included in Class 11; air conditioning installations for motor vehicles; parts and fittings included in Class 11 for all the aforesaid goods.
8716	13.11.89	Gold Star Co. Ltd. (Korea)	Elevators, blenders, compressors, presses and belt conveyors, all being machines; escalators; washing machines, pumps, mixers, spraying apparatus, lifting apparatus and incubators all included in Class 7; machines and apparatus all included in Class 7 all for use in agriculture and in earth moving; electric dishwashing machines; motors (not for land vehicles); injection moulding machines; milling machines; drilling machines; machine tools; bulldozers; cranes; combine harvesters; computer controlled manipulating machines; road grading machines parts and fittings included in Class 7 for all the aforesaid goods.
8717	13.11.89	Gold Star Co. Ltd. (Korea)	Electronic control apparatus; sound video recording and reproducing apparatus; electronic data processing apparatus and instruments electronic apparatus for the input and output of data for computers; television receiving sets; radio receiving sets; video cameras; sound amplifiers; radio signal tuners; loudspeaker headphones; programmable time measuring apparatus (not in the nature of clocks and watches); computers; visual display units; electronic printers and floppy disc drives, all for use with computers; calculators, cash registers, word processors and microscopes, all being electronic; vending machines; video discs; video tapes, discs adapted for the digital recording of sound; magnetic tapes and cassettes therefore; floppy magnetic discs; watt hour meters; heat meters; relays, circuit breakers, cables and vacuum cleaners, all being electric; telecommunications apparatus; electrical condensers; printed circuit boards; integrated circuits; transistors; parts and fittings included in Class 9 for all the aforesaid goods.
8718	13.11.89	Gold star Co. Ltd.	Installations and apparatus included in Class 11, all for cooking and heating; electric boilers for domestic use; installation and apparatus, all for refrigerating and ventilating; air conditioning apparatus; ice making machines; humidifiers included in Class 11; electric toasters; microwave ovens (not for experimental use); electrically heated apparatus for making coffee; hair dryers (not being machines); air purification apparatus and electric fans, all included in Class 11; air conditioning installations for motor vehicles; parts and fittings included in Class 11 for all the aforesaid goods. "GOLDSTAR"
8752	15.12.89	The Boots Company Plc	Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and a abrasive preparations; soaps, perfumery, essential oils, toilet preparations (non-medicated), dentifrices, but not including cleaning and polishing preparations for boots, shoes, and the like or shoemakers wax. "BOOTS"
8753	15.12.89	The Boots Company Plc	All goods included in Class 5, except socks for curative purposes.
8754	15.12.89	The Boots Company Plc	All goods included in Class 5, except socks for curative purposes. "BOOTS"
8755	15.12.89	The Boots Company Plc	Bleaching preparations and other substances for laundry use; cleaning, polishing, scouring and a abrasive preparations, soaps, perfumery, essential oils, toilet preparations (not medicated), dentifrices; but not including cleaning and polishing preparations for boots, shoes and the like, or shoemakers wax.
8759	21.12.89	Champagne Moet & Chandon (France)	Alcoholic beverages included in Class 33. "DOM PERIGNON"
8760	21.12.89	Champagne Moet & Chandon (France)	Alcoholic beverages included in Class 33. "MOET & CHANDON"
8761	21.12.89	Champagne Moet & Chandon (France)	Champagne Wines.
8765	21.12.89	Mars G.B. Limited	Animal foodstuffs and animal litter. "SCHMACKO"

Registration No.	Date of Registration	Proprietor	Description of Goods
8766	21.12.89	Casio Keisanki Kabushiki Kaisha (Casio Computer) Co. Ltd (Japan)	Electronic and electrical installations for use in checking (supervision) and automatic remote control of industrial operations and in the calculations and furnishing of data and of statistical information; punched card machines for office use, for data processing tapes and discs, all included in class 9 for the recording of data and of statistical information; electronic cash registers, electronic calculators; accounting machines; invoicing machines; apparatus for receiving, recording reproducing, transmitting and amplifying sound; loudspeakers; television receiving sets; measuring and weighing apparatus and instruments; and photographic, cinematographic and optical apparatus and instruments; and parts fittings included in Class 9 for all the aforesaid goods. "CASIO"
8777	3.1.90	The Coca-Cola Co.	Non-alcoholic beverages and preparations for making such beverages, all included in Class 32. "COKE CLASSIC"
8780	5.1.90	Kabushiki Kaisha Hattori Seiko, Japan	Watches, clocks; horological and chronometric instruments and parts and fittings included in Class 14. "SEIKO"
8781	5.1.90	Guccio Gucci S.p.a. (Italy)	Spectacle glasses, spectacle frames, sunglasses and calculators.
8784	8.1.90	Casio Keisanki Kaisha (Casio Computer) Co Ltd (Japan)	Games (other than ordinary playing cards) and playthings. "CASIO"
8785	8.1.90	Casio Keisanki Kaisha (Casio Computer) Co Ltd (Japan)	Precious metals and their alloys and articles included in Class 14, made from all the aforesaid materials or coated therewith, jewellery, precious stones, horological and chronometric instruments. "CASIO"
7686	8.1.90	Casio Keisanki Kaisha (Casio Computer) Co Ltd (Japan)	Electronic musical instruments, music synthesizers, rhythm boxes; and parts and fittings included in Class 15 for all the aforesaid goods. "CASIO"
8787	8.1.90	Carlton & United Breweries Ltd., (Australia Victoria)	Beer. "FOSTER'S"
8788	8.1.90	Carlton & United Breweries Ltd., (Australia Victoria)	Beer.
8854	28.6.90	Glaxo Group Ltd.	Pharmaceutical preparations and substances for humans, all included in Class 5. "SEREVENT"
8868	2.7.90	Tandy Corporation (United States of America Delaware)	Electrical and electronic apparatus and instruments; sound recording, reproducing; amplifying and reverberating apparatus and instruments; materials for use in sound recording or sound reproducing computers and computing apparatus computer programmes; radio, television and video apparatus, parts and fittings for all the aforesaid goods; sound records and tapes; calculators; electrical batteries and electrical battery chargers; all included in Class 9. "RADIO SHACK"
8869	2.7.90	Tandy Corporation	Calculators; electric batteries, electric battery charges; computers; but not including computers adapted for use with radios or adapted for operation by radio signals; and parts and fittings included in Class 9 for all the aforesaid goods. "RADIO SHACK"
8896	24.7.90	Toyota Jidosha Kabushiki Kaisha (Toyota Motor Corp.)	Motor land vehicles and parts and fittings therefor, all included in Class 12. "LEXUS"
8906	9.8.90	Hankook Tyre MFG. Co. Ltd. (South Korea)	Parts and fittings included in Class 12 for vehicles.
8923	20.8.90	Societe des Produits Nestle S.A. (Switzerland)	Soaps; perfumes; essential oils; cosmetics; hair lotions; dentifrices; all included in Class 3.
8924	20.8.90	Societe des Produits Nestle S.A. (Switzerland)	Soaps; perfumes; essential oils; cosmetics; hair lotions; dentifrices; all included in Class 3.
8925	20.8.90	Societe des Produits Nestle S.A. (Switzerland)	Preparations made from cereals, all for food for human consumption; cocoa essences cocoa extracts, chocolate, coffee extracts and coffee essences; non-medicated chocolate confectionery; chocolate flavourings included in Class 30 for making milk beverages.
8926	20.8.90	Societe des Produits Nestle S.A. (Switzerland)	Non-alcoholic beverages; syrups, essences and extracts, all for the preparation of non-alcoholic beverages; all included in Class 32; fruit juices for use as beverages.
8929	22.8.90	Honda Giken Kogyo Kabushiki Kaisha	Land vehicles and parts and fittings therefor all included in Class 12.
8937	12.9.90	Davidoff Extension S.A.	Cigars, cigarillos, pipe tobacco, matches; cigar cases (not of precious metals or coated therewith), cigar humidors, cigar cutters, tobacco pouches; pyrophoric lighters for smokers and for use therewith.
8946	9.10.90	HP Foods Limited	Sauces (other than salad dressings), vinegar and relishes (spices).



Reg. Nos. 8593 - 8599.



Reg. Nos. 8600 - 8603.



Reg. No. 8605.



Reg. No. 8606.



Reg. No. 8607.



Reg. No. 8707.



Reg. Nos. 8713 - 8715.



Reg. Nos. 8716 - 8717.



Reg. Nos. 8753 - 8755.



Reg. No. 8761.



Reg. No. 8781.



Reg. No. 8788.



Reg. No. 8906.



Reg. No. 8923.



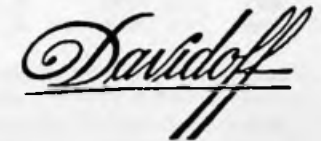
Reg. No. 8924.



Reg. Nos. 8925 - 8926.



Reg. No. 8929.



Reg. No. 8937.

REGISTRATION OF UNITED KINGDOM TRADE MARKS ORDINANCE (Cap. 59)

The following list of Trade Mark Registrations renewed in the Falkland Islands during the period 1st January 1989 to 31st December 1990 is published for general information. The Trade Marks Register may be inspected at the Office of the Registrar General, Stanley.

B. Fairfield,
Registrar General.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of Goods
2646	8590	21.10.88	The British Van Housen Company Limited	Shirts.
1445	8591	21.8.88	John Dewar & Sons Limited	Whisky.
7782	8604	4.1.89	Societe Des Produits Nestle S.A.	All goods included in Class 29, none being for export to Aden or Bahrein.
4748	8608	27.9.87	The Coca-Cola Co.	Non-alcoholic beverages and preparations for making such beverages, all included in Class 32.
4005	8609	19.8.88	The Coca-Cola Co.	All goods included in Class 29 but not including edible oils or edible fats.
4886	8610	2.8.88	The Coca-Cola Co.	Non-alcoholic beverages and preparations for making such beverages, all included in Class 32.
7546	8657	25.11.88	The Wellcome Foundation Ltd	Pharmaceutical preparations and substances.
6473	8658	21.9.88	Castrol Limited	Industrial oils and greases (other than edible oils and fats and essential oils) and lubricants and fuels.
6415	8659	11.3.89	Nippon Gakki Seizo Kabushiki Kaisha	Electronic and electrical apparatus and instruments, all included in Class 9; radio apparatus and instruments; sound recording and sound reproducing apparatus; photographic, optical, weighing, measuring, checking (super-vision) life-saving and teaching apparatus and instruments; and parts and fittings included in Class 9 for all such goods.
6417	8660	11.3.89	Nippon Gakki Seizo Kabushiki Kaisha	Sporting articles (other than clothing).
6039	8661	18.12.88	BASF Aktiengesellschaft	Herbicides and pesticides.
6028	8662	18.12.88	BASF Aktiengesellschaft	Chemical products included in Class 1 for use in agriculture, horticulture and forestry; and chemical substances for use in making silage.
4930	8663	29.12.88	British-American Tobacco Co. Ltd	Tobacco whether manufactured or unmanufactured, for export except to the Republic of Ireland, the United States of America, Cuba, Puerto Rico and the Philippine Islands.
7810	8664	6.1.89	Westminster Tobacco Co. Ltd.	Tobacco whether manufactured or unmanufactured.
4892	8665	31.12.88	Chesebrough-Ponds Inc.	Chemical substances prepared for use in medicine and pharmacy.
6007	8701	31.8.89	William Grant & Sons Limited	Blended Scotch Whisky (in bottles only) for export.
3330	8702	26.3.75	Timex Corporation	All goods included in Class 14 but not including smokers' articles or any goods of the same description as smokers' articles.
5221	8703	9.1.89	Rothmans of Pall Mall	Tobacco, whether manufactured or unmanufactured, for export from the United Kingdom to and sale in all countries of the world except the Channel Islands, the Republic of Ireland, Fiji and Malta.
7812	8704	13.5.89	Gallaher Ltd.	Cigarettes and pipe tobacco.
7674	8705	15.10.88	Carreras Ltd	Whisky.
4873	8706	20.10.88	Carreras Ltd	All goods included in Class 34, but not including filter tips for cigarettes, filters for use with tobacco pipes, or cigarette papers.
7619	8708	28.4.89	Gallaher Ltd	Manufactured tobacco's. In so far as concerns the right to the exclusive use of the Trade Mark on goods for sale in the United Kingdom of Great Britain, Northern Ireland, the Republic of Ireland and the Isle of Man.
1664	8710	30.7.89	Beecham Group Ltd.	A saline being a medicinal preparation included in Class 3.
5976	8711	14.3.89	Castrol Ltd	Industrial oils and greases (other than edible oils and fats and essential oils); lubricants and fuels.
6419	8712	1.5.89	Nippon Gakki Seizo Kabushiki Kaisha	Electronic and electrical instruments and apparatus all included in Class 9; and magnetic recording tapes.
3771	8719	2.4.89	Carreras Ltd.	Manufactured tobacco.
4284	8721	25.5.89	Rothmans of Pall Mall Ltd.	Tobacco whether manufactured or unmanufactured.
5234	8722	27.5.89	Rothmans of Pall Mall Ltd.	Tobacco whether manufactured or unmanufactured, for export from the United Kingdom to and for sale in all countries of the world, except the Channel Islands, the Republic of Ireland, Fiji and Malta.
2861	8723	22.11.89	John Walker & Sons Ltd	Fermented liqueurs and spirits.
6 7782	8751	4.1.89	Societe des Produits Nestles S.A.	All goods included in Class 30, none being for export to Aden and Bahrein.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of Goods
6963	8758	26.8.88	John Walker & Sons Ltd	Fermented liqueurs and spirits
5902	8764	14.9.88	Carlsberg A/S (Denmark)	All goods included in Class 32.
3107	8762	1.11.87	Columbia Records Incorporated	Grooved phonograph records, turntables, phonograph pickups, loudspeakers, amplifiers, record changes, tone arms and apparatus for reducing sound, all these goods being sold complete.
5222	8773	24.7.89	Rothmans of Pall Mall Ltd	Tobacco, whether manufactured or unmanufactured.
5999	8774	20.2.89	The Coca-Cola Company	Non-alcoholic beverages and preparations for making such beverages, all included in Class 32.
5998	8775	29.1.89	The Coca-Cola Company	Preparations included in Class 32, for making beverages.
5997	8776	29.1.89	The Coca-Cola Company	All goods included in Class 30, but not including cereals, being for use as food, or as ingredients in food.
5046	8782	13.11.89	Tanquary Gordon & Company Limited	Spirituous liquors (beverages).
6473	8658	21.9.88	Castrol Limited	Industrial oils and greases (other than edible oils and fats and essential oils) and lubricants and fuels.
6983	8789	24.6.86	Mars UK Limited	Non-medicated confectionery.
6589	8790	7.7.84	Mars UK Limited	Chocolate coated nougat confectionery in the form of bars.
6597	8791	22.5.86	Mars UK Limited	Non-medicated confectionery.
6787	8792	18.1.84	Mars UK Limited	Non-medicated confectionery; cereals and preparations made from cereals, all for food for human consumption; potato flour, bread, cakes, biscuits (other than biscuits for animals), pastries; foodstuffs included in Class 30, prepared in the form of fillings, snacks or meals; spices (other than poultry spice); sauces, coffee, coffee essences, coffee extracts, chicory and chicory mixtures, all for use as substitutes for coffee; tea, cocoa, drinking chocolate, sugar honey; syrups for food (not medicated and not for use as beverages), treacle and ices.
6588	8793	7.1.85	Mars UK Limited	All goods included in Class 30, but not including coffee, cocoa or tea, or any goods of the same description as tea.
1432	8856	28.6.89	Chesebrough-Ponds Inc.	Ointments, cerates, cold creams, all being medicated preparations and petroleum jelly prepared for use in medicine and pharmacy.
6022	8857	28.6.89	Chesebrough-Ponds Inc.	Lubricants.
6021	8858	28.6.89	Chesebrough-Ponds Inc.	Toilet articles (not included in other classes) and preparations for the hair.
6020	8859	28.6.89	Chesebrough-Ponds Inc.	Petroleum jelly used for the currying and stuffing of leather.
7129	8860	2.2.86	Unilever Plc	Detergents (not for use in industrial or manufacturing processes or for medical use), soaps; perfumes, essential oils; cosmetics, non-medicated toilet preparations, anti-perspirants for personal use; preparations for the hair, dentifrices.
7123	8861	10.12.86	Unilever Plc	Soaps, detergents (not for use in industrial or manufacturing processes, and not for medical use); cleaning, polishing, scouring and abrasive preparations; bleaching preparations included in Class 3, washing preparations and preparations and substances for Laundry use.
5005	8863	15.12.88	Distillers Corporation	Spirits (beverages), and liqueurs.
5387	8864	24.12.89	Distillers Corporation	Wines, spirits (beverages), and liqueurs.
4067	8865	21.11.89	Rothmans of Pall Mall Ltd.	Tobacco, whether manufactured or unmanufactured.
2561	8866	13.3.90	United Distillers Plc	Scotch Whisky.
7067	8873	23.11.89	Mars UK Limited	Non-medicated confectionery.
6593	8875	27.5.89	Mars UK Limited	Chocolate biscuits, chocolate, sweetmeats and confectionery.
6580	8876	7.8.88	Mars UK Limited	Chocolates, sweetmeats (not-medicated)
6587	8877	20.4.88	Mars UK Limited	Non-medicated confectionery.
3315	9007	18.5.90	British-American Tobacco Co. Ltd.	Tobacco manufactured or unmanufactured Registered as Proprietors in so far as their rights are concerned. CANCELLED IN RESPECT of the goods of the present specification except for export from the United Kingdom, except to the Republic of Ireland, the United States of America, Cuba, Puerto Rico and the Philippine Islands. The application is subject to the terms of an Agreement dated 6th June 1907, and made between the Imperial Tobacco Company (of Great Britain and Ireland) Limited, of the one part, and British American Tobacco Company Ltd. of the other part, the goodwill so far as relates to the export business as defined in the said Agreement being vested in British-American Tobacco Company Limited.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of Goods
6032	9015	21.6.89	The Coca-Cola Co.	Non-alcoholic beverages and preparations for making such beverages; all included in Class 32.
8592	8994	8.11.90	Religious Technology Centre	Printed matter, periodical publications, books, instructional and teaching.
7918	9004	26.1.90	Societe des Produits Nestle S.A. (Switzerland)	Pharmaceutical substances, infants' and invalids' foods all adapted for use in hydration.
5251	9005	24.9.90	Brown & Williamson Tobacco Corporation (Export) Limited.	Cut tobacco and cigarettes.
3353	9006	8.11.90	British-American Tobacco Co. Ltd.	Tobacco whether manufactured or unmanufactured. Registered as proprietors in so far as their rights are concerned. Entry cancelled under 34(1)(d) of the Trade Marks Act, 1938 in respect of:- the goods of the present specifications except for export from the United Kingdom except to the Republic of Ireland, The United States of America, Cuba, Puerto Rico and the Philippine Islands. This application is subject to the terms of an agreement dated 6th June, 1907 and made between the Imperial Tobacco Company (of Great Britain and Ireland) Limited, of the one part, and British-American Tobacco Company Limited, of the other part the goodwill so far as relates to the export business as defined in the said agreement being vested in British-American Tobacco Company Limited.
6585	8881	11.10.89	Mars G.B. Limited	Food for cats.
6584	8882	10.4.90	Mars G.B. Limited	Foodstuffs for animals and for birds.
3885	8884	15.4.90	Avon Cosmetics Ltd	Cosmetics and non-medicated toilet preparations.
6460	8885	26.10.88	Tootal Group Public Limited Company	Articles of clothing, all made from textile materials.
6457	8886	26.10.88	Tootal Group Public Limited Company	Tissues (piece goods); bed and table covers textile articles not included in other classes.
6230	8887	19.6.90	Castrol Limited	Oils for heating, lighting and lubricating.
6797	8888	3.2.90	Adidas Sportschufabriken Adi Dassler Stiftung & Co.	Bags, holdalls and containers, all included in Class 18.
6106	8889	18.10.89	Phillip Morris Inc	Cigarettes.
3051	8890	15.5.90	Tanqueray Gordon & Co. Ltd.	Dry Gin.
4290	8904	30.12.90	American Cigarettes Co. (Overseas Limited)	Filter tipped cigarettes. Registered as proprietors in so far as concerns the right to the exclusive use of the said trade marks on goods for export from the United Kingdom to and sale in all countries of the world except the Channel Islands, the Irish Republic, Fiji and Malta. This Trade Mark is hereby altered under Section 35 of the Trade Marks Act, 1838, representations of the Mark as altered were deposited on the 17th January 1962.
2330	8915	7.2.90	Procter & Gamble Ltd	Bleaching Preparations for laundry use; soap powder not being veterinary or medicated soap.
3951	8927	4.7.90	Kellog Company	Substances used as food made from corn or rice in flaked, granular or similar forms.
7544	8928	17.4.89	Honda Giken Kogyo Kabushiki Kaisha	Motorcycles and motor cars and parts and fittings therefor, all included in Class 12.
5397	8947	17.6.90	Reemtsma Cigarettenfabriken GmbH	Tobacco (Manufactured) for export other than for export to the Republic of Ireland.
7418	8948	7.6.90	Standard Chartered plc	Paper, paper articles, cardboard and cardboard articles all included in Class 16; printed matter, periodical publications, books stationery, holders being articles of stationery, and covers, all for cheque books, paying in books and for bank cards.
6946	8950	12.10.89	Orlane S.A. (France)	Non-medicated toilet preparations, cosmetic preparations, brilliantine, hair lotions, toilet shampoos, dentifrices, soaps, perfumes, essential oils and toilet articles (not included in other classes).
6178	8957	8.1.90	Fabriques de Tabac Reunies S.A. (Switzerland)	Cigarettes.



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28th FEBRUARY 1992

No. 3

Appointments

Miss Anne Patricia Halmshaw, Teacher, Education Department, 28.1.92.

Miss Pamela Dawn Wall, Nursing Sister/Midwife, Medical Department, 28.1.92.

Andrew Philip Norrell, Planning Officer, Secretariat, 28.1.92.

Miss Rowena Elizabeth Kells, Travelling Teacher, Education Department, 28.1.92.

Miss Anne-Marie Stock, Travelling Teacher, Education Department, 28.1.92.

Mrs. Raewyn Margaret Campbell, Travelling Teacher, Education Department, 2.2.92.

Miss Anna Russalka Doughty, Teacher, Education Department, 5.2.92.

Acting Appointment

Robert Mark Titterington, Acting Attorney General, Justice Department, 18.12.91-1.2.92.

Confirmation of Appointment

Mrs. Maria Marta Villanueva Strange, Personal Assistant to Chief Executive, Secretariat 28.8.91.

Transfer

Andrew Raymond Newman, from, Junior Assistant Customs Officer to, Trainee Deputy Director of Civil Aviation, 13.12.91.

Completion of Contracts

Miss Jennifer Mary Roberts, Travelling Teacher, Education Department, 29.1.92.

Miss Vicky Susan Carlyon, Travelling Teacher, Education Department, 29.1.92

Graham Brian France, Building Control Officer, Public Works Department 9.2.92.

Miss Elizabeth Alice Marrow, Scientific Officer, Fisheries Department 18.2.92.

Renewal of Contract

Graham Brian France, Building Control Officer, Public Works Department, 10.2.92.

NOTICES

No. 9 10th February 1992.
Application for Naturalisation

Notice is hereby given that Mr Francisco Javier Hernandez Pastene, of Stanley, Falkland Islands, is applying to His Excellency the Governor for naturalisation, and that any person who knows why naturalisation should not be granted should send a written and signed statement of the facts to the Immigration Officer at the Police Station, Stanley.

J. E. SMITH,
Immigration Officer.

No.10 28th February 1992.

The findings of the Cost of Living Committee for the quarter ended 31st December 1991 are published for general information.

Quarter ended Percentage Increase over June 1989 Prices

31st December 1991 19.372%

2. Hourly paid employees in Stanley coming within the scope of the Wages Agreement qualified for an increase of 3.56% per hour with effect from 1st January 1992.

F. B. WALLACE,
for Senior Assistant Secretary.

Customs Ordinance (Cap. 16).

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint :-

W. CPL. META WATERS, W.R.A.F.,

to be a temporary Customs Officer with effect from the 3rd January, 1992 - 31st May, 1992.

R. J. KING,
Collector of Customs.

Customs Ordinance (Cap. 16).

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint :-

SGT. STEVE POTTER, R.A.F.,

to be a temporary Customs Officer with effect from the 10th January, 1992 - 30th June, 1992.

R. J. KING,
Collector of Customs.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)

TAKE NOTICE THAT Kerena Michelle MacDonald, deceased, of Stanley died at Stanley on the 2nd day of February 1992 Intestate.

WHEREAS, Vernon Robert Steen, uncle of the deceased has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

B. FAIRFIELD,
Registrar, Supreme Court.

Stanley,
Falkland Islands.
13th February 1992.

Ref: PRO/592.

Regulations made by the Governor with the approval of the Secretary of State governing the award of the Colonial Police Long Service Medal instituted by Her Majesty the Queen under Royal Warrant dated 21st March 1956

1. These Regulations may be cited as the Colonial Police Long Service Medal Regulations 1992 and come into force on 1 March 1992. *Short Title and Commencement.*
- 2.(1) The Colonial Police Long Service Medal will be granted as a reward for long service and good conduct to members of all ranks of the Falkland Islands Police, who on or after 21st 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 or 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; provided, however, that where service has been rendered in the Falkland Islands and 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 in any one territory as defined above shall not be regarded as breaking the continuity of such service. *Continuity of 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. For the purpose 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 shall be deemed to be borne by a member of the Police Force who has not been convicted of any criminal offence during the whole of his service or a disciplinary offence during the last ten years of his service for which the punishment awarded was reduction in rank, reduction in rate of pay or a fine. *Exemplary Character.*
5. Recommendations for the Medal or the Clasp shall be submitted by the Officer in Command of the Police Force to the Governor or Officer Administering the Government. The Medal will be awarded on the authority of the Governor or Officer Administering the Government and a notification of such award shall be published in the Gazette. *Recommending Authority.*
- 6.(1) A recipient of the Medal or Clasp who is convicted of a criminal offence or is dismissed or removed from the Police Service for misconduct shall forfeit the Medal or Clasp unless the Governor or Officer Administering the Government shall otherwise direct. *Forfeiture and Restoration.*

(2) A Medal or Clasp so forfeited may be restored to the recipient by the Governor or Officer Administering the Government at his discretion.

(3) A notice of forfeiture or restoration shall in every case be published in the Gazette.

7. Where a Medal or Clasp has been lost and it is desired to replace it a declaration shall be made before a Justice of the Peace stating the rank, name and force of the person to whom the Medal or Clasp belonged and the circumstances in which the loss occurred. This declaration shall be forwarded to the Governor or the Officer Administering the Government through the Officer in Command of the Police Force. If the explanation as to loss is considered satisfactory the Medal or Clasp will be replaced at the expense of the recipient unless, in view of any special circumstances, it is decided to relieve him of this liability.

*Replacement of Medal
and Clasp in Event of
Loss.*

8. The Colonial Police Long Service Medal Regulations 1957 are revoked(a).

Revocation.

Dated this 11th day of February 1992

W.H. FULLERTON.
Governor

(a) Gazette, 1957 page 109.



**THE
FALKLAND ISLANDS GAZETTE
(Extraordinary)**

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Vol. CI

3rd MARCH 1992

No. 4

NOTICE

No. 11.

3rd March 1992.

Falkland Islands Defence Force Ordinance 1991

IN EXERCISE of my powers under section 1 of the Falkland Islands Defence Force Ordinance 1991, I **NOTIFY** that that Ordinance shall come into operation on 16th March 1992.

Dated this 2nd day of March 1992.

R. SAMPSON,
Acting Governor.



THE FALKLAND ISLANDS GAZETTE

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31st MARCH 1992

No. 5

Appointments

David Graham Lindley, Medical Officer, Medical Department, 25.2.92.

Mrs. Maria Esther Wilson, Nursing Sister/Midwife, Medical Department, 28.2.92.

Mrs. Alison Lesley Woolcott, Nursing Sister/Midwife, Medical Department, 28.2.92.

Timothy Stewart Cotter, Teacher, Education Department, 3.3.92.

Miss Josephine Gale Hunter, Fisheries Observer, Fisheries Department, 11.3.92.

Retirement

Leslie John Halliday, Collector of Customs, Customs and Harbour Department, 4.3.92.

Resignation

Peter Coombe, Assistant Filtration Plant Operator, Public Works Department, 14.8.91.

NOTICES

No. 12

25th March 1992.

The Companies Act 1948

Special Resolution

pursuant to sections 141(2) and 278(1)(b) of the Companies Act 1948

Group One Limited.

Passed - 25th March 1992.

At an Extraordinary General Meeting of the above-named Company duly convened, and held at 44 John Street, Stanley, Falkland Islands, on the 25th March 1992, the following Special Resolution was duly passed -

"That the Company be wound up voluntarily, and that Peter J. Campbell of 38 Albyn Place, Aberdeen be and he is hereby appointed Liquidator(s) (1) for the purposes of such winding-up".

Signature - Graeme Gill.

Description - Chairman.

Presented by - Consultancy Services Falklands Limited, 44 John Street Stanley.

Presenter's Reference - Graeme J. Gill

No. 13

25th March 1992.

The Companies Act 1948
Notice of Appointment of Liquidator (Members') Voluntary Winding up
Pursuant to section 305 of the Companies Act 1948

Name of Company - Group One Limited.

Nature of Business - Fishing Agents

Address of Registered Office - Old Transmitting Station, Stanley, Falkland Islands.

Liquidator(s) Name(s) and Address(es) - Peter James Campbell, 38 Albyn Place, Aberdeen, AB1 9US.

Date of Appointment - 25th March 1992.

By Whom Appointed - Special resolution of company.

Signature(s) P. J. Campbell

Dated - 25th March 1992.

Attested by - G. Gill.

Description - Liquidators.

No. 14

26th March 1992.

Notice to Creditors to send in claims

Name of Company - Group One Limited (in Voluntary Liquidation).

Notice is hereby given that the Creditors of the above-named Company are required, on or before the **Sixteenth day of April 1992**, to send their names and addresses, with particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to the undersigned, **Peter James Campbell, c/o 44 John Street, Stanley**, the Liquidators of the said Company; and, if so required by notice in writing by the said liquidators, are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved. (1) This notice is purely formal and all known Creditors have been, or will be, paid in full.

Dated - 26th March 1992.

Application for a Publican's Retail Licence

In accordance with Section 7(1) of the Licensing Ordinance

Mr. Christopher John McCallum

has applied for a Publican's Retail Licence in respect of bar premises to be located at the west end of Jeremy Moore Avenue, Stanley, which will be known as the 'Stanley Arms'.

2. Any objection to the granting of a licence must be made to the Treasury within 21 days from the appearance of this notice in the Gazette and the Penguin News.

The Treasury

Stanley.

5th March 1992.

Ref: 33/B (27.5).

D. HOWATT,
Financial Secretary.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)

TAKE NOTICE THAT Terence Darwin Hansen, deceased, of Stanley died at Stanley on the 16th day of February 1992 Intestate.

WHEREAS, Keva Elizabeth Hansen, Widow of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,

Falkland Islands.

5th March 1992.

Ref: PRO/692.

B. GREENLAND,
Registrar, Supreme Court.



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. CI
30th APRIL 1992
No. 6

Appointments

Robin Perry McGill, Resident Houseparent, Education Department, 1.4.92.

Miss Jacqueline Elizabeth Earnshaw, Nursing Sister, Medical Department, 14.4.92.

Paul Robert Riddell, Housing Officer, Public Works Department, 21.4.92.

Acting Appointments

Derek Simon Clarke, Acting Chief Pilot, F.I.G.A.S., 8.4.92.

Barry Elsby, Acting Chief Medical Officer, Medical Department, 25.4.92.

Promotions

Miss Jennifer Mary Luxton, from, Senior Clerk, Education Department, to, Research Assistant, Legislature Department, 15.4.92.

Jonathon Andrew Clark, from, Senior Fisheries Officer,

Fisheries Department, to, Marine Officer, Fisheries Department, 15.4.92.

Transfers

Morgan Edmund Goss, from, Licensed Aircraft Engineer, F.I.G.A.S., to, Pilot, F.I.G.A.S., 22.1.92.

Miss Shona Marguerite Strange, from, Housing Officer, Public Works Department, to, Senior Clerk, Education Department, 13.4.92.

Completion of Contracts

David Michael West, Training Officer, Department of Agriculture, 1.4.92.

Miss Jacqueline Elizabeth Earnshaw, Nursing Sister, Medical Department, 13.4.92.

Raymond Gorbitt, Marine Officer, Fisheries Department, 15.4.92.

 No.15

2nd April 1992.

Registration of United Kingdom Trade Marks

In accordance with Section 13 of the Registration of United Kingdom Trade Marks Ordinance, I hereby prescribe the following fees which shall be payable from the 1st day of July 1992 -

	£
For registration of a Trade Mark and issue of certificate	40.00
For registration of an assignment or transmission of a Trade Mark	20.00
For a renewal of a Trade Mark	20.00
For cancellation of a Trade Mark registration	20.00
For registration of a change in the name or address of a person registered as the proprietor or user of a Trade Mark	10.00
Conducting search for identical Mark on Register	20.00
Inspecting the official Register for one Mark and Reporting	10.00

Dated this 2nd day of April 1992.

BONITA GREENLAND,
Registrar General.

No. 16

3rd April 1992.

The Companies Act 1948
Notice of Appointment of Liquidator (Members') Voluntary Winding up
Pursuant to section 305 of the Companies Act 1948

Name of Company - Clipper Falklands Limited.

Nature of Business - Fishing Agents

Address of Registered Office - Atlantic House, Fitzroy Road, Stanley, Falkland Islands.

Liquidator(s) Name(s) and Address(es) - Graeme John Gill, 44 John Street, Stanley, Falkland Islands.

Date of Appointment - 27th March 1992.

By Whom Appointed - Special resolution of company.

Signature(s) Graeme Gill.

Dated - 3rd April 1992.

Attested by - R. M. Titterington.

Description - Liquidators.

No. 17

3rd April 1992.

The Companies Act 1948 to 1980
Special Resolution
Pusuant to sections 141(2) and 278(1)(b) of the Companies Act 1948

Clipper Falklands Limited.

Passed- 27th March 1992.

At an Extraordinary General Meeting of theabove-named Company, duly convened, and held at The Secretariat, Stanley, on the 27th March 1992, the following Special Resolution was duly passed -

"That the Company be wound up voluntarily, and that Graeme John Gill of 44 John Street, Stanley be and he is hereby appointed Liquidator(s) for the purposes of such winding-up".

Signature - Derek Howatt.

Description - Chairman.

Presented by - Consultancy Services Falklands Limited.

Presenter's Reference - Graeme J. Gill.

No. 18

15th April 1992.

Notice to Creditors to send in claims

Name of Company - Clipper Falklands Limited (in Voluntary Liquidation).

Notice is hereby given that the Creditors of the above-named Company are required, on or before the **Sixth day of May 1992**, to send their names and addresses, with particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to the undersigned, **Graeme John Gill, c/o 44 John Street, Stanley**, the Liquidator(s) of the said Company: and, if so required by notice in writing by the said liquidator(s), are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved.

(1) This notice is purely formal and all known Creditors have been, or will be, paid in full.

Dated - 15th April 1992.

Currency Notes Rules

In exercise of the powers conferred by Rule 3 of the Currency Notes Rules, His Excellency the Governor has been pleased to approve the appointment of Miss Glynis Margaret King to be a Currency Officer with effect from 1 April 1992. The appointment of Miss Geraldine Sylvia Anthony is hereby cancelled.

D. HOWATT,
Commissioners of Currency.

6 April 1992.

Ref: TRE/19/1.



**THE
FALKLAND ISLANDS GAZETTE
(Extraordinary)
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Vol. CI

8th MAY 1992

No. 7

NOTICES

No. 19

8th May 1992.

**The Companies Act 1948
Notice of Appointment of Liquidator (Members') Voluntary Winding up
Pursuant to section 305 of the Companies Act 1948**

Name of Company - Italstan Limited.

Nature of Business - Fishing Company.

Address of Registered Office - 44 John Street, Stanley, Falkland Islands.

Liquidator(s) Name(s) and Address(es) - Andrew Dey, 44 John Street, Stanley, Falkland Islands.

Date of Appointment - 29th May 1990.

By Whom Appointed - Special resolution of company.

Signature(s) Andrew Dey.

Dated - 12th June 1990.

Attested by - Andrew Dey.

Description - Liquidator.

No. 20

8th May 1992.

**The Companies Act 1948
Special Resolution
Pursuant to sections 141(2) and 278(1)(b) of the Companies Act 1948**

Italstan Limited.

Passed- 29th May 1990.

At an Extraordinary General Meeting of the above-named Company, duly convened, and held at The Secretariat, Stanley, on the 29th May 1990, the following Special Resolution was duly passed -

"That the Company be wound up voluntarily, and that Andrew Dey of Consultancy Services Falklands Limited, be and he is hereby appointed Liquidator(s) for the purposes of such winding-up".

Signature - Ronald Sampson.

Description - Chairman.

Presented by - Consultancy Services Falklands Limited.

Presenter's Reference - Andrew Dey.

No. 21

8th May 1992.

Notice to Creditors to send in claims**Name of Company - Italstan Limited (in Voluntary Liquidation).**

Notice is hereby given that the Creditors of the above-named Company are required, on or before the first day of June 1992, to send their names and addresses, with particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to, Andrew Dey/Peter J. Campbell, Consultancy Services Falklands Limited, 44 John Street, Stanley, the Liquidator(s) of the said Company: and, if so required by notice in writing by the said liquidator(s), are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved.

This notice is purely formal and all known Creditors have been, or will be, paid in full.

Dated - 8th June 1990.

No. 22

8th May 1992.

**The Companies Act 1948
Notice of Appointment of Liquidator (Members') Voluntary Winding up
Pursuant to section 305 of the Companies Act 1948**

Name of Company - Stancross Limited.**Nature of Business - Fishing Company.****Address of Registered Office - 44 John Street, Stanley, Falkland Islands.****Liquidator(s) Name(s) and Address(es) - Andrew Dey, 44 John Street, Stanley, Falkland Islands.****Date of Appointment - 28th August 1990.****By Whom Appointed - Special resolution of company.****Signature(s) Andrew Dey.****Dated - 4th September 1990.****Attested by - John Buckland-James.****Description - Liquidators.**

No. 23

8th May 1992.

**The Companies Act 1948
Special Resolution
Pursuant to sections 141(2) and 278(1)(b) of the Companies Act 1948**

Stancross Limited.**Passed- 28th August 1990.**

At an Extraordinary General Meeting of the above-named Company, duly convened, and held at The Secretariat, Stanley, on the 28th August 1990, the following Special Resolution was duly passed -

"That the Company be wound up voluntarily, and that Andrew Dey of Consultancy Services Falklands Limited, be and he is hereby appointed Liquidator(s) for the purposes of such winding-up".

Signature - John Buckland-James.**Description - Chairman.****Presented by - Consultancy Services Falklands Limited.****Presenter's Reference - Andrew Dey.**

No. 24

8th May 1992.

Notice to Creditors to send in claims**Name of Company -Stancross Limited (in Voluntary Liquidation).**

Notice is hereby given that the Creditors of the above-named Company are required, on or before the **first day of June 1992**, to send their names and addresses, with particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to, **Andrew Dey/Peter J. Campbell, Consultancy Services Falklands Limited, 44 John Street, Stanley**, the Liquidator(s) of the said Company: and, if so required by notice in writing by the said liquidator(s), are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved.

This notice is purely formal and all known Creditors have been, or will be, paid in full.

Dated - 29th August 1990.

Annual Report

The following table shows the results of the operations of the Corporation during the year ended 31st December 1971. The figures are in thousands of pounds sterling.

Revenue from sales of goods and services

Operating expenses

Operating profit

Finance charges

Profit before tax

Income tax



THE FALKLAND ISLANDS GAZETTE

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No. 8

Appointments

Paul Ian Clarke, Junior Technical Assistant, Public Works Department, 1.4.92.

Miss Kirsty Elizabeth Malcolm, Teacher, Education Department, 5.5.92.

Acting Appointments

Peter Thomas King, Acting Chief Executive, Secretariat, 15.4.92 - 21.5.92.

Jonathon Andrew Clark, Acting Director of Fisheries, Fisheries Department, 6.5.92.

Eddie Anderson, Acting General Manager, F. I. G. A. S., 13.5.92.

Promotion

Mrs. Amara Theresa Goss, from Clerk, Legal Department, to Legal/Personal Assistant, Attorney General's Chambers, 14.5.92.

Completion of contract

Patrick Murray Lurcock, Computer Technician, Fisheries Department, 30.4.92.

Resignation

Mrs. Jennifer Anne Cox, Legal/Personal Assistant, Attorney General's Chambers, 13.5.92.

NOTICES

No. 25

8th May 1992.

Appointment of Coroner

In accordance with Section 29 (1) of the Administration of Justice Ordinance Cap. 3, His Excellency William Hugh Fullerton CMG, Governor of the Colony of the Falkland Islands, hereby appoints-

James Arthur Wood,

to be Coroner with effect from the 8th day of May 1992. Given under my hand and the public seal this 8th day of May 1992

W. H. FULLERTON,
Governor.

No. 26

29th May 1992.

The findings of the Cost of Living Committee for the quarter ended 31st March 1992 is published for general information.

Quarter Ended Percentage increase over June 1989 prices

31st March 1992

21.45%

2. Hourly paid employees who are employed under the terms of the FIG/GEU Wages Agreement for the period 1st July 1991 to 30th June 1992 qualified for an increase of 1.741% per hour with effect from 1st April 1992.

F. B. WALLACE,
for Senior Assistant Secretary.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint-

Sqd. Ldr. P.M. Round R.A.F.

to be a temporary Customs Officer with effect from 13th May, 1992 to 31st July, 1992.

R. J. KING,
Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint-

Cpl. P. L. Colley R.A.F.

to be a temporary Customs Officer with effect from 13th May, 1992 to 31st July, 1992.

R. J. KING,
Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint-

Cpl. A. Mathews W.R.A.F.

to be a temporary Customs Officer with effect from 13th May, 1992 to 31st August, 1992.

R. J. KING,
Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint-

Sgt. M. Smith R.A.F.

to be a temporary Customs Officer with effect from 13th May, 1992 to 30th September, 1992.

R. J. KING,
Collector of Customs.

Customs Ordinance (Cap. 16)

In exercise of the powers conferred in section 4 of the Customs Ordinance, I Hereby Appoint-

WO2 D. N. Jamieson

to be a temporary Customs Officer with effect from 13th May, 1992 to 31st October, 1992.

R. J. KING,
Collector of Customs.



**THE
FALKLAND ISLANDS GAZETTE
(Extraordinary)
PUBLISHED BY AUTHORITY**

Vol. CI

8th JUNE 1992

No. 9

The following are published in this Gazette –

The Register of Electors - Preliminary Lists.

REGISTER OF ELECTORS - PRELIMINARY LIST

The Registration Officer has prepared the preliminary list of all persons who, on the qualifying date (15 May 1992), appear to be entitled to be registered as electors for the purposes of the Electoral Ordinance 1988. In accordance with Section 12 of the Ordinance, the Registration Officer has caused the preliminary list to be published in this edition of the Gazette.

Any person who claims that the name of a person entitled to be registered as a voter in the Falkland Islands, has been omitted from the preliminary list, should notify the Registration Officer (Justice Department, Town Hall, Stanley) of such claim in writing within 28 days of publication. Additionally, any person who wishes to object to the inclusion of a person whose name appears in the preliminary list, should notify the Registration Officer within 28 days of publication. The Registration Officer shall, upon receipt of any such claim or objection, subsequently determine the same in accordance with the provisions of the Electoral Ordinance 1988.

The preliminary list has been prepared from last years Electoral Register. The following is a summary of the deletions from and additions and alterations to last years list :-

Deceased Electors - Camp

Davis, Violet
Newman, Adrian Henry Frederick

Deceased Electors - Stanley

Cletheroe, Stanley William
Davis, Albert Henry
Duncan, Avis Marion
Ford, Dorothy Minnie
Hansen, Terence Darwin
Jaffray, Stephen Andrew
MacDonald, Kerena Michelle

Electors who have changed Constituency - Camp to Stanley

Anderson, Paul James*
Berntsen, Ellen Rose
Berntsen, Iain Kenneth
Biggs, Robert William
Billett, Leslie William
Blake, Paul Wickham
Clarke, Ian
Davis, Maurice Nigel
Goodwin, Emily Rose*
Goodwin, William John Maurice
Jaffray, Terence Roy
Mitchell, Leon John
Newman, Clive Alexander
Newman, Dwenda Rose
Phillips, Albert James

Phillips, Lynda
 Short, Arthur Richard*
 Whitney, Tyrone*

Electors who have changed Constituency - Stanley to Camp

Clapp, Kevin Christopher
 Felton, Anthony Terence*
 Felton, Sonia Ellen
 Felton, Walter Arthur*
 Johnson, Lily Ann*
 Kiddle, Robert Karl
 Lee, Owen Henry
 Newell, Donna*
 Smith, Andrew John

Electors who are no longer resident - Camp

Beattie, Thomas George
 Packham, Derek
 Reid, Albert John

Electors who are no longer resident - Stanley

Evans, Derek Stanley
 Grocock, Trevor
 Mercer, Christel
 McKay, Ian Roderick

Electors who have changed name by deed poll or by marriage - Camp

Peck, Carol Margaret*

Electors who have changed name by deed poll or by marriage - Stanley

Cofre, Anya Evelyn
 Coulter, Paula*
 Coutts, Diana Marion*
 Goss, Amara Theresa
 Goss, Annagret
 Greenland, Bonita Doreen
 Igao, Pauline Lynx
 Stewart, Sheila Olga

Electors entitled to vote for the first time - Camp

Dickson, Charles George*
 Pole-Evans, Lisa*

Pole-Evans, Russel*
Sinclair, Serena Samantha*

Electors entitled to vote for the first time - Stanley

Berntsen, Saphena Anya Jane*
Betts, Severine*
Bowles, William George Troyd*
Cheek, Rosalind Catriona*
Clarke, Angelina Gloria*
Clarke, Anneliese Rose*
Clifton, Marie*
Davies, Stephen Andrew*
Goodwin, Derek Samuel*
Harvey, William*
McLaren, Margo Jane*
McLeod, Ian James*
Peck, David Patrick*
Rozee, Bryn Thomas*
Smith, Shula Louise*
Steen, Karen Lucetta*
Summers, Melvyn Mark*
Summers, Roy*
Summers, Sandra Marie*

Electors and potential electors are advised that qualification for registration as an elector is governed by the provisions of Section 27 of the Constitution. This Section provides that, subject to certain exceptions, no person shall be qualified to be registered as a an elector unless, on the qualifying date for registration as such an elector -

- (a) he is a Commonwealth citizen;
- (b) he is eighteen years of age or over; and
- (c) he has been resident in the Falkland Islands during the qualifying period.

The "qualifying period" is prescribed at Section 4 of the Electoral Ordinance 1988, where the expression is expressed to mean -

- (a) in relation to a person who was born in the Falkland Islands, that he was resident in the Falkland Islands for a period of at least 12 months immediately preceding the qualifying date; and
- (b) in relation to a person who was not born in the Falkland Islands, that he was resident in the Falkland Islands for a period of at least 5 years immediately preceding the qualifying date.

It should be noted that certain periods of absence from the Islands are permitted when calculating periods of residency. A full definition of the meaning of "resident" is contained at Section 3 of the Electoral Ordinance 1988, which is reproduced for the benefit of electors :

3. (1) For the purpose of qualification to be registered as an elector, a person who is a Commonwealth citizen is resident in the Falkland Islands if -

- (a) subject to subsection (9) below he is physically present within the Falkland Islands; or
- (b) although not physically present within the Falkland Islands his absence therefrom is an absence which, under subsection (2) to (7) inclusive below, is a permitted absence.

(2) In respect of a person who was born in the Falkland Islands his absence therefrom is a permitted absence for the purposes of this section -

- (a) subject to subsection (3) below, to the extent that it is or was occasioned by -
 - (i) the performance of his duties as a public officer in the employment of the Falkland Islands Government;
 - (ii) the performance of his duties as a member of the Legislative Council, as a member of the Corporation or in any office prescribed by regulations made under this Ordinance;
- (b) subject to subsection (3) below, it is or was occasioned by his undergoing a course of education or training overseas;
- (c) subject to subsection (3) below, it was occasioned by an other matter or thing not falling within paragraph (a) or (b) above, but to the extent only that such absence or the aggregate of such absences falling only within this paragraph (c) does not exceed six months in any period of twelve months, and only if he was physically present in the Falkland Islands for at least six months in that period of twelve months;
- (d) subject to subsection (4) below, it was occasioned by his service as a member of the Falkland Islands Defence Force or as a member the regular armed forces of Her Majesty.

(3) A period of absence falling within paragraph (a) of subsection (2) above shall be, subject to subsection (9) below, a permitted absence in every case but periods of absence falling with paragraph (b) and (c) of that subsection shall be a permitted absence only if -

- (a) the person concerned has been physically present in the Falkland Islands for a period of, or a period aggregating at least twelve months subsequent to his attaining eighteen years of age; or
- (b) the person concerned has been physically present in the Falkland Islands for a period of, or periods aggregating, three years.

(4) A period of absence falling within paragraph (d) of subsection (2) above shall only be permitted absence if for a period of, or periods aggregating, at least three years in the five years preceding -

- (a) the absence in question, or
- (b) the person concerned becoming a member of the Falkland Islands Defence Force or of the regular armed forces of Her Majesty,

he was physically present in the Falkland Islands.

(5) In respect of any person who is a Commonwealth citizen, ("the first-named person"), his absence therefrom is a permitted absence for the purposes of this section if -

- (a) at the time in question he was the spouse of or the dependent of another person ("the relevant person");
- (b) his absence was occasioned by his accompanying the relevant person while the relevant person was absent from the Falkland Islands;

(c) the absence in question of the relevant person is in relation to the relevant person a permitted absence under such of the other provisions of this section as are relevant to the circumstances of the relevant person; and

(d) the first-named person has been physically present in the Falkland Islands -

(i) for a period of or periods aggregating at least twelve months since he attained eighteen years of age; and

(ii) for a period of, or periods, aggregating at least five years.

(6) In respect of a person who was not born in the Falkland Islands but who is a Commonwealth citizen, his absence therefrom is, subject to subsection (7) below, a permitted absence for the purposes of this section if it falls within subsection (5) above or if -

(a) he has been physically present in the Falkland Islands for a period or periods aggregating at least twelve months since he attained the age of eighteen years; and

(b) he has been physically present in the Falkland Islands for a period of, or for periods aggregating, at least three years; and

(c) the absence in question is a permitted absence under subsection (7) below.

(7) For the purposes of paragraph (c) subsection (6) above the following periods of absence are specified as permitted absences -

(a) absences to the extent that they are occasioned by -

(i) the performance by the person of his duties as a public officer in the employment of the Falkland Islands Government;

(ii) the performance of his duties as a member of the Legislative Council, as a member of the Corporation or in any office prescribed by regulations made under this Ordinance; or

(b) if the person concerned belongs to the Falkland Islands, periods of absence occasioned by his service as a member of the Falkland Islands Defence Force or as a member of the regular armed forces of Her Majesty, and for a period of, or for periods aggregating, at least three years in the five years preceding the absence in question or his becoming a member of the force in question the person concerned was physically present in the Falkland Islands;

(c) periods of absence occasioned by a course of education or training of the person overseas;

(d) any other absence, but to the extent only that such absence or the aggregate of such absences does not exceed six months in any period of twelve months, and only if the person was physically present in the Falkland Islands for at least six months in that period of twelve months.

(8) A person who does not belong to the Falkland Islands shall not be regarded as being physically present in the Falkland Islands at any time during which he is a member of the regular armed forces of Her Majesty.

(9) Notwithstanding any previous provision of this section, no period of absence of a person shall be a permitted period of absence for the purposes of this section if that person has not been physically present in the Falkland Islands at any time during the five years immediately preceding the qualifying date.

STANLEY CONSTITUENCY

7

Register of Electors

1	Adams, Carol Margaret	55	Berntsen, William Alexander
2	Adams, John Harvey	56	Berntsen, William Blyth *
3	Adams, Marjorie Rose	57	Bertrand, Catherine Gladys *
4	Alazia, Albert Faulkner *	58	Betts, Arlette
5	Alazia, Andrew *	59	Betts, Cyril Severine *
6	Alazia, Anita Jayne	60	Betts, Donald William
7	Alazia, Freda	61	Betts, Ellen Alma *
8	Alazia, Freda Evelyn	62	Betts, George Winston Charles
9	Alazia, George Robert *	63	Betts, Lucia Elizabeth
10	Alazia, James Andrew	64	Betts, Severine *
11	Alazia, Maggies Ann *	65	Betts, Shirley Rose
12	Alazia, Yvonne	66	Betts, Terence Severine
13	Aldridge, Caroline Mary	67	Biggs, Alastair Gordon
14	Aldridge, Kenneth John	68	Biggs, Betty Josephine *
15	Almonacid, Gladys Mabel *	69	Biggs, Edith Joan *
16	Almonacid, Orlando	70	Biggs, Frances
17	Anderson, Andrew Ronald	71	Biggs, Irene Mary *
18	Anderson, Eddie	72	Biggs, Leslie Frederick
19	Anderson, Edward Bernard *	73	Biggs, Madge Bridget Frances *
20	Anderson, Elizabeth Nellie *	74	Biggs, Michael Elfed
21	Anderson, Gertrude Maud *	75	Biggs, Peter Julian Basil
22	Anderson, Hector Christian *	76	Biggs, Robert William
23	Anderson, Helen *	77	Billett, Leslie William *
24	Anderson, Mildred Nessie *	78	Binnie, Susan
25	Anderson, Paul James *	79	Birmingham, John
26	Anderson, Richard Louis	80	Birmingham, Susan Jane
27	Anderson, Sophie Marina *	81	Blake, Paul Wickham
28	Anderson, Stephen Robert	82	Blackley, Candy Joy
29	Barkman, Margaret Mary	83	Blackley, Charles David *
30	Barnes, Ernest *	84	Blackley, Hilda
31	Barnes, Marie	85	Blackley, John David
32	Barnes, Molly Stella *	86	Blizard, Lawrence Gordon *
33	Barnes, Sigrid Geraldine Wells *	87	Blizard, Malvina Mary *
34	Barnes, Trevor Marshall	88	Blyth, Agnes Ruth *
35	Barton, Alison Mary	89	Blyth, Alfred John *
36	Barton, Arthur John	90	Blyth, John *
37	Bedford, Kita Muriel	91	Bonner, Donald William *
38	Bennett, Harold *	92	Bonner, Hayley Trina
39	Bennett, Lena Grace Gertrude *	93	Bonner, Linda Jane
40	Berntsen, Benjamin John	94	Bonner, Nicholas
41	Berntsen, Cecilia del Rosario	95	Bonner, Paul Roderick
42	Berntsen, Christian Olaf Alexander *	96	Bonner, Timothy
43	Berntsen, Diana Mary	97	Bonner, Vera Ann
44	Berntsen, Ellen Rose	98	Bonner, Vera Joan
45	Berntsen, Gina Michelle	99	Bonner, Violet *
46	Berntsen, John Alexander	100	Booth, Jessie *
47	Berntsen, Iain Kenneth	101	Booth, Joseph Bories *
48	Berntsen, Kathleen Gladys *	102	Booth, Myriam Margaret Lucia
49	Berntsen, Lavina Maud *	103	Booth, Stuart Alfred *
50	Berntsen, Mary Clarissa Elizabeth *	104	Bound, Graham Leslie
51	Berntsen, Olaf Christian Alexander	105	Bound, Joan *
52	Berntsen, Patrick	106	Bowles, Norma Evangeline
53	Berntsen, Saphena Anya Jane *	107	Bowles, William Edward
54	Berntsen, Valdamar Lars	108	Bowles, William George Troyd *

- 109 Bragger, Edward Laurence
 110 Bragger, Olga
 111 Browning, Althea Maria
 112 Browning, Edwina
 113 Browning, Gavin
 114 Browning, Rex
 115 Browning, Richard William
 116 Browning, Trevor Osneith
 117 Buckett, Ronald Peter
 118 Buckland, Charles Ronald
 119 Buckland, Darlene Joanna
 120 Bundes, Robert John Christian *
 121 Burnard, Linda Mary
 122 Burnard, Peter
 123 Burns, Mary Anne *
 124 Butcher, Michael George
 125 Butcher, Trudi
 126 Butler, Elsie Maud *
 127 Butler, Ernest Joseph
 128 Butler, Frederick Lowther Edward Olai *
 129 Butler, George Joseph
 130 Butler, James Donald *
 131 Butler, Joan May
 132 Butler, Jonathon Jeffers
 133 Butler, Lawrence Jonathan
 134 Butler, Margaret Orlanda
 135 Butler, Orlanda Betty
 136 Cameron, Jane Diana Mary Keith
 137 Cant, Carol Rosine
 138 Cant, Martin Ronald
 139 Card, Denise
 140 Carden, David Roger *
 141 Carey, Anthony Michael *
 142 Carey, Gladys*
 143 Carey, Mary Ann Margaret *
 144 Carey, Terence James *
 145 Castle, David Peter
 146 Castle, Isobel
 147 Ceballos, Claudette
 148 Ceballos, Eulogio Gabriel
 149 Chater, Annie
 150 Chater, Anthony Richard
 151 Cheek, Barbara *
 152 Cheek, Diane
 153 Cheek, Frederick John *
 154 Cheek, Gerald Winston
 155 Cheek, Janet Linda
 156 Cheek, John Edward
 157 Cheek, Marie
 158 Cheek, Miranda
 159 Cheek, Rosalind Catriona *
 160 Clarke, Angeline Gloria *
 161 Clarke, Anneliese Rose *
 162 Clarke, Camilla Marie
 163 Clarke, David James
 164 Clarke, Derek Simon
 165 Clarke, Doreen *
 166 Clarke, Fiona Alison
 167 Clarke, Gwynne Edwina
 168 Clarke, Hector *
 169 Clarke, Ian
 170 Clarke, Jane Lucacia *
 171 Clarke, Joyce Kathleen *
 172 Clarke, Kathleen Gay
 173 Clarke, James Martin *
 174 Clarke, Marvin Thomas
 175 Clarke, Ronald John *
 176 Clarke, Rudy Thomas
 177 Clarke, Terence John
 178 Clarke, Trudi Ann
 179 Clarke, Violet Rose
 180 Clasen, Mally
 181 Clausen, Denzil George Gustavius
 182 Clausen, Melanie Florence *
 183 Clayton, Susan
 184 Cletheroe, Kenneth Stanley
 185 Cletheroe, William Harold *
 186 Clifton, Charles *
 187 Clifton, Darwin Lewis
 188 Clifton, Doreen
 189 Clifton, Marie *
 190 Clifton, Neil
 191 Clifton, Stephen Peter
 192 Clifton, Terence Charles
 193 Clifton, Valerie Ann
 194 Clingham, Yvonne Helen
 195 Cofre, Anya Evelyn
 196 Cofre, Elvio Miguel
 197 Collins, Peter Anthony
 198 Collins, Shiralee
 199 Connolly, Kevin Barry
 200 Coombe, Peter
 201 Coombe, Shirley Anne
 202 Coulter, Paula *
 203 Coutts, Carolynne Sarah
 204 Coutts, Charles
 205 Coutts, Charles Lindsay *
 206 Coutts, Diana Marion *
 207 Coutts, John
 208 Coutts, Olga
 209 Coutts, Peter
 210 Crowie, Nichola Jane
 211 Curtis, Alfred William Hamilton
 212 Curtis, Barbara Joan
 213 Davies, Anthony Warren
 214 Davies, Colin George
 215 Davies, Eileen Wynne
 216 Davies, Jacqueline Nancy

- 217 Davies, Stephen Andrew *
 218 Davies, William
 219 Davis, Maurice Nigel
 220 Davis, Raymond Andrew
 221 Davis, William John *
 222 Davis, Yona
 223 Davy, Patrick Alex Field
 224 Darling, Leo Alexander *
 225 Decroliere, Carrie Madeline Helen
 226 Dickson, Caroline Christine Bird *
 227 Dickson, Marlaine Rose
 228 Dodd, Alison
 229 Donnelly, Denise
 230 Duncan, Doreen *
 231 Duncan, William *
 232 Etheridge, Alice Mary
 233 Evans, Gladys Alberta *
 234 Evans, Michael David
 235 Eynon, Carol
 236 Eynon, David John
 237 Eynon, Leeann Watson
 238 Fairfield, James Steven
 239 Faria, Basil Harry
 240 Faria, Mary Ann *
 241 Felton, Violet Regina Margaret *
 242 Ferguson, Rose
 243 Fiddes, Melody Christina
 244 Fiddes, Robert
 245 Finlayson, Hugh *
 246 Finlayson, Iris Dwenda Margaret *
 247 Finlayson, Peter
 248 Finlayson, Phyllis *
 249 Fogerty, Richard Edwin John
 250 Ford, Arthur Henry *
 251 Ford, Caroline *
 252 Ford, Charles David *
 253 Ford, Cherry Rose
 254 Ford, Christopher James *
 255 Ford, Colin Stewart
 256 Ford, Colleen Mary
 257 Ford, David
 258 Ford, Elizabeth Harriet *
 259 Ford, Fanny Davidson *
 260 Ford, Frederick James
 261 Ford, Gerard Alan
 262 Ford, Hazel
 263 Ford, James Edward *
 264 Ford, John
 265 Ford, Leann Caroline
 266 Ford, Leonard
 267 Ford, Marilyn Christina
 268 Ford, Michael
 269 Ford, Robert
 270 Fullerton, Mary Ellen *
 271 Gilbert, Judith Elizabeth
 272 Gilbert, Robert Ernest
 273 Gilding, Deborah *
 274 Gilding, Peter Bernard
 275 Gooch, Cecilia Ines Millard Bennett *
 276 Gooch, Dudley Frederick *
 277 Goodwin, Bert Samuel *
 278 Goodwin, Colin Valentine
 279 Goodwin, Derek Samuel *
 280 Goodwin, Emily Rose *
 281 Goodwin, Hazel Rose
 282 Goodwin, June Elizabeth
 283 Goodwin, June Rose Elizabeth
 284 Goodwin, Kathleen Edith Marguerite *
 285 Goodwin, Margaret Ann
 286 Goodwin, Robin Christopher
 287 Goodwin, Simon James *
 288 Goodwin, Una
 289 Goodwin, William Andrew Nutt *
 290 Goodwin, William John Maurice
 291 Goss, Amara Theresa
 292 Goss, Annagret
 293 Goss, Dorothy Ellen
 294 Goss, Grace Elizabeth *
 295 Goss, Morgan Edmund
 296 Goss, Simon Peter Miller
 297 Goss, William Henry (Jnr)
 298 Goss, William Henry (Snr) *
 299 Gould, Arthur William
 300 Grant, Leonard John *
 301 Grant, Mildred *
 302 Greenland, Bonita Doreen
 303 Greenland, Kenneth David
 304 Hadden, Alexander Burnett *
 305 Hadden, Sheila Peggy *
 306 Halford, Rodney John
 307 Halford, Sharon
 308 Hall, David Albert
 309 Hall, Marilyn Joyce
 310 Halliday, Evelyn Edna *
 311 Halliday, Gerald
 312 Halliday, John Arthur Leslie *
 313 Halliday, Leslie John *
 314 Halliday, Margaret Mary *
 315 Halliday, Raynor
 316 Hansen, Douglas John
 317 Hansen, Keva Elizabeth
 318 Hardy, Douglas Morgan *
 319 Harris, Christopher James
 320 Harris, Heather
 321 Harris, Jayne Elizabeth
 322 Harris, Jill Yolanda Miller
 323 Harris, Leslie Sidney
 324 Harris, Michael Ronald

- 325 Harris, Ralph Aaron
 326 Harvey, Muriel Elsie Elizabeth *
 327 Harvey, William *
 328 Hawksworth, David
 329 Hawksworth, Mary Catherine
 330 Hawksworth, Pauline May
 331 Hawksworth, Terence
 332 Hayward, Marjorie
 333 Hayward, Peter Dennis *
 334 Hazell, Trudi Eileen Felton
 335 Heathman, Malcolm Keith
 336 Heathman, Mandy Gail
 337 Heathman, Violet *
 338 Henry, Patricia Denise
 339 Hewitt, Frances Agnes
 340 Hewitt, Gary George
 341 Hewitt, Kevin John
 342 Hewitt, Margaret Ann
 343 Hewitt, Rachel Catherine Orissa *
 344 Hewitt, Robert John David *
 345 Hills, Heather Margaret *
 346 Hills, Richard William *
 347 Hirtle, Christine
 348 Hirtle, Debbie Ann
 349 Hirtle, Leonard Lloyd
 350 Hirtle, Mary Ann *
 351 Hirtle, Robert Andrew Eric
 352 Hirtle, Rose Ann Shirley
 353 Hirtle, Sandra May Winifred
 354 Hirtle, Shirley
 355 Hirtle, Wallace Carl Linden *
 356 Hirtle, Zane Eric
 357 Hobman, Anilda Marilu
 358 Hobman, David Gonsalo
 359 Howatt, Derek Frank
 360 Howe, Alison Delia
 361 Howe, Paul Anthony
 362 Huanel, Jose Raul
 363 Igao, Pauline Lynx
 364 Jacobsen, Alistair
 365 Jacobsen, Catherine Joan
 366 Jaffray, Angus
 367 Jaffray, Christopher *
 368 Jaffray, Eileen
 369 Jaffray, Estell Anita
 370 Jaffray, Frank Alexander
 371 Jaffray, Helen Rose
 372 Jaffray, Ian
 373 Jaffray, Ingrid Joyce
 374 Jaffray, Jacqueline Ann *
 375 Jaffray, Janice Vanessa
 376 Jaffray, John Summers *
 377 Jaffray, June Elizabeth *
 378 Jaffray, Kenneth Ian
 379 Jaffray, Robin George
 380 Jaffray, Stephen James
 381 Jaffray, Terence Roy
 382 Jaffray, Terri-Ann
 383 Jaffray, Tony
 384 Jaffray, William *
 385 Jennings, Mary Ann Helen
 386 Jennings, Neil
 387 Jennings, Stephen
 388 Johnson, Jacqueline
 389 Johnson, Kenneth John
 390 Johnson, Michael Neil
 391 Johnson, Stanley Howard *
 392 Johnson, Vanda Joan
 393 Jones, Alan Smith
 394 Jones, Jennifer
 395 Jones, John Hugh
 396 Jones, Kevin Richard
 397 Jones, Michael David
 398 Jones, Michelle
 399 Jones, Sheila Janice
 400 Jones, Yvonne Malvina
 401 Jordan, Dilys Margaret Ann
 402 Keenleyside, Charles Desmond (Snr) *
 403 Keenleyside, Charles Desmond (Jnr)
 404 Keenleyside, Dorothy Maud *
 405 Keenleyside, Manfred Michael Ian
 406 Keenleyside, Nanette Barbara
 407 Keenleyside, Susan Noreen
 408 Kenny, Erling
 409 King, Anna Constance Eve
 410 King, Desmond George Buckley *
 411 King, Gladys Evelyn *
 412 King, Glynis
 413 King, Peter Thomas
 414 King, Robert John
 415 King, Rosemarie
 416 King, Vernon Thomas *
 417 Laffi, Atilio Segundo
 418 Laffi, Kathleen Mary
 419 Lang, David Geoffrey
 420 Lang, James Patrick
 421 Lang, William Frank
 422 Larsen, Ellen
 423 Larsen, Margaret Anne *
 424 Lee, Alfred Leslie *
 425 Lee, Derek William
 426 Lee, Gladys
 427 Lee, Leslie James
 428 Lee, Robin Myles
 429 Lee, Trudi Dale
 430 Lewis, James *
 431 Lewis, Jean *
 432 Livermore, Anton

- 433 Livermore, Darren
 434 Livermore, Marie Ann
 435 Lloyd, Melvyn John
 436 Lloyd, Valerie Ann
 437 Loftus, Anthony
 438 Loftus, Colleen
 439 Lowe, Adrian Stewart
 440 Luxton, Ernest Falkland *
 441 Luxton, Jennifer Mary
 442 Luxton, Michael
 443 Luxton, Nicola
 444 Luxton, Sybil Grace *
 445 Luxton, Winifred Ellen *
 446 Lyse, Ethel Malvina
 447 Lyse, George Walter *
 448 Lyse, Linda Margaret
 449 Lyse, Reginald Sturdee *
 450 Lyse, Sydney Russell *
 451 Macaskill, Angus Lindsey
 452 Macaskill, Jeannette May
 453 Macaskill, John
 454 Malcolm, George *
 455 Malcolm, Velma *
 456 May, Brian Roy
 457 May, Bruce Raymond
 458 May, Connie
 459 May, Heather
 460 May, Jonathan Roy *
 461 May, Monica
 462 May, William Albert *
 463 Metcalf, Rhoda Felton
 464 Middleton, Brian
 465 Middleton, Caroline Ann
 466 Middleton, Dennis Michael
 467 Middleton, Ellen *
 468 Middleton, Graham Cyril
 469 Middleton, Joan Eliza
 470 Middleton, Leonard
 471 Middleton, Phillip John
 472 Middleton, Sharon Elizabeth
 473 Middleton, Shirley
 474 Middleton, Stephanie Ann
 475 Miller, Andrew Nigel
 476 Miller, Betty Lois *
 477 Miller, Carol
 478 Miller, Florence Roberta *
 479 Miller, Gail Marie
 480 Miller, Sidney *
 481 Miller, Simon Roy
 482 Miller, Timothy John Durose
 483 Minto, Graham Stewart
 484 Minto, Patrick Andrew
 485 Minto, Timothy Ian
 486 Miranda, Augusto *
 487 Miranda, Carmen *
 488 Miranda, Ramon
 489 Miranda, Winifred Dorothy *
 490 Mitchell, Leon John
 491 Moffat, Angela
 492 Moffat, James
 493 Moore, Pauline
 494 Morris, Alana Marie
 495 Morris, David
 496 Morris, Trevor Alan
 497 Morrison, Donald Ewen *
 498 Morrison, Doreen
 499 Morrison, Eleanor Olive
 500 Morrison, Fayan
 501 Morrison, Graham Stewart
 502 Morrison, Herman
 503 Morrison, Hyacinth Emily *
 504 Morrison, Joan Margaret
 505 Morrison, Lewis Ronald
 506 Morrison, Muriel Eliza Ivy *
 507 Morrison, Nanette Rose
 508 Morrison, Nigel Peter
 509 Morrison, Patrick
 510 Morrison, Paul Roderick
 511 Morrison, Ronald Terence *
 512 Morrison, Stewart
 513 Morrison, Trevor
 514 Morrison, Valerie Ann
 515 Morrison, Violet Sarah
 516 Morrison, William Roderick Halliday
 517 Murphy, Ann Susan
 518 Murphy, Bessie *
 519 Murphy, Michael James *
 520 MacDonald, John Alexander Horne
 521 McAskill, Susan Blanche *
 522 McBain, Arthur
 523 McBain, Rhoda Margaret
 524 McBeth, Phyllis Elizabeth Grace
 525 McCallum, Bettina Kay
 526 McCallum, Christopher John
 527 McCallum, Elaine Michele
 528 McCallum, Ellen *
 529 McCallum, Jack *
 530 McCallum, James *
 531 McCallum, Timothy Andrew
 532 McCormick, Dale Ronald
 533 McEachern, Gloria Jane
 534 McGill, Coral Elizabeth *
 535 McGill, Darrel Ian
 536 McGill, Diane Beverley
 537 McGill, Doris Mary *
 538 McGill, Gary
 539 McGill, Glenda
 540 McGill, Ian Peter

- 541 McGill, Jane *
 542 McGill, Len Stanford
 543 McGill, Lorraine Iris
 544 McGill, Roy
 545 McGill, Teresa Rose
 546 McIlroy, Robert James *
 547 McIlroy, Rose Mary
 548 McKay, Clara Mary *
 549 McKay, Heather Valerie
 550 McKay, James John *
 551 McKay, Jane Elizabeth *
 552 McKay, Jeannie Paulina
 553 McKay, Josephine Ann
 554 McKay, Kenneth Andrew
 555 McKay, Michael John
 556 McKay, Neil
 557 McKay, Paul Anthony
 558 McKay, Peter John
 559 McKay, Rex
 560 McKay, Shelley Jane
 561 McKay, Stephen John *
 562 McKay, William Robert *
 563 McKenzie, Alice Maude
 564 McKenzie, Charles Alexander Albert John
 565 McLaren, Tony Eugene Terence
 566 McLaren, Margo Jane *
 567 McLeod, David
 568 McLeod, Donald Henry *
 569 McLeod, Ellen May *
 570 McLeod, Ian
 571 McLeod, Ian James *
 572 McLeod, Janet Wensley
 573 McLeod, Janice
 574 McLeod, John (1)
 575 McLeod, John (2)
 576 McLeod, Madeline Jean
 577 McLeod, Margaret Anne *
 578 McLeod, Michael William
 579 McLeod, Robert
 580 McLeod, Robert John
 581 McPhee, Grace Darling *
 582 McPhee, Iris Blanche *
 583 McPhee, Justin Owen *
 584 McPhee, Marjorie May
 585 McPhee, Natalie Marianne
 586 McPhee, Owen Horace *
 587 McPhee, Patrick *
 588 McRae, Richard Winston
 589 Neal, Richard John
 590 Neilson, Barry Marwood
 591 Neilson, Margaret
 592 Newman, Andrew Raymond *
 593 Newman, Clive Alexander
 594 Newman, Dorothy Elizabeth *
 595 Newman, Dwenda Rose
 596 Newman, Joyce Noreen
 597 Newman, Marlene
 598 Newman, Raymond Winston
 599 Newman, Wilfred Lawrence *
 600 Newell, Joseph Orr
 601 Newell, Trudi Malvina
 602 Nightingale, Susan Jane
 603 Nutter, Arthur Albert
 604 Nutter, Josephine Lesley
 605 Parrin, Norman George *
 606 Pauloni, Hilary Maud *
 607 Pauloni, Romolo Vittorio *
 608 Peake, Arthur
 609 Peake, Clair Linda
 610 Peart, Robert Ernest
 611 Peck, Burned Brian
 612 Peck, Eleanor Margaret
 613 Peck, Evelyn Elizabeth
 614 Peck, Gordon Pedro James *
 615 Peck, Kim Brian
 616 Peck, Mary *
 617 Peck, Maureen Heather
 618 Peck, Patrick William *
 619 Peck, Shirley
 620 Peck, Terence John
 621 PED
 622 Perkins, Vivienne Esther Mary
 623 Perry, Augustave Walter *
 624 Perry, Beatrice Annie Jane *
 625 Perry, Hilda Blanche *
 626 Perry, Robert Juan Carlos
 627 Perry, Thomas George *
 628 Perry, Thora Virginia *
 629 Pettersson, Derek Richard
 630 Pettersson, Eileen Heather
 631 Pettersson, Tony
 632 Pettersson, Trudi Ann
 633 Phillips, Albert James,
 634 Phillips, David Dawson
 635 Phillips, Julie Ann *
 636 Phillips, Lynda
 637 Phillips, Paul David *
 638 Platt, Veronica Shirley
 639 Pole-Evans, Amy Rose
 640 Pole-Evans, John *
 641 Pole-Evans, Michael Anthony
 642 Pollard, Elizabeth Eve
 643 Pollard, John
 644 Poole, Charles Lawrence *
 645 Poole, Evelyn May *
 646 Poole, Nancy Margaret
 647 Poole, Raymond John
 648 Poole, William John *

- 649 Porter, Brian Charles
 650 Porter, Charles *
 651 Porter, Jean Lavinia
 652 Porter, Tracy
 653 Reddick, Keith John
 654 Reeves, Cheryl Rose
 655 Reeves, Michael
 656 Reid, Ann
 657 Reid, Colleen Rose
 658 Reid, Reynold Gus
 659 Reive, Ernest *
 660 Reive, Roma Endora Mary *
 661 Rendell, Michael
 662 Rendell, Phyllis Mary
 663 Roberts, Diana Christine
 664 Roberts, Laura May *
 665 Roberts, Peter James
 666 Roberts, William Henry *
 667 Robertson, Janet
 668 Robertson, Paul Jonathan
 669 Robertson, Sally Jean
 670 Robson, Alison Emily *
 671 Robson, Gerard Michael
 672 Robson, Gladys Mary *
 673 Robson, Louis Michael *
 674 Robson, Miranda Gay
 675 Robson, Phyllis Ann
 676 Robson, Raymond Nigel
 677 Rogers, Ralph
 678 Rogers, Roger Neil
 679 Ross, Colin *
 680 Ross, Glenn Stephen
 681 Ross, Janet
 682 Ross, Lachlan Neil
 683 Ross, Marie
 684 Ross, Odette Ellen May
 685 Ross, Roy
 686 Ross, Sheena Margaret
 687 Ross, Susan Vera
 688 Ross, William Henry
 689 Rowland, Charlene Rose
 690 Rowland, John Christopher
 691 Rowlands, Catherine Annie *
 692 Rowlands, Daisy Malvina *
 693 Rowlands, Harold Theodore *
 694 Rowlands, John Richard *
 695 Rowlands, Neil
 696 Rowlands, Robert John
 697 Rozee, Betty Ellen
 698 Rozee, Bryn Thomas *
 699 Rozee, Derek Robert Thomas *
 700 Sackett, Albert John
 701 Sackett, Michael John Carlos
 702 Sarney, Harry *
 703 Sawle, Richard
 704 Shedden, James Alexander *
 705 Shepherd, Ramsay
 706 Shepherd, Sylvia Ann
 707 Short, Andrez Peter
 708 Short, Arthur Richard *
 709 Short, Celia Soledad
 710 Short, Charles William
 711 Short, Christina Ethel *
 712 Short, Donald Robert Gordon
 713 Short, Emily Christina
 714 Short, Gavin Phillip
 715 Short, Joseph Leslie *
 716 Short, Lisa Helen
 717 Short, Montana Tyrone
 718 Short, Peter Robert
 719 Short, Philip Stanley *
 720 Short, Richard Edward
 721 Short, Riley Ethroe
 722 Short, Rose Stella
 723 Short, Vilma Alicia
 724 Simpson, Bertha Veronica
 725 Simpson, James Garry
 726 Simpson, John Frederick
 727 Simpson, Mirabelle Hermione
 728 Smith, Alexander Gordon
 729 Smith, Ana Bonita
 730 Smith, Anthony David
 731 Smith, Bruce Dennis
 732 Smith, Colin David
 733 Smith, Derek
 734 Smith, Ellen Mary
 735 Smith, Eric
 736 Smith, Gerard Alexander
 737 Smith, Gwenifer May *
 738 Smith, Ileen Rose
 739 Smith, Iola Winifred *
 740 Smith, James Stanley *
 741 Smith, James Terence *
 742 Smith, Jean Waddell
 743 Smith, Jennifer Ethel
 744 Smith, Joan Lucy Ann
 845 Smith, John
 746 Smith, Julia Trinidad
 747 Smith, Martyn James
 748 Smith, Nora Kathleen
 749 Smith, Osmund Raymond *
 750 Smith, Owen Archibald *
 751 Smith, Paulette Rose
 752 Smith, Rhona
 753 Smith, Russell James
 754 Smith, Shula Louise *
 755 Smith, Sidney Frederick
 756 Smith, Terence George

757	Sollis, Sarah Emma Maude *	811	Teggart, John Patrick
758	Sornsen, James Winston	812	Thain, John
759	Spall, Christopher Richard	813	Thain, Julia
760	Spink, Roger Kenneth	814	Thain, Stephanie Ann
761	Spinks, Alexander	815	Thom, David Anderson *
762	Spinks, Malvina Ellen *	816	Thom, Dorothy Irene
763	Spruce, Helena Joan	817	Thom, Norma Ann
764	Spruce, Terence George	818	Thompson, George Henry *
765	Steen, Allan Graham	819	Thompson, William John *
766	Steen, Barbara Ingrid	820	Toase, Cora Agnes *
767	Steen, Emma Jane *	821	Towersey, Diane Katherine
768	Steen, Gail	822	Triggs, Dianne
769	Steen, Karen Lucetta *	823	Triggs, Michael David
770	Steen, Vernon Robert	824	Turner, Alva Ynonne *
771	Stephenson, James	825	Turner, Andrea Mary Pitaluga
772	Stephenson, Joan Margaret	826	Turner, Arthur Leonard Pitaluga
773	Stephenson, Katrina	827	Turner, Melvyn George
774	Stephenson, Zachary	828	Vidal, Eileen Nora *
775	Stewart, Aarron Stephen	829	Vidal, Leona Lucila *
776	Stewart, Ceila Joyce	830	Vincent, Jannette Mary
777	Stewart, David William *	831	Vincent, Stephen Lawrence
778	Stewart, Duane William	832	Wallace, Fraser Barrett
779	Stewart, Hulda Fraser	833	Wallace, Maria Lillian
780	Stewart, John	834	Wallace, Michael Ian
781	Stewart, Kenneth Barry	835	Wallace, Stuart Barrett
782	Stewart, Phyllis Marjorie	836	Wallace, Una
783	Stewart, Robert	837	Watson, Boyd Edward Harold
784	Stewart, Sheila Olga	838	Watson, Catherine Wilhelmina Jessie *
785	Stewart, Sylvia Rose *	839	Watson, Hannah Maude *
786	Strange, Ian John	840	Watson, Lisa Marie
787	Strange, Maria Marta	841	Watson, Paul
788	Strange, Shona Marguerite	842	Watts, Lucinda Vikki *
789	Summers, Brian	843	Watts, Patrick James
790	Summers, Dennis David	844	White, Kathleen Elizabeth *
791	Summers, Edith Catherine *	845	Whitney, Frederick William
792	Summers, Irvin Gerard	846	Whitney, Jason
793	Summers, Judith Orissa	847	Whitney, Kurt Ian
794	Summers, Michael Kenneth	848	Whitney, Robert Michael
795	Summers, Michael Victor	849	Whitney, Susan Joan
796	Summers, Melvyn Mark *	850	Whitney, Tyrone *
797	Summers, Nigel Clive *	851	Wilkinson, Robert John
798	Summers, Owen William	852	Williams, Charlotte Agnes *
799	Summers, Pamela Rosemary Cheek	853	Williams, Gene *
800	Summers, Rowena Elsie	854	Williams, Marlene Rose Elizabeth
801	Summers, Roy *	855	Wylie, Julian Richard
802	Summers, Sandra Marie *	856	Wylie, Wendy Jennifer
803	Summers, Sheila	857	Zuvic, Kuzma Mario
804	Sumers, Sybella Catherine Ann	858	Zuvic, Sharon Marie
805	Summers, Sylvia Jean		
806	Summers, Terence		
807	Summers, Tony		
808	Summers, Veronica		
809	Summers, William Edward *		
810	Teggart, Carol Wendy		

* NOT LIABLE TO SERVE AS A JUROR

CAMP CONSTITUENCY

Register of Electors

1001	Alazia, Hazel	1055	Clapp, Kevin Christopher
1002	Alazia, Henry John *	1056	Clausen, Denzil
1003	Alazia, Keith *	1057	Clausen, Henry Edward
1004	Alazia, Mandy Gwyneth	1058	Clifton, Leonard
1005	Alazia, Michael Robert	1059	Clifton, Thora Janeene
1006	Alazia, Stuart John	1060	Cockwell, Grizelda Susan
1007	Alazia, Thora Lillian *	1061	Cockwell, John Richard
1008	Aldridge, Brian George	1062	Coutts, Frederick George
1009	Aldridge, Olive Elizabeth*	1063	Davis, Aase
1010	Anderson, Gloria *	1064	Davis, Mandy John
1011	Anderson, Jenny	1065	Davis, Nicholas
1012	Anderson, Margaret Kathleen	1066	Davis, Reginald John
1013	Anderson, Marina Rose	1067	Davis, William James
1014	Anderson, Reginald Stanford	1068	Dickson, Charles George *
1015	Anderson, Ronald	1069	Dickson, Doreen
1016	Anderson, Tony James	1070	Dickson, Gerald William
1017	Anderson, William John Stanley	1071	Dickson, Iris
1018	Ashworth, Glennis	1072	Dickson, Ronald Edward
1019	Ashworth, Malcolm	1073	Dobblyns, Timothy John
1020	Barnes, Deirdre	1074	Donnelly, Daniel
1021	Barnes, Marshall	1075	Donnelly, Joyce Elizabeth
1022	Barnes, Paul	1076	Duncan, Peter Ree Howard *
1023	Berntsen, Arena Janice	1077	Dunford, David Philip
1024	Berntsen, Kenneth Frederick	1078	Edwards, Emma Jane *
1025	Berntsen, Leon	1079	Edwards, Norma
1026	Berntsen, Pamela Margaret	1080	Edwards, Roger Anthony
1027	Betts, Arthur John *	1081	Evans, Michele Paula
1028	Betts, Bernard Keith	1082	Evans, Olwyn Carol
1029	Betts, Diane Joan	1083	Evans, Raymond
1030	Betts, Irene Marion	1084	Evans, Richard Gregory
1031	Binnie, Horace James *	1085	Fairley, John *
1032	Binnie, Linda Rose	1086	Felton, Anthony Terence *
1033	Binnie, Ronald Eric	1087	Felton, Faith Dilys
1034	Binnie, Rose Helen *	1088	Felton, Sonia Ellen
1035	Blackley, Maurice	1089	Felton, Walter Arthur *
1036	Blake, Alexander Charles *	1090	Ferguson, Finlay James
1037	Blake, Anthony Thomas	1091	Ferguson, John William
1038	Blake, Heidi Jane	1092	Ferguson, Robert John *
1039	Blake, Lionel Geoffrey	1093	Ferguson, Thelma
1040	Blake, Lyndsay Rae	1094	Findlay, Andrew John
1041	Blake, Sally Gwynfa	1095	Findlay, Gerald
1042	Blake, Thomas Patrick *	1096	Finlayson, Barry Donald *
1043	Bonner, Avril Margaret Rose	1097	Finlayson, Iris Heather *
1044	Bonner, Keith James	1098	Finlayson, Neil Roderick
1045	Bonner, Simon	1099	Ford, Neil Fraser
1046	Bonner, Susan Anne	1100	Ford, Penelope Rose
1047	Buckett, Roy Peter	1101	Forster, Gwyneth May
1048	Cartmell, Andrew Nutt	1102	Forster, James
1049	Chandler, Ann Beatrice	1103	Fox, Mary Elizabeth
1050	Chandler, Edward	1104	Giles, Gilbert
1051	Clark, Fredrick Thomas	1105	Gleadell, Ian Keith
1052	Clarke, Jeanette	1106	Gleadell, Marklin John
1053	Clarke, Michael Jan	1107	Goodwin, Mandy Hazel
1054	Clarke, Shane Adrian *	1108	Goodwin, Neil Alexander William

- 1109 Goodwin, Robin
 1110 Goss, Eric Miller
 1111 Goss, Ian Ernest Earl
 1112 Goss, Margaret Rose
 1113 Goss, Peter
 1114 Goss, Roderick Jacob *
 1115 Goss, Shirley Ann
 1116 Gray, David Edward
 1117 Gray, Patricia May
 1118 Halliday, Joyce Isabella Patience
 1119 Halliday, Kenneth William
 1120 Hansen, Ian
 1121 Hansen, Lionel Raymond *
 1122 Hansen, Rose Idina
 1123 Hansen, Susan Ann
 1124 Hardcastle, Brook *
 1125 Hardcastle, Eileen Beryl *
 1126 Harvey, Jen
 1127 Harvey, Valerie Ann
 1128 Heathman, Ailsa
 1129 Heathman, Ewart Tony
 1130 Hewitt, Brian David
 1131 Hirtle, Anthony
 1132 Hirtle, Doris Linda
 1133 Hirtle, Fenton
 1134 Hirtle, Gerard Fenton *
 1135 Hirtle, Odette Susan
 1136 Hirtle, Susan Mary
 1137 Hobman, Juan Jose Eleuterio
 1138 Hobman, Petula
 1139 Hutton, Elizabeth Isabella *
 1140 Hutton, Phillip *
 1141 Jaffray, Alexander
 1142 Jaffray, Brian
 1143 Jaffray, Dereck Charles
 1144 Jaffray, Elliott Jessie
 1145 Jaffray, Gerard Alan *
 1146 Jaffray, Janet
 1147 Jaffray, John
 1148 Jaffray, John Willie
 1149 Jaffray, Phyllis
 1150 Johnson, Lily Ann *
 1151 Jonson, Carl
 1152 Kidd, John Nathan
 1153 Kidd, Lillian Rose Orissa
 1154 Kiddle, Robert Karl
 1155 Kilmartin, Dinah May
 1156 Kilmartin, Kevin Seaton
 1157 Knight, Nigel Arthur
 1158 Knight, Shirley Louvaine Patricia
 1159 Lang, Patrick Andrew *
 1160 Lang, Sandra Shirleen
 1161 Lang, Velma Emily
 1162 Larsen, Josephine Mary
 1163 Larsen, Ronald Ivan
 1164 Larsen, Yvonne
 1165 Lee, Carole
 1166 Lee, Elizabeth
 1167 Lee, John Alfred
 1168 Lee, Myles *
 1169 Lee, Owen Henry
 1170 Lee, Rodney William
 1171 Lloyd, John Moelwyn *
 1172 Luxton, Patricia Maureen
 1173 Luxton, Stephen Charles*
 1174 Luxton, William Robert
 1175 Maddocks, Robert Charles
 1176 Marsh, Alastair Roy
 1177 Marsh, Anna Deirdre
 1178 Marsh, Arlette Sharon
 1179 Marsh, Frank
 1180 Marsh, Gavin Nicholas
 1181 Marsh, June Helen *
 1182 Marsh, Leon Peter
 1183 Marsh, Marlane Rose
 1184 Marsh, Robin Frank
 1185 May, Christopher Raymond
 1186 May, Linsey Olga
 1187 Miller, Betty
 1188 Miller, James Albert
 1189 Miller, Phillip Charles
 1190 Minnell, Adrian James
 1191 Minnell, Benjamin James
 1192 Minnell, Donna Marie
 1193 Minnell, Hazel Eileen
 1194 Minnell, Michael Robert
 1195 Minto, Alistair Daen
 1196 Morrison, Edgar Ewen
 1197 Morrison, Eric George
 1198 Morrison, Gerald
 1199 Morrison, Jacqueline Denise Anita
 1200 Morrison, John
 1201 Morrison, Kathleen Iris
 1202 Morrison, Kenneth
 1203 Morrison, Lena
 1204 Morrison, Leslie Theodore Norman
 1205 Morrison, Michael John
 1206 Morrison, Susan Margaret
 1207 MacBeth, Raymond John
 1208 MacDonald, Colin George
 1209 MacDonald, Irene
 1210 McCormick, Pauline Margaret Ruth
 1211 McGhie, James *
 1212 McGhie, Roy
 1213 McGill, Robin Perry
 1214 McKay, Christine
 1215 McKay, Ellen Rose
 1216 McKay, Frazer Roderick

- 1217 McKay, Isabella Alice
 1218 McKay, Richard *
 1219 McKay, Roderick John *
 1220 McLeod, Albert John
 1221 McLeod, Dawn
 1222 McLeod, Henry Donald Alexander
 1223 McLeod, Isabella Diana Frances
 1224 McLeod, Kenneth Benjamin John
 1225 McLeod, Sarah Rose
 1226 McMullen, June
 1227 McMullen, Tony
 1228 McPhee, Kenneth John *
 1229 McPhee, June Iris *
 1230 McPhee, Trudi Lynette
 1231 McRae, David Michael
 1232 McRae, Gloria Linda
 1233 McRae, Robert George Hector *
 1234 Napier, Lily
 1235 Napier, Roderick Bertrand *
 1236 Newell, Donna *
 1237 Newman, Jacqueline Elizabeth *
 1238 Newman, Sheena Melanie
 1239 Nightingale, Charlene
 1240 Nightingale, Peter Richard
 1241 Peck, Carol Margaret *
 1242 Peck, Christine
 1243 Peck, Davina Margaret
 1244 Peck, James
 1245 Peck, Paul
 1246 Phillips, Carol Joan
 1247 Phillips, Lindsay Marie *
 1248 Phillips, Terence
 1249 Pitaluga, Jene Ellen *
 1250 Pitaluga, Nicholas Alexander Robinson
 1251 Pitaluga, Robin Andreas McIntosh
 1252 Pole-Evans, Anthony Reginald *
 1253 Pole-Evans, David Llewellyn
 1254 Pole-Evans, Lisa *
 1255 Pole-Evans, Russel *
 1256 Pole-Evans, Shirley Hellen
 1257 Pole-Evans, Suzan
 1258 Pole-Evans, William Reginald
 1259 Poole, Ella Josephine
 1260 Poole, Steven Charles
 1261 Porter, George *
 1262 Porter, Joan
 1263 Porter, William Kenneth
 1264 Reeves, Ronald James
 1265 Robertson, Ann
 1266 Robertson, Peter Charles
 1267 Rozee, Ronald David
 1268 Short, Derek Patrick
 1269 Short, Isobel Rose
 1270 Short, Michelle Rose *
 1271 Short, Patrick Warburton
 1272 Short, Robert Charles
 1273 Short, Robert George
 1274 Sinclair, Serena Samantha *
 1275 Sinclair, Simon Keith
 1276 Smith, Andrew John
 1277 Smith, Francis David *
 1278 Smith, George Patterson
 1279 Smith, Heather
 1280 Smith, Jacqueline
 1281 Smith, Jenny Lorraine
 1282 Smith, Michael Edmund
 1283 Smith, Robert William
 1284 Smith, Robin Charles
 1285 Smith, Roy Alan
 1286 Stevens, Richard James
 1287 Stevens, Toni Donna
 1288 Tellez, Jeanette Valerie
 1289 Tellez, Jose Hector
 1290 Thorsen, David Moller
 1291 Thorsen, Gloria Penelope
 1292 Turner, Diana Jane *
 1293 Turner, Ronald
 1294 Velasquez, Arleen
 1295 Watson, Glenda Joyce
 1296 Watson, Neil
 1297 Whitney, Agnes Kathleen *
 1298 Whitney, Daneila Grace
 1299 Whitney, Dennis
 1300 Whitney, Henry Leslie *
 1301 Whitney, Keith
 1302 Whitney, Lana Rose
 1303 Whitney, Leona Ann
 1304 Whitney, Patrick George
 1305 Wilkinson, David Clive Walter
 1306 Wilkinson, Rosemary
 1307 Williams, Cathy Ann

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THE
FALKLAND ISLANDS GAZETTE
(Extraordinary)
 PUBLISHED BY AUTHORITY

Vol. CI

12th JUNE 1992

No. 10

NOTICE

No. 27

10th June 1992.

Notice to members of final meeting
 (members' voluntary winding-up)

Clipper Falklands Limited (in Voluntary liquidation)

Notice is hereby given pursuant to sections 290 and 341 (1) (b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Liberation Room, Secretariat, Stanley on **Tuesday the fourteenth day of July 1992** at 9 o'clock in the forenoon precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-mentioned Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

10th June 1992.

Graeme J. Gill,
Liquidator.



THE FALKLAND ISLANDS GAZETTE

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30th JUNE 1992

No. 11

Appointments

Miss Patricia Collette Card, Clerk, Public Service, 1.6.92.

Timothy Simon Clarke, Teacher, Education Department, 2.6.92.

Ronald Sampson, Chief Executive, Secretariat, 11.6.92.

William Edward Bowles, Works Manager, Public Works Department, 15.6.92.

Acting Appointments

Jonathon Andrew Clark, Acting Director of Fisheries, Fisheries Department, 6.5.92. - 27.5.92.

Simon Roy Miller, Acting Fisheries Officer, Fisheries Department, 10.6.92.

Barry Elsby, Acting Chief Medical Officer, Medical Department, 25.3.92 - 8.6.92.

Manfred Michael Ian Keenleyside, Acting Director of Public Works, Public Works Department, 17.6.92.

Zachary Stephenson, Acting Head Printer, Printing Office, Legal Department, 19.6.92.

David Ford, Acting Chief Fire Officer, Fire and Rescue Department, 17.6.92.

Completion of Contracts

Stephen Gerard Howlett, Pasture Agronomist/Adviser, Department of Agriculture, 31.5.92.

Alistair Brown McNaught, Teacher, Education Department, 6.6.92.

Renewal of Contract

Stephen Gerard Howlett, Pasture Agronomist/Adviser, Department of Agriculture, 1.6.92.



THE FALKLAND ISLANDS GAZETTE

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31st JULY 1992

No. 12

Appointments

Miss Catherine Ellenor Winthrop, Teacher, Education Department, 14.7.92.

Miss Nicole Gabrielle Buxton, Fisheries Scientist, (Data Analyst), Fisheries Department, 17.7.92.

Acting Appointment

Mrs. Carol Wendy Teggart, Acting Broadcasting Officer, Falkland Islands Broadcasting Department, 5.6.92.

Promotion

Peter Thomas King, from Senior Assistant Secretary,

Secretariat, to Government Secretary, Secretariat, 1.7.92.

Confirmation of Appointments

Derek Frank Howatt, Financial Secretary, Treasury, 16.2.92.

Miss Susan Jane Nightingale, Senior Clerk, Secretariat, 1.7.92.

Completion of Contract

Michael James Green, Works Manager, Public Works Department, 3.7.92.

NOTICE

No. 28

31st July 1992.

The Currency Ordinance 1987

As a consequence of the re-establishment of the public office of Government Secretary, His Honour the Acting Governor has designated the holder of that public office to be a Commissioner of Currency, in accordance with Section 5(1) of the Currency Ordinance 1987, until further notice. This Notice cancels the designation of the holder of the public office of Senior Assistant Secretary to be a Commissioner of Currency in Notice No. 33 of 22 June 1990.

This Notice to be effective from 1 July 1992.

It is confirmed that the holders of the following public offices are designated Commissioners of Currency:

Financial Secretary
Government Secretary
Superintendent, Posts & Telecommunications.

The Treasury,
Stanley.

Ref: TRE/10/11.



**THE
FALKLAND ISLANDS GAZETTE
(Extraordinary)**

PUBLISHED BY AUTHORITY

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13th AUGUST 1992

No. 13

The following are published in this Gazette --

The Register of Electors

Stanley Constituency

Register of Electors

1	Adams, Carol Margaret	55	Berntsen, Valdamar Lars
2	Adams, John Harvey	56	Berntsen, William Alexander
3	Adams, Marjorie Rose	57	Berntsen, William Blyth *
4	Alazia, Albert Faulkner *	58	Bertrand, Catherine Gladys *
5	Alazia, Andrew *	59	Betts, Arlette
6	Alazia, Anita Jayne	60	Betts, Cyril Severine *
7	Alazia, Freda	61	Betts, Donald William
8	Alazia, Freda Evelyn	62	Betts, Ellen Alma *
9	Alazia, George Robert *	63	Betts, George Winston Charles
10	Alazia, James Andrew	64	Betts, Lucia Elizabeth
11	Alazia, Maggie Ann *	65	Betts, Severine *
12	Alazia, Yvonne	66	Betts, Shirley Rose
13	Aldridge, Caroline Mary	67	Betts, Terence Severine
14	Aldridge, Kenneth John	68	Biggs, Alastair Gordon
15	Almonacid, Gladys Mabel *	69	Biggs, Betty Josephine *
16	Almonacid, Orlando	70	Biggs, Edith Joan *
17	Anderson, Andrew Ronald	71	Biggs, Frances
18	Anderson, Eddie	72	Biggs, Frederick James
19	Anderson, Edward Bernard *	73	Biggs, Irene Mary *
20	Anderson, Elizabeth Nellie *	74	Biggs, Leslie Frederick
21	Anderson, Gertrude Maud *	75	Biggs, Madge Bridget Frances *
22	Anderson, Hector Christian *	76	Biggs, Michael Elfed
23	Anderson, Helen *	77	Biggs, Peter Julian Basil
24	Anderson, Mildred Nessie *	78	Biggs, Robert William
25	Anderson, Paul James *	79	Billett, Leslie William *
26	Anderson, Richard Louis	80	Binnie, Susan
27	Anderson, Sophie Marina *	81	Birmingham, John
28	Anderson, Stephen Robert	82	Birmingham, Susan Jane
29	Barkman, Margaret Mary	83	Blackley, Candy Joy
30	Barnes, Ernest *	84	Blackley, Charles David *
31	Barnes, Marie	85	Blackley, Hilda
32	Barnes, Molly Stella *	86	Blackley, John David
33	Barnes, Sigrid Geraldine Wells *	87	Blake, Paul Wickham
34	Barnes, Trevor Marshall	88	Blizard, Lawrence Gordon *
35	Barton, Alison Mary	89	Blizard, Malvina Mary *
36	Barton, Arthur John	90	Blyth, Agnes Ruth *
37	Bedford, Kita Muriel	91	Blyth, Alfred John *
38	Bell, Robin William Simpson	92	Blyth, John *
39	Bennett, Harold *	93	Bonner, Donald William *
40	Bennett, Lena Grace Gertrude *	94	Bonner, Hayley Trina
41	Berntsen, Benjamin John	95	Bonner, Linda Jane
42	Berntsen, Cecilia del Rosario	96	Bonner, Nicholas
43	Berntsen, Christian Olaf Alexander	97	Bonner, Paul Roderick
44	Berntsen, Diana Mary	98	Bonner, Timothy
45	Berntsen, Ellen Rose	99	Bonner, Vera Ann
46	Berntsen, Gina Michelle	100	Bonner, Vera Joan
47	Berntsen, Iain Kenneth	101	Bonner, Violet *
48	Berntsen, John Alexander	102	Booth, Jessie *
49	Berntsen, Kathleen Gladys *	103	Booth, Joseph Bories *
50	Berntsen, Lavina Maud *	104	Booth, Myriam Margaret Lucia
51	Berntsen, Mary Clarissa Elizabeth *	105	Booth, Stuart Alfred *
52	Berntsen, Olaf Christian Alexander	106	Bound, Graham Leslie
53	Berntsen, Patrick	107	Bound, Joan *
54	Berntsen, Saphena Anya Jane *	108	Bowles, Norma Evangeline

- 109 Bowles, William Edward
 110 Bowles, William George Troyd *
 111 Bragger, Edward Laurence
 112 Bragger, Olga
 113 Browning, Althea Maria
 114 Browning, Edwina
 115 Browning, Gavin
 116 Browning, Rex
 117 Browning, Richard William
 118 Browning, Trevor Osneht
 119 Buckett, Ronald Peter
 120 Buckland, Charles Ronald
 121 Buckland, Darlene Joanna
 122 Bundes, Robert John Christian *
 123 Burnard, Linda May
 124 Burnard, Peter
 125 Burns, Mary Anne *
 126 Bury, Ian Thomas
 127 Butcher, Michael George
 128 Butcher, Trudi
 129 Butler, Elsie Maud *
 130 Butler, Ernest Joseph
 131 Butler, Frederick Lowther Edward Olai *
 132 Butler, George Joseph *
 133 Butler, James Donald *
 134 Butler, Joan May
 135 Butler, Jonathon Jeffers *
 136 Butler, Lawrence Jonathan
 137 Butler, Margaret Orlanda
 138 Butler, Orlanda Betty
 139 Cameron, Jane Diana Mary Keith
 140 Cant, Carol Rosine
 141 Cant, Martin Ronald
 142 Card, Denise
 143 Carden, David Roger *
 144 Carey, Anthony Michael *
 145 Carey, Gladys*
 146 Carey, Mary Ann Margaret *
 147 Carey, Terence James *
 148 Castle, David Peter
 149 Castle, Isobel
 150 Ceballos, Claudette
 151 Ceballos, Eulogio Gabriel
 152 Chater, Annie
 153 Chater, Anthony Richard
 154 Cheek, Barbara *
 155 Cheek, Diane
 156 Cheek, Frederick John *
 157 Cheek, Gerald Winston
 158 Cheek, Janet Linda
 159 Cheek, John Edward
 160 Cheek, Marie
 161 Cheek, Miranda
 162 Cheek, Rosalind Catriona *
 163 Clarke, Angeline Gloria *
 164 Clarke, Anneliese Rose *
 165 Clarke, Camilla Marie
 166 Clarke, David James
 167 Clarke, Derek Simon
 168 Clarke, Doreen *
 169 Clarke, Fiona Alison
 170 Clarke, Gwynne Edwina
 171 Clarke, Hector *
 172 Clarke, Ian
 173 Clarke, Jane Lucacia *
 174 Clarke, James Martin *
 175 Clarke, Joyce Kathleen *
 176 Clarke, Kathleen Gay
 177 Clarke, Marvin Thomas
 178 Clarke, Ronald John *
 179 Clarke, Rudy Thomas
 180 Clarke, Terence John
 181 Clarke, Trudi Ann
 182 Clarke, Violet Rose
 183 Clasen, Mally
 184 Clausen, Denzil George Gustavius
 185 Clausen, Melanie Florence *
 186 Claxton, Frank Brian *
 187 Claxton, Margaret
 188 Clayton, Susan
 189 Cletheroe, Kenneth Stanley
 190 Cletheroe, William Harold *
 191 Clifton, Charles *
 192 Clifton, Darwin Lewis
 193 Clifton, Doreen
 194 Clifton, Marie *
 195 Clifton, Neil
 196 Clifton, Stephen Peter
 197 Clifton, Terence Charles
 198 Clifton, Valerie Ann
 199 Clingham, Yvonne Helen
 200 Cofre, Anya Evelyn
 201 Cofre, Elvio Miguel
 202 Collins, Peter Anthony
 203 Collins, Shiralee
 204 Connolly, Kevin Barry
 205 Coombe, Peter
 206 Coombe, Shirley Anne
 207 Coulter, Paula *
 208 Coutts, Carolynne Sarah
 209 Coutts, Charles
 210 Coutts, Charles Lindsay *
 211 Coutts, Diana Marion *
 212 Coutts, John
 213 Coutts, Olga
 214 Coutts, Peter
 215 Crowie, Nichola Jane
 216 Curtis, Alfred William Hamilton

- 217 Curtis, Barbara Joan
 218 Davies, Anthony Warren
 219 Davies, Colin George
 220 Davies, Eileen Wynne
 221 Davies, Jacqueline Nancy
 222 Davies, Stephen Andrew *
 223 Davies, William
 224 Davis, Maurice Nigel
 225 Davis, Raymond Andrew
 226 Davis, William John *
 227 Davis, Yona
 228 Davy, Patrick Alex Field
 229 Darling, Leo Alexander *
 230 Decroliere, Carrie Madeline Helen
 231 Dickson, Caroline Christine Bird *
 232 Dickson, Marlaine Rose
 233 Dodd, Alison
 234 Donnelly, Denise
 235 Duncan, Doreen *
 236 Duncan, William *
 237 Evans, Gladys Alberta *
 238 Evans, Michael David
 239 Eynon, Carol
 240 Eynon, David John
 241 Eynon, Leeann Watson
 242 Fairfield, James Steven
 243 Faria, Basil Harry
 244 Faria, Mary Ann *
 245 Felton, Violet Regina Margaret *
 246 Ferguson, Rose
 247 Fiddes, Mary McKinnon Livingstone
 248 Fiddes, Melody Christina
 249 Fiddes, Robert
 250 Finlayson, Iris Dwenda Margaret *
 251 Finlayson, Peter
 252 Finlayson, Phyllis *
 253 Fogerty, Richard Edwin John
 254 Ford, Arthur Henry *
 255 Ford, Caroline *
 256 Ford, Charles David *
 257 Ford, Cherry Rose
 258 Ford, Christopher James *
 259 Ford, Colin Stewart
 260 Ford, Colleen Mary
 261 Ford, David
 262 Ford, Fanny Davidson *
 263 Ford, Frederick James
 264 Ford, Gerard Alan
 265 Ford, Hazel
 266 Ford, James Edward *
 267 Ford, John
 268 Ford, Leann Caroline
 269 Ford, Leonard
 270 Ford, Marilyn Christina
 271 Ford, Michael
 272 Ford, Robert
 273 Fullerton, Mary Ellen *
 274 Gilbert, Judith Elizabeth
 275 Gilbert, Robert Ernest
 276 Gilding, Deborah *
 277 Gilding, Peter Bernard
 278 Gooch, Cecilia Ines Millard Bennett *
 279 Gooch, Dudley Frederick *
 280 Goodwin, Colin Valentine
 281 Goodwin, Derek Samuel *
 282 Goodwin, Emily Rose *
 283 Goodwin, Hazel Rose
 284 Goodwin, June Elizabeth
 285 Goodwin, June Rose Elizabeth
 286 Goodwin, Kathleen Edith Marguerite *
 287 Goodwin, Margaret Ann
 288 Goodwin, Robin Christopher
 289 Goodwin, Simon James *
 290 Goodwin, Una
 291 Goodwin, William Andrew Nutt *
 292 Goodwin, William John Maurice
 293 Goss, Amara Theresa
 294 Goss, Annagret
 295 Goss, Dorothy Ellen
 296 Goss, Grace Elizabeth *
 297 Goss, Morgan Edmund
 298 Goss, Simon Peter Miller
 299 Goss, William Henry (Jnr)
 300 Goss, William Henry (Snr) *
 301 Gould, Arthur William
 302 Grant, Leonard John *
 303 Grant, Mildred *
 304 Gray, Andrea Patricia
 305 Greenland, Bonita Doreen
 306 Greenland, Kenneth David
 307 Hadden, Alexander Burnett *
 308 Hadden, Sheila Peggy *
 309 Halford, Rodney John
 310 Halford, Sharon
 311 Hall, David Albert
 312 Hall, Marilyn Joyce
 313 Halliday, Evelyn Edna *
 314 Halliday, Gerald
 315 Halliday, John Arthur Leslie *
 316 Halliday, Leslie John *
 317 Halliday, Margaret Mary *
 318 Halliday, Raynor
 319 Hansen, Douglas John
 320 Hansen, Keva Elizabeth
 321 Hardy, Douglas Morgan *
 322 Harris, Christopher James
 323 Harris, Heather
 324 Harris, Jayne Elizabeth

- 325 Harris, Jill Yolanda Miller
 326 Harris, Leslie Sidney
 327 Harris, Michael Ronald
 328 Harris, Ralph Aaron
 329 Harvey, Muriel Elsie Elizabeth *
 330 Harvey, William *
 331 Hawksworth, David
 332 Hawksworth, Jeanette
 333 Hawksworth, Mary Catherine
 334 Hawksworth, Pauline May
 335 Hawksworth, Terence
 336 Hayward, Marjorie
 337 Hayward, Peter Dennis *
 338 Hazell, Trudi Eileen Felton
 339 Heathman, Malcolm Keith
 340 Heathman, Mandy Gail
 341 Heathman, Violet *
 342 Henry, Patricia Denise
 343 Hewitt, Frances Agnes
 344 Hewitt, Gary George
 345 Hewitt, Kevin John
 346 Hewitt, Margaret Ann
 347 Hewitt, Rachel Catherine Orissa *
 348 Hewitt, Robert John David *
 349 Hills, Heather Margaret *
 350 Hills, Richard William *
 351 Hirtle, Christine
 352 Hirtle, Debbie Ann
 353 Hirtle, Leonard Lloyd
 354 Hirtle, Mary Ann *
 355 Hirtle, Robert Andrew Eric
 356 Hirtle, Rose Ann Shirley
 357 Hirtle, Sandra May Winifred
 358 Hirtle, Shirley
 359 Hirtle, Wallace Carl Linden *
 360 Hirtle, Zane Eric
 361 Hobman, Anilda Marilu
 362 Hobman, David Gonsalo
 363 Howatt, Derek Frank
 364 Howe, Alison Delia
 365 Howe, Paul Anthony
 366 Huanel, Jose Raul
 367 Igao, Pauline Lynx
 368 Jacobsen, Alistair
 369 Jacobsen, Catherine Joan
 370 Jaffray, Angus
 371 Jaffray, Christopher *
 372 Jaffray, Eileen
 373 Jaffray, Estell Anita
 374 Jaffray, Frank Alexander
 375 Jaffray, Helen Rose
 376 Jaffray, Ian
 377 Jaffray, Ingrid Joyce
 378 Jaffray, Jacqueline Ann *
 379 Jaffray, Janice Vanessa *
 380 Jaffray, John Summers *
 381 Jaffray, June Elizabeth *
 382 Jaffray, Kenneth Ian
 383 Jaffray, Robin George
 384 Jaffray, Stephen James
 385 Jaffray, Terence Roy
 386 Jaffray, Terri-Ann
 387 Jaffray, Tony
 388 Jaffray, William *
 389 Jennings, Mary Ann Helen
 390 Jennings, Neil
 391 Jennings, Stephen
 392 Johnson, Jacqueline
 393 Johnson, Kenneth John
 394 Johnson, Michael Neil
 395 Johnson, Stanley Howard *
 396 Johnson, Vanda Joan
 397 Jones, Alan Smith
 398 Jones, Jennifer
 399 Jones, John Hugh
 400 Jones, Kevin Richard
 401 Jones, Michael David
 402 Jones, Michelle
 403 Jones, Sheila Janice
 404 Jones, Yvonne Malvina
 405 Jordan, Dilys Margaret Ann
 406 Keenleyside, Charles Desmond (Snr) *
 407 Keenleyside, Charles Desmond (Jnr)
 408 Keenleyside, Dorothy Maud *
 409 Keenleyside, Manfred Michael Ian
 410 Keenleyside, Nanette Barbara
 411 Keenleyside, Susan Noreen
 412 Kenny, Erling
 413 King, Anna Constance Eve
 414 King, Desmond George Buckley *
 415 King, Gladys Evelyn *
 416 King, Glynis
 417 King, Peter Thomas
 418 King, Robert John
 419 King, Rosemarie
 420 King, Vernon Thomas *
 421 Laffi, Atilio Segundo
 422 Laffi, Kathleen Mary
 423 Lang, David Geoffrey
 424 Lang, James Patrick
 425 Lang, William Frank
 426 Larsen, Ellen
 427 Larsen, Margaret Anne *
 428 Lee, Alfred Leslie *
 429 Lee, Derek William
 430 Lee, Gladys
 431 Lee, Leslie James
 432 Lee, Robin Myles

- 433 Lee, Trudi Dale
 434 Lewis, James *
 435 Lewis, Jean *
 436 Livermore, Anton
 437 Livermore, Darren
 438 Livermore, Marie Ann
 439 Lloyd, Melvyn John
 440 Lloyd, Valerie Ann
 441 Loftus, Anthony
 442 Loftus, Colleen
 443 Lowe, Adrian Stewart
 444 Luxton, Ernest Falkland *
 445 Luxton, Jennifer Mary
 446 Luxton, Michael
 447 Luxton, Nicola
 448 Luxton, Sybil Grace *
 449 Luxton, Winifred Ellen *
 450 Lyse, Ethel Malvina
 451 Lyse, George Walter *
 452 Lyse, Linda Margaret
 453 Lyse, Reginald Sturdee *
 454 Lyse, Sydney Russell *
 455 Macaskill, Angus Lindsey
 456 Macaskill, Jeannette May
 457 Macaskill, John
 458 Malcolm, George *
 459 Malcolm, Velma *
 460 May, Brian Roy
 461 May, Bruce Raymond
 462 May, Connie
 463 May, Heather
 464 May, Jonathan Roy *
 465 May, Monica
 466 May, William Albert *
 467 Metcalf, Rhoda Felton
 468 Middleton, Brian
 469 Middleton, Caroline Ann
 470 Middleton, Dennis Michael
 471 Middleton, Ellen *
 472 Middleton, Graham Cyril
 473 Middleton, Joan Eliza
 474 Middleton, Leonard
 475 Middleton, Phillip John
 476 Middleton, Sharon Elizabeth
 477 Middleton, Shirley
 478 Middleton, Stephanie Ann
 479 Miller, Andrew Nigel
 480 Miller, Betty Lois *
 481 Miller, Carol
 482 Miller, Florence Roberta *
 483 Miller, Gail Marie
 484 Miller, Simon Roy
 485 Miller, Timothy John Durose
 486 Minto, Graham Stewart
 487 Minto, Patrick Andrew
 488 Minto, Timothy Ian
 489 Miranda, Augusto *
 490 Miranda, Carmen *
 491 Miranda, Ramon
 492 Miranda, Winifred Dorothy *
 493 Mitchell, Leon John
 494 Moffat, Angela
 495 Moffat, James
 496 Moore, Pauline
 497 Morris, Alana Marie
 498 Morris, David
 499 Morris, Trevor Alan
 500 Morrison, Donald Ewen *
 501 Morrison, Doreen
 502 Morrison, Eleanor Olive
 503 Morrison, Fayann
 504 Morrison, Graham Stewart
 505 Morrison, Herman
 506 Morrison, Hyacinth Emily *
 507 Morrison, Joan Margaret
 508 Morrison, Lewis Ronald
 509 Morrison, Muriel Eliza Ivy *
 510 Morrison, Nanette Rose
 511 Morrison, Nigel Peter
 512 Morrison, Patrick
 513 Morrison, Paul Roderick
 514 Morrison, Ronald Terence *
 515 Morrison, Stewart
 516 Morrison, Trevor
 517 Morrison, Valerie Ann
 518 Morrison, Violet Sarah
 519 Morrison, William Roderick Halliday
 520 Murphy, Ann Susan
 521 Murphy, Bessie *
 522 Murphy, Michael James *
 523 MacDonald, John Alexander Home
 524 McBain, Arthur
 525 McBain, Rhoda Margaret
 526 McBeth, Phyllis Elizabeth Grace
 527 McCallum, Bettina Kay
 528 McCallum, Christopher John
 529 McCallum, Elaine Michele
 530 McCallum, Ellen *
 531 McCallum, Jack *
 532 McCallum, James *
 533 McCallum, Timothy Andrew
 534 McCormick, Dale Ronald
 535 McEachern, Gloria Jane
 536 McGill, Coral Elizabeth *
 537 McGill, Darrel Ian
 538 McGill, Diane Beverley
 539 McGill, Doris Mary *
 540 McGill, Gary

- 541 McGill, Glenda
 542 McGill, Ian Peter
 543 McGill, Jane *
 544 McGill, Len Stanford
 545 McGill, Lorraine Iris
 546 McGill, Roy
 547 McGill, Teresa Rose
 548 McIlroy, Robert James *
 549 McIlroy, Rose Mary
 550 McKay, Clara Mary *
 551 McKay, Heather Valerie
 552 McKay, James John *
 553 McKay, Jane Elizabeth *
 554 McKay, Jeannie Paulina
 555 McKay, Josephine Ann
 556 McKay, Kenneth Andrew
 557 McKay, Michael John
 558 McKay, Neil
 559 McKay, Paul Anthony
 560 McKay, Peter John
 561 McKay, Rex
 562 McKay, Shelley Jane
 563 McKay, Stephen John *
 564 McKay, William Robert *
 565 McKenzie, Alice Maude
 566 McKenzie, Charles Alexander Albert John
 567 McLaren, Margo Jane *
 568 McLaren, Tony Eugene Terence
 569 McLeod, David
 570 McLeod, Donald Henry *
 571 McLeod, Ellen May *
 572 McLeod, Ian
 573 McLeod, Ian James *
 574 McLeod, Janet Wensley
 575 McLeod, Janice
 576 McLeod, John (1)
 577 McLeod, John (2)
 578 McLeod, Madeline Jean
 579 McLeod, Margaret Anne *
 580 McLeod, Michael William
 581 McLeod, Robert
 582 McLeod, Robert John
 583 McPhee, Grace Darling *
 584 McPhee, Iris Blanche *
 585 McPhee, Justin Owen *
 586 McPhee, Marjorie May
 587 McPhee, Natalie Marianne
 588 McPhee, Owen Horace *
 589 McPhee, Patrick *
 590 McRae, Richard Winston
 591 Neal, Richard John
 592 Neilson, Barry Marwood
 593 Neilson, Margaret
 594 Newell, Joseph Orr
 595 Newell, Trudi Malvina
 596 Newman, Andrew Raymond *
 597 Newman, Clive Alexander
 598 Newman, Dorothy Elizabeth *
 599 Newman, Dwenda Rose
 600 Newman, Joyce Noreen
 601 Newman, Marlene
 602 Newman, Raymond Winston
 603 Newman, Lawrence Wilfred August *
 604 Nightingale, Susan Jane
 605 Nutter, Arthur Albert
 606 Nutter, Josephine Lesley
 607 Parrin, Norman George *
 608 Pauloni, Hilary Maud *
 609 Pauloni, Romolo Vittorio *
 610 Peake, Arthur
 611 Peake, Clair Linda
 612 Peart, Robert Ernest
 613 Peck, Burned Brian
 614 Peck, Carol Margaret *
 615 Peck, David Patrick *
 616 Peck, Eleanor Margaret
 617 Peck, Evelyn Elizabeth
 618 Peck, Gordon Pedro James *
 619 Peck, James
 620 Peck, Kim Brian
 621 Peck, Mary *
 622 Peck, Maureen Heather
 623 Peck, Patrick William *
 624 Peck, Shirley
 625 Peck, Terence John
 626 PED
 627 Perkins, Vivienne Esther Mary
 628 Perry, Augustave Walter *
 629 Perry, Beatrice Annie Jane *
 630 Perry, Hilda Blanche *
 631 Perry, Robert Juan Carlos
 632 Perry, Thomas George *
 633 Perry, Thora Virginia *
 634 Pettersson, Derek Richard
 635 Pettersson, Eileen Heather
 636 Pettersson, Tony
 637 Pettersson, Trudi Ann
 638 Phillips, Albert James,
 639 Phillips, David Dawson
 640 Phillips, Julie Ann *
 641 Phillips, Lynda
 642 Phillips, Paul David *
 643 Platt, Veronica Shirley
 644 Plumb, Elaine Margaret
 645 Plumb, Jason Alan *
 646 Plumb, Norman Phillip
 647 Pole-Evans, Amy Rose
 648 Pole-Evans, John *

- 649 Pole-Evans, Michael Anthony
 650 Pollard, Elizabeth Eve
 651 Pollard, John
 652 Poole, Charles Lawrence *
 653 Poole, Evelyn May *
 654 Poole, Nancy Margaret
 655 Poole, Raymond John
 656 Poole, William John *
 657 Porter, Brian Charles
 658 Porter, Charles *
 659 Porter, Jean Lavinia
 660 Porter, Tracy
 661 Reddick, Keith John
 662 Reeves, Cheryl Rose
 663 Reeves, Michael
 664 Reid, Ann
 665 Reid, Colleen Rose
 666 Reid, Reynold Gus
 667 Reive, Ernest *
 668 Reive, Roma Endora Mary *
 669 Rendell, Michael
 670 Rendell, Phyllis Mary
 671 Roberts, Diana Christine
 672 Roberts, Laura May *
 673 Roberts, Peter James
 674 Roberts, William Henry *
 675 Robertson, Janet
 676 Robertson, Paul Jonathan
 677 Robertson, Sally Jean
 678 Robson, Alison Emily *
 679 Robson, Gerard Michael
 680 Robson, Gladys Mary *
 681 Robson, Louis Michael *
 682 Robson, Miranda Gay
 683 Robson, Phyllis Ann
 684 Robson, Raymond Nigel
 685 Rogers, Ralph
 686 Rogers, Roger Neil
 687 Ross, Colin *
 688 Ross, Glenn Stephen
 689 Ross, Janet
 690 Ross, Lachlan Neil
 691 Ross, Marie
 692 Ross, Odette Ellen May
 693 Ross, Roy
 694 Ross, Sheena Margaret
 695 Ross, Susan Vera
 696 Ross, William Henry
 697 Rowland, Charlene Rose
 698 Rowland, John Christopher
 699 Rowlands, Catherine Annie *
 700 Rowlands, Daisy Malvina *
 701 Rowlands, Harold Theodore *
 702 Rowlands, John Richard *
 703 Rowlands, Neil
 704 Rowlands, Robert John
 705 Rozee, Betty Ellen
 706 Rozee, Bryn Thomas *
 707 Rozee, Derek Robert Thomas *
 708 Sackett, Albert John
 709 Sackett, Michael John Carlos
 710 Samey, Harry *
 711 Sawle, Richard
 712 Shedden, James Alexander *
 713 Shepherd, Ramsay
 714 Shepherd, Sylvia Ann
 715 Shorrocks, Joyce
 716 Shorrocks, Nigel Arthur
 717 Short, Andrez Peter
 718 Short, Arthur Richard *
 719 Short, Celia Soledad
 720 Short, Charles William
 721 Short, Christina Ethel *
 722 Short, Donald Robert Gordon
 723 Short, Emily Christina
 724 Short, Gavin Phillip
 725 Short, Joseph Leslie *
 726 Short, Lisa Helen
 727 Short, Montana Tyrone
 728 Short, Peter Robert
 729 Short, Philip Stanley *
 730 Short, Richard Edward
 731 Short, Riley Ethroe
 732 Short, Rose Stella
 733 Short, Vilma Alicia
 734 Simpson, Bertha Veronica
 735 Simpson, James Garry
 736 Simpson, John Frederick
 737 Simpson, Mirabelle Hermione
 738 Smith, Alexander Gordon
 739 Smith, Ana Bonita
 740 Smith, Anthony David
 741 Smith, Bruce Dennis
 742 Smith, Colin David
 743 Smith, Derek
 744 Smith, Ellen Mary
 745 Smith, Eric
 746 Smith, Gerard Alexander
 747 Smith, Gwenifer May *
 748 Smith, Ilcen Rose
 749 Smith, Iola Winifred *
 750 Smith, James Stanley *
 751 Smith, James Terence *
 752 Smith, Jean Waddell
 753 Smith, Jennifer Ethel
 754 Smith, Joan Lucy Ann
 755 Smith, John
 756 Smith, Julia Trinidad

- 757 Smith, Martyn James
758 Smith, Nora Kathleen
759 Smith, Osmund Raymond *
760 Smith, Owen Archibald *
761 Smith, Paulette Rose
762 Smith, Rhona
763 Smith, Russell James
764 Smith, Shula Louise *
765 Smith, Sidney Frederick
766 Smith, Terence George
767 Sollis, Sarah Emma Maude *
768 Spall, Christopher Richard
769 Spink, Roger Kenneth
770 Spinks, Alexander
771 Spinks, Malvina Ellen *
772 Spruce, Helena Joan
773 Spruce, Terence George
774 Steen, Allan Graham
775 Steen, Barbara Ingrid
776 Steen, Emma Jane *
777 Steen, Gail
778 Steen, Karen Lucetta *
779 Steen, Vernon Robert
780 Stephenson, James
781 Stephenson, Joan Margaret
782 Stephenson, Katrina
783 Stephenson, Zachary
784 Stewart, Aarron Stephen
785 Stewart, Celia Joyce
786 Stewart, David William *
787 Stewart, Duane William
788 Stewart, Hulda Fraser
789 Stewart, John
790 Stewart, Kenneth Barry
791 Stewart, Phyllis Marjorie
792 Stewart, Robert
793 Stewart, Sheila Olga
794 Stewart, Sylvia Rose *
795 Strange, Ian John
796 Strange, Maria Marta
797 Strange, Shona Marguerite
798 Summers, Brian
799 Summers, Dennis David
800 Summers, Edith Catherine *
801 Summers, Irvin Gerard
802 Summers, Judith Orissa
803 Summers, Melvyn Mark *
804 Summers, Michael Kenneth
805 Summers, Michael Victor
806 Summers, Nigel Clive *
807 Summers, Owen William
808 Summers, Pamela Rosemary Check
809 Summers, Rowena Elsie
810 Summers, Roy *
811 Summers, Sandra Marie *
812 Summers, Sheila
813 Summers, Sybella Catherine Ann
814 Summers, Sylvia Jean
815 Summers, Terence
816 Summers, Tony
817 Summers, Veronica
818 Summers, William Edward *
819 Teggart, Carol Wendy
820 Teggart, John Patrick
821 Tellez, Jeanette Valerie
822 Tellez, Jose Hector
823 Thain, John
824 Thain, Julia
825 Thain, Stephanie Ann
826 Thom, David Anderson *
827 Thom, Dorothy Irene
828 Thom, Norma Ann
829 Thompson, George Henry *
830 Thompson, William John *
831 Toase, Cora Agnes *
832 Towersey, Diane Katherine
833 Triggs, Dianne
834 Triggs, Michael David
835 Turner, Alva Ynonne *
836 Turner, Andrea Mary Pitaluga
837 Turner, Arthur Leonard Pitaluga
838 Turner, Melvyn George
839 Vidal, Eileen Nora *
840 Vidal, Leona Lucila *
841 Vincent, Jannette Mary
842 Vincent, Stephen Lawrence
843 Wallace, Fraser Barrett
844 Wallace, Maria Lilian
845 Wallace, Michael Ian
846 Wallace, Stuart Barrett
847 Wallace, Una
848 Watson, Boyd Edward Harold
849 Watson, Catherine Wilhelmina Jessie *
850 Watson, Hannah Maude *
851 Watson, Lisa Marie
852 Watson, Paul
853 Watts, Lucinda Vikki *
854 Watts, Patrick James
855 White, Kathleen Elizabeth *
856 Whitney, Frederick William
857 Whitney, Jason
858 Whitney, Kurt Ian
859 Whitney, Robert Michael
860 Whitney, Susan Joan
861 Whitney, Tyrone *
862 Wilkinson, Robert John
863 Williams, Charlotte Agnes *
864 Williams, Gene *

- 865 Williams, Marlene Rose Elizabeth
- 866 Wylie, Julian Richard
- 867 Wylie, Wendy Jennifer
- 868 Zuvic-Bulic, Kuzma Mario
- 869 Zuvic-Bulic, Sharon Marie

* NOT LIABLE TO SERVE AS A JUROR

Camp Constituency

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Register of Electors

1001	Alazia, Hazel	1055	Clarke, Michael Jan
1002	Alazia, Henry John *	1056	Clarke, Shane Adrian *
1003	Alazia, Keith *	1057	Clausen, Denzil
1004	Alazia, Mandy Gwyneth	1058	Clausen, Henry Edward
1005	Alazia, Michael Robert	1059	Clifton, Leonard
1006	Alazia, Stuart John	1060	Clifton, Thora Janeene
1007	Alazia, Thora Lilian *	1061	Cockwell, Grizelda Susan
1008	Aldridge, Brian George	1062	Cockwell, John Richard
1009	Aldridge, Olive Elizabeth*	1063	Coutts, Frederick George
1010	Aldridge, Terence William	1064	Davis, Aase
1011	Anderson, Gloria *	1065	Davis, Mandy John
1012	Anderson, Jenny	1066	Davis, Nicholas
1013	Anderson, Margaret Kathleen	1067	Davis, Reginald John
1014	Anderson, Marina Rose	1068	Davis, William James
1015	Anderson, Reginald Stanford	1069	Dickson, Charles George *
1016	Anderson, Ronald	1070	Dickson, Doreen
1017	Anderson, Tony James	1071	Dickson, Gerald William
1018	Anderson, William John Stanley	1072	Dickson, Iris
1019	Ashworth, Glennis	1073	Dickson, Ronald Edward
1020	Ashworth, Malcolm	1074	Dobbyn, Timothy John
1021	Barnes, Deirdre	1075	Donnelly, Daniel
1022	Barnes, Marshall	1076	Donnelly, Joyce Elizabeth
1023	Barnes, Paul	1077	Duncan, Peter Ree Howard *
1024	Berntsen, Arena Janice	1078	Dunford, David Philip
1025	Berntsen, Kenneth Frederick	1079	Edwards, Emma Jane *
1026	Berntsen, Leon	1080	Edwards, Norma
1027	Berntsen, Pamela Margaret	1081	Edwards, Roger Anthony
1028	Betts, Arthur John *	1082	Evans, Michele Paula
1029	Betts, Bernard Keith	1083	Evans, Olwyn Carol
1030	Betts, Diane Joan	1084	Evans, Raymond
1031	Betts, Irene Marion	1085	Evans, Richard Gregory
1032	Binnie, Horace James *	1086	Evans, Russel *
1033	Binnie, Linda Rose	1087	Fairley, John *
1034	Binnie, Ronald Eric	1088	Felton, Anthony Terence *
1035	Binnie, Rose Helen *	1089	Felton, Faith Dilys
1036	Blackley, Maurice	1090	Felton, Sonia Ellen
1037	Blake, Alexander Charles *	1091	Felton, Walter Arthur *
1038	Blake, Anthony Thomas	1092	Ferguson, Finlay James
1039	Blake, Heidi Jane	1093	Ferguson, John William
1040	Blake, Lionel Geoffrey	1094	Ferguson, Robert John *
1041	Blake, Lyndsay Rae	1095	Ferguson, Thelma
1042	Blake, Sally Gwynfa	1096	Findlay, Andrew John
1043	Blake, Thomas Patrick *	1097	Findlay, Gerald
1044	Bonner, Avril Margaret Rose	1098	Finlayson, Barry Donald *
1045	Bonner, Keith James	1099	Finlayson, Iris Heather *
1046	Bonner, Simon	1100	Finlayson, Neil Roderick
1047	Bonner, Susan Anne	1101	Ford, Neil Fraser
1048	Buckett, Roy Peter	1102	Ford, Penelope Rose
1049	Cartmell, Andrew Nutt	1103	Forster, Gwyneth May
1050	Chandler, Ann Beatrice	1104	Forster, James
1051	Chandler, Edward	1105	Fox, Mary Elizabeth
1052	Clapp, Kevin Christopher	1106	Giles, Gilbert
1053	Clark, Fredrick Thomas	1107	Gleadell, Ian Keith
1054	Clarke, Jeanette	1108	Gleadell, Marklin John

- 1109 Goodwin, Mandy Hazel
 1110 Goodwin, Neil Alexander William
 1111 Goodwin, Robin
 1112 Goss, Eric Miller
 1113 Goss, Ian Ernest Earl
 1114 Goss, Margaret Rose
 1115 Goss, Peter
 1116 Goss, Roderick Jacob *
 1117 Goss, Shirley Ann
 1118 Gray, David Edward
 1119 Gray, Patricia May
 1120 Halliday, Joyce Isabella Patience
 1121 Halliday, Kenneth William
 1122 Hansen, Ian
 1123 Hansen, Lionel Raymond *
 1124 Hansen, Rose Idina
 1125 Hansen, Susan Ann
 1126 Hardcastle, Brook *
 1127 Hardcastle, Eileen Beryl *
 1128 Harvey, Jen
 1129 Harvey, Valerie Ann
 1130 Heathman, Ailsa
 1131 Heathman, Ewart Tony
 1132 Hewitt, Brian David
 1133 Hirtle, Anthony
 1134 Hirtle, Doris Linda
 1135 Hirtle, Fenton
 1136 Hirtle, Gerard Fenton *
 1137 Hirtle, Odette Susan
 1138 Hirtle, Susan Mary
 1139 Hobman, Juan Jose Eleuterio
 1140 Hobman, Petula
 1141 Hutton, Elizabeth Isabella *
 1142 Hutton, Philip *
 1143 Jaffray, Alexander
 1144 Jaffray, Brian
 1145 Jaffray, Dereck Charles
 1146 Jaffray, Elliott Jessie
 1147 Jaffray, Gerard Alan *
 1148 Jaffray, Janet
 1149 Jaffray, John
 1150 Jaffray, John Willie
 1151 Jaffray, Phyllis
 1152 Johnson, Lily Ann *
 1153 Jonson, Carl
 1154 Kidd, John Nathan
 1155 Kidd, Lillian Rose Orissa
 1156 Kiddle, Robert Karl
 1157 Kilmartin, Dinah May
 1158 Kilmartin, Kevin Seaton
 1159 Knight, Nigel Arthur
 1160 Knight, Shirley Louvaine Patricia
 1161 Lang, Patrick Andrew *
 1162 Lang, Sandra Shirleen
 1163 Lang, Velma Emily
 1164 Larsen, Josephine Mary
 1165 Larsen, Ronald Ivan
 1166 Larsen, Yvonne
 1167 Lee, Carole
 1168 Lee, Elizabeth
 1169 Lee, John Alfred
 1170 Lee, Myles *
 1171 Lee, Owen Henry
 1172 Lee, Rodney William
 1173 Lloyd, John Moelwyn *
 1174 Luxton, Patricia Maureen
 1175 Luxton, Stephen Charles*
 1176 Luxton, William Robert
 1177 Maddocks, Robert Charles
 1178 Marsh, Alastair Roy
 1179 Marsh, Anna Deirdre
 1180 Marsh, Arlette Sharon
 1181 Marsh, Frank
 1182 Marsh, Gavin Nicholas
 1183 Marsh, June Helen *
 1184 Marsh, Leon Peter
 1185 Marsh, Marlane Rose
 1186 Marsh, Robin Frank
 1187 May, Christopher Raymond
 1188 May, Linsey Olga
 1189 Miller, Betty
 1190 Miller, James Albert
 1191 Miller, Phillip Charles
 1192 Minnell, Adrian James
 1193 Minnell, Benjamin James
 1194 Minnell, Donna Marie
 1195 Minnell, Hazel Eileen
 1196 Minnell, Michael Robert
 1197 Minto, Alistair Daen
 1198 Morrison, Edgar Ewen
 1199 Morrison, Eric George
 1200 Morrison, Gerald
 1201 Morrison, Jacqueline Denise Anita
 1202 Morrison, John
 1203 Morrison, Kathleen Iris
 1204 Morrison, Kenneth
 1205 Morrison, Lena
 1206 Morrison, Leslie Theodore Norman
 1207 Morrison, Michael John
 1208 Morrison, Susan Margaret
 1209 MacBeth, Raymond John
 1210 MacDonald, Colin George
 1211 MacDonald, Irene
 1212 McCormick, Pauline Margaret Ruth
 1213 McGhie, James *
 1214 McGhie, Roy
 1215 McGill, Robin Perry
 1216 McKay, Christine

- | | |
|--|------------------------------------|
| 1217 McKay, Ellen Rose | 1271 Short, Patrick Warburton |
| 1218 McKay, Frazer Roderick | 1272 Short, Robert Charles |
| 1219 McKay, Isabella Alice | 1273 Short, Robert George |
| 1220 McKay, Richard * | 1274 Sinclair, Serena Samantha * |
| 1221 McKay, Roderick John * | 1275 Sinclair, Simon Keith |
| 1222 McLeod, Albert John | 1276 Smith, Andrew John |
| 1223 McLeod, Dawn | 1277 Smith, Francis David * |
| 1224 McLeod, Henry Donald Alexander | 1278 Smith, George Patterson |
| 1225 McLeod, Isabella Diana Frances | 1279 Smith, Heather |
| 1226 McLeod, Kenneth Benjamin John | 1280 Smith, Jacqueline |
| 1227 McLeod, Sarah Rose | 1281 Smith, Jenny Lorraine |
| 1228 McMullen, June | 1282 Smith, Michael Edmund |
| 1229 McMullen, Tony | 1283 Smith, Robert William |
| 1230 McPhee, June Iris * | 1284 Smith, Robin Charles |
| 1231 McPhee, Kenneth John * | 1285 Smith, Roy Alan |
| 1232 McPhee, Trudi Lynette | 1286 Stevens, Richard James |
| 1233 McRae, David Michael | 1287 Stevens, Toni Donna |
| 1234 McRae, Gloria Linda | 1288 Thorsen, David Moller |
| 1235 McRae, Robert George Hector * | 1289 Thorsen, Gloria Penelope |
| 1236 Napier, Lily | 1290 Turner, Diana Jane * |
| 1237 Napier, Roderick Bertrand * | 1291 Turner, Ronald |
| 1238 Newell, Donna * | 1292 Velasquez, Arleen |
| 1239 Newman, Jacqueline Elizabeth * | 1293 Watson, Glenda Joyce |
| 1240 Newman, Sheena Melanie | 1294 Watson, Neil |
| 1241 Nightingale, Charlene | 1295 Whitney, Agnes Kathleen * |
| 1242 Nightingale, Peter Richard | 1296 Whitney, Daneila Grace |
| 1243 Peck, Christine | 1297 Whitney, Dennis |
| 1244 Peck, Davina Margaret | 1298 Whitney, Henry Leslie * |
| 1245 Peck, Paul | 1299 Whitney, Keith |
| 1246 Phillips, Carol Joan | 1300 Whitney, Lana Rose |
| 1247 Phillips, Lindsay Marie * | 1301 Whitney, Leona Ann |
| 1248 Phillips, Terence | 1302 Whitney, Patrick George |
| 1249 Pitaluga, Jene Ellen * | 1303 Wilkinson, David Clive Walter |
| 1250 Pitaluga, Nicholas Alexander Robinson | 1304 Wilkinson, Rosemary |
| 1251 Pitaluga, Robin Andreas McIntosh | 1305 Williams, Cathy Ann |
| 1252 Pole-Evans, Anthony Reginald * | |
| 1253 Pole-Evans, David Llewellyn | |
| 1254 Pole-Evans, Lisa * | |
| 1255 Pole-Evans, Shirley Hellen | |
| 1256 Pole-Evans, Suzan | |
| 1257 Pole-Evans, William Reginald | |
| 1258 Poole, Ella Josephine | |
| 1259 Poole, Steven Charles | |
| 1260 Porter, George * | |
| 1261 Porter, Joan | |
| 1262 Porter, William Kenneth | |
| 1263 Reeves, Ronald James | |
| 1264 Robertson, Ann | |
| 1265 Robertson, Peter Charles | |
| 1266 Rozee, Ronald David | |
| 1267 Saunders, Felicity Joan Carlie | |
| 1268 Short, Derek Patrick | |
| 1269 Short, Isobel Rose | |
| 1270 Short, Michelle Rose * | |

*NOT LIABLE TO SERVE AS A JUROR



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. CI

31st AUGUST 1992

No. 14

Appointments

Robert James Hancox, General Foreman/Engineer, Public Works Department, 1.8.92.

William George Troyd Bowles, Agricultural Assistant, Department of Agriculture, 3.8.92.

Graham Leslie Bound, Deputy Representative, Falkland Islands Government Office, London, 3.8.92.

Mark David Holder, Travelling Teacher, Education Department, 11.8.92.

Miss Myra May Pitt, Radio/Settlement Teacher, Education Department, 13.8.92.

Acting Appointments

Kim Brian Peck, Acting Foreman, Power Station, Public Works Department, 19.9.91 - 30.6.92.

Eddie Anderson, Acting General Manager, Falkland Islands Government Air Service, 13.5.92 - 9.8.92.

Mrs. Carol Wendy Teggart, Acting Broadcasting Officer, Falkland Islands Broadcasting Department, 5.6.92 - 14.8.92.

Mrs. Ann Murphy, Acting Senior Clerk, Posts and Telecommunications Department, 6.7.92 - 12.8.92.

Manfred Michael Ian Keenleyside, Acting Director of Public Works, Public Works Department, 17.6.92 - 30.7.92.

David Ford, Acting Chief Fire Officer, Falkland Islands Fire and Rescue Department, 17.6.92 - 10.8.92.

Zachary Stephenson, Acting Head Printer, Printing Office, Justice Department, 19.6.92 - 17.8.92.

Kim Brian Peck, Acting Foreman, Power Station, Public Works Department, 29.7.92.

Mrs. Sandra Louise Davies-Hernandez, Acting Senior Scientist, Fisheries Department, 3.8.92.

Richard Carl Wagner, Acting Financial Secretary, Treasury Department, 14.8.92.

Miss Linda Margaret Lyse, Acting Chief Accountant, Treasury Department, 14.8.92.

Promotions

Mrs. Kathleen Gay Clarke, from Establishments Secretary, Secretariat, to Senior Assistant Secretary, Secretariat, 1.8.92.

Mrs. Eileen Wynne Davies, from, Assistant Secretary (Establishments), to Establishments Secretary, Secretariat, 25.8.92.

Confirmation of Appointments

Ronald Peter Buckett, Construction Superintendent, Public Works Department, 17.7.91.

Mrs. Iris Dwenda Margaret Finlayson, Auxiliary Nurse, Medical Department, 1.1.92.

Mrs. Marilyn Grimmer, Assistant Teacher, Education Department, 1.2.92.

Mrs. Sylvia Jean Summers, Senior Clerk, Medical Department, 1.3.92.

Mrs. Vera Joan Bonner, Clerk, Public Service, 23.3.92.

Ralph Aaron Harris, Mechanic, Public Works Department, 17.5.92.

Roger Neil Rogers Engineman, Public Works Department, 21.6.92.

Miss Teresa Ann Clifton, Clerk, Public Service, 1.7.92.

Graham Cyril Middleton, Fireman, Falkland Islands Fire and Rescue Service, 1.7.92.

Miss Glynis Margaret King, Senior Clerk, Treasury Department, 1.7.92.

Martin James Clarke, Senior Foreman, Public Works Department, 1.7.92.

Mrs. Moira Cameron Eccles, Income Tax Officer, Treasury Department, 1.7.92.

Mrs. Una Wallace, Personal Assistant, Treasury Department, 1.7.92.

Completion of Contracts

Robert James Hancox, General Foreman/Engineer, Public Works Department, 17.6.92.

Miss Myra May Pitt, Travelling Teacher, Education Department, 12.8.92.

Miss Michelle Debra Hartley, Teacher, Education Department, 14.8.92.

Andrew Timothy Henworth, Agricultural Economist, Department of Agriculture, 18.8.92.

Resignation

Mark David Holder, Travelling Teacher, Education Department, 28.8.92.

Notices

No. 29 5th August 1992.
It is with deep regret that His Honour the Acting Governor announces the death on 30th July 1992 of Mrs. Alice Mary Etheridge, Social Worker, Medical Department.

No. 30 13th July 1992.

Application for Naturalisation

Notice is hereby given that Mrs. Grace Betts of Stanley, Falkland Islands, is applying to His Excellency the Governor for naturalisation, and that any person who knows why naturalisation should not be granted should send a written and signed statement of the facts to the Immigration Officer at the Police Station, Stanley, within two weeks of this notice.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT Elizabeth Harriet Ford, deceased, of Stanley died at Stanley on the 23rd day of June 1992 Intestate.

WHEREAS Arthur Henry Ford, widower of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
27th August 1992.
Ref: PRO/11/92.

B. GREENLAND,
Registrar, Supreme Court.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT Margaret Ann Larson, deceased, of Stanley died at Stanley on the 18th day of August 1992 Intestate.

WHEREAS Margaret Neilson, daughter of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
27th August 1992.
Ref: PRO/12/92.

B. GREENLAND,
Registrar, Supreme Court.

Customs Ordinance (Cap. 16).

In exercise of the powers conferred by section 4 of the Customs Ordinance,

I HEREBY APPOINT —

Cpl J. SUMMERFIELD, R.A.F.,

to be a temporary Customs Officer with effect from 17th July 1992 to 30th October 1992.

R. J. KING,
Collector of Customs.

No. 31

10th August 1992.

The Companies Act 1948
Notice of Appointment of Liquidator (Members') Voluntary Winding up
Pursuant to section 305 of the Companies Act 1948

Name of Company - Starfish Limited.

Nature of Business - Fishing Company.

Address of Registered Office - 44 John Street, Stanley, Falkland Islands.

Liquidator(s) Name(s) and Address(es) - Graeme John Gill, 44 John Street, Stanley, Falkland Islands.

Date of Appointment - 10th August 1992.

By Whom Appointed - Special resolution of company.

Signature(s) - Ronald Sampson.

Dated - 10th August 1992.

(Liquidator(s)) - Graeme John Gill.

Attested by - R. M. Titterington.

No. 32

10th August 1992.

The Companies Act 1948 to 1980
Special Resolution

Starfish Limited.

Passed- 10th August 1992.

At an Extraordinary General Meeting of the above-named company, duly convened and held at the Secretariat, Stanley, on the 10th August 1992, the following Special Resolutions were duly passed, pursuant to S278(1)(b) of the Companies Act 1948: -

RESOLUTION

(1) "That the company be wound up voluntarily, and that Graeme John Gill of 44 John Street, Stanley, be and he is hereby appointed Liquidator for the purposes of such winding-up"

(2) "That the Liquidator be and is hereby authorised to divide among the Members in specie or kind the whole or any part of the assets of the company."

Signature - Ronald Sampson.

Signature - David Lang.

No. 33

17th August 1992.

Notice to Creditors to *send in* claims

Name of Company - Starfish Limited (in Voluntary Liquidation).

Notice is hereby given that the Creditors of the above-named Company are required, on or before the **Seventh day of September 1992**, to send their names and addresses, with particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to the undersigned, **Graeme John Gill, 44 John Street, Stanley**, the Liquidator of the said Company: and, if so required by notice in writing by the said liquidator, are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved.

(1) This notice is purely formal and all known Creditors have been, or will be, paid in full.

Dated - 17th August 1992.

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THE FALKLAND ISLANDS GAZETTE (Extraordinary)

PUBLISHED BY AUTHORITY

Vol. CI

4th SEPTEMBER 1992

No. 15

NOTICES

No. 34

1st September 1992.

NOTICE TO MEMBERS OF FINAL MEETING (members' voluntary winding-up)

Group One Limited (in Voluntary Liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on **Monday the fifth day of October 1992** at 8 o'clock in the fore noon precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-mentioned Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

1st September 1992.

Graeme Gill
for Peter J. Campbell,
Liquidator.

No. 35

2nd September 1992.

**NOTICE TO MEMBERS OF FINAL MEETING
(members' voluntary winding-up)**

Stankor Limited (in Voluntary Liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on **Wednesday the seventh day of October 1992** at 8 o'clock in the fore noon precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-mentioned Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

2nd September 1992.

Graeme Gill
*for Peter J. Campbell,
Liquidator.*

No. 36

2nd September 1992.

**NOTICE TO MEMBERS OF FINAL MEETING
(members' voluntary winding-up)**

Falkspan Limited (in Voluntary Liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on **Wednesday the seventh day of October 1992** at 8.15 am precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-mentioned Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

2nd September 1992.

Graeme Gill
*for Peter J. Campbell,
Liquidator.*

No. 37

2nd September 1992.

**NOTICE TO MEMBERS OF FINAL MEETING
(members' voluntary winding-up)**

Italstan Limited (in Voluntary Liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on **Wednesday the seventh day of October 1992** at 8.30 am precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-mentioned Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

2nd September 1992.

Graeme Gill
for Peter J. Campbell,
Liquidator.

No. 38

2nd September 1992.

**NOTICE TO MEMBERS OF FINAL MEETING
(members' voluntary winding-up)**

Stancross Limited (in Voluntary Liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on **Wednesday the seventh day of October 1992** at 8.45 am precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-mentioned Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

2nd September 1992.

Graeme Gill
for Peter J. Campbell,
Liquidator.

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THE FALKLAND ISLANDS GAZETTE (Extraordinary)

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Vol. CI

9th SEPTEMBER 1992

No. 16

Notice

The following is published in this Gazette —
The Wages Agreement 1992.

Notices

No. 39

2nd September 1992.

The Companies Act 1948
Notice of Appointment of Liquidator (Members') Voluntary Winding up
Pursuant to section 305 of the Companies Act 1948

Name of Company - Stanley Fuels Limited.

Nature of Business - Holding company for joint venture interests in Stanley Services Limited.

Address of Registered Office - Old Transmitting Station, Stanley, Falkland Islands.

Liquidator(s) Name(s) and Address(es) - Graeme John Gill, 44 John Street, Stanley, Falkland Islands.

Date of Appointment - 1st September 1992.

By Whom Appointed - Special resolution of company.

Signature(s) - Graeme John Gill.

Dated - 2nd September 1992.

(Liquidator(s)) -

Attested by - R. M. Titterington.

No. 40

2nd September 1992.

Notice to Creditors to send in claims

Name of Company - Stanley Fuels Limited (in Voluntary Liquidation).

Notice is hereby given that the Creditors of the above-named Company are required, on or before the **thirtieth day of September 1992**, to send their names and addresses, with particulars of their debts or claims, and the names and addresses of their Solicitors (if any), to the undersigned, **Graeme John Gill, 44 John Street, Stanley**, the Liquidator of the said Company: and, if so required by notice in writing by the said liquidator, are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved. (1) This notice is purely formal and all known Creditors have been, or will be, paid in full.

Dated - 8th September 1992.

WAGES AGREEMENT

The following agreement has been reached between the Government and the General Employees' Union. The agreement shall be effective for a period of twelve months from 1st July 1992 and shall apply to the hourly paid Union employees of Government in Stanley.

1. Basis of Wage Rates

During the course of this agreement wages shall be payable in accordance with the hourly rates set out in paragraph two except that any percentage change in the Retail Prices Index for Stanley shall be automatically applied as a Cost of Living Award adjustment to the hourly rates and date from the first day of the month following the quarter to which a review of the Index relates. Adjustments shall be rounded up or down to the nearest 1p on the following basis:

up to .49 of 1p to be rounded down
upwards from .50 of 1p to be rounded up.

(a) Craftsmen - Certificated

All Craftsmen shall be paid at the full basic rate and the following crafts shall be recognised -

Carpenters and Joiners
Blacksmiths
Painters
Motor Mechanics

Masons
Plumbers
Electricians
Plant Mechanics/Fitters

The normal entry to a craft shall be by a full term of apprenticeship or the recognition of a person's qualifications by the Industrial Training Committee.

(b) Craftsmen - Uncertificated

This describes a skilled employee who is engaged to undertake a craft but who has not completed a formal Apprenticeship or gained other qualifications recognised by the Industrial Training Committee.

(c) Handyman

This term includes those employees doing skilled or semi-skilled work in one or more trades, but who have not served an apprenticeship nor have been recognised by the Industrial Training Committee.

(d) Plant Operator

This term applies to any employee whose primary task is to operate mechanical plant.

Operators should have a valid HGV Licence and hold a minimum of one proficiency certificate to be a Second Class Operator and a minimum of two proficiency certificates to be a First Class Operator. In exceptional circumstances, to be approved by the Director of Public Works, Operators who do not hold a valid HGV licence but have a minimum of two proficiency certificates can be graded as Second Class Operators. Such Operators will be given 12 months, or such other period of time (shorter or longer) as the Director of Public Works directs, in which to obtain an HGV Licence.

All operators must be approved by the P.W.D. Mechanical Supervisor to operate plant.

An operator showing proficiency shall be given the chance to gain experience on other types of plant when suitable opportunities arise.

(e) **Labourer**

This term describes an employee undertaking unskilled work, usually of a repetitive nature, ie digging, sweeping or carrying, and without any element of responsibility.

2. **Prevailing Rates**

Class	Hourly Rate				
	£				
1. Foremen					5.20
2. Assistant Foremen					4.80
3. Certificated Craftsmen	4.60	4.76	4.91		5.06*
4. Uncertificated Craftsmen	4.12	4.23	4.33		4.45*
5. Apprentices					
1st year					3.36
2nd year					3.53
3rd year					3.70
4th year					3.88
5th year					4.09
6. Handymen (according to ability)	3.64	3.73	3.83	3.93	4.02*
7. Labourers					
Age					
15 - 16					3.17
16 - 17					3.30
17 - 18					3.40
18 and over					3.55
8. Plant Operators (according to ability)					
Class 2	3.64	3.73	3.83	3.93	4.02*
Class 1	4.06	4.15	4.24	4.33	4.45

An apprenticeship should not commence before the school leaving age has been attained.

(* Denotes Efficiency Bar. In the case of Handymen and Uncertificated Craftsmen this point shall only be passed on the completion of a trade test or equivalent; Plant Operators shall only progress beyond this point on the acquisition of the required number of proficiency certificates as set out in clause 1(d) of this Agreement).

The above hourly rates are minimum and the Government may, if it so wishes, offer higher rates, incentive bonuses, etc. The rates shown above take into account the increase in the Retail Prices Index for the quarter ending 30 June 1992 (ie 1.2%).

Casual Labour There is now no work which justifies a casual labour rate.

3. Extra Payments

(a) "Dirt Money"

As a general guide, "Dirt" money should only be paid when the work is substantially dirtier than the work which an employee is normally called upon to do. The following jobs automatically qualify for 20p per hour with a maximum of 40 hours per week -

working at the crushing plant; handling filtration plant chemicals, gas oil, tar or bitumen.

In addition, the following jobs qualify for 34p per hour where it is agreed that the job is substantially dirtier than the employee is normally called upon to do:-

handling cement in badly damaged bags; cleaning oil burners and chimney sweeping; cleaning blocked sewers; assembling bitumen-covered culverts; and such other jobs as may be approved by the Director of Public Works.

(b) Hazardous Work

Employees working on isolated structures, such as masts, at heights over 20 feet from the ground or where the structure joins the main roof of a building, shall be paid from 8p to 16p per hour according to the risk involved. This does not apply to work on properly erected scaffolding or on roofs where the work can be carried out from a position where the workman's feet are on a secured ladder. This Clause also relates to paint spraying.

(c) Extra Skill or Responsibility

(i) Any employee specifically detailed to supervise the work of three or more other employees shall receive 25p per hour extra while taking this responsibility. This clause is intended for use on an occasional basis and does not cover people who continually supervise people or projects, such as Foremen or Assistant Foremen.

(ii) Any labourer employed on semi-skilled work which would normally fall to a Handyman (eg painting, fencing, concrete laying) shall receive pay as a Handyman while engaged on this work. The precise rate shall be fixed by the Government according to the nature of the work and the skill of the particular labourer so employed. This will also apply to tallymen.

(d) Tool Allowance

A tool allowance of £20.46 per annum is payable at the commencement of each year to any craftsman or handyman who is required to provide his own tools and who has completed one year's continuous service with the Government. This allowance will not be paid where the necessary tools to carry out the duties are provided by the Government. The tool allowance shall be adjusted annually to take into account cost of living awards made during the course of the last four quarters.

4. Working Hours

The normal working hours shall be 40 hours per week made up as follows, provided that where an employee is absent during any period of a working week, without a medical certificate, or on local leave, and subject to the request of the Government and acceptance of the employee, may be permitted to work at the ordinary hourly rate on the following Saturday, provided that the hours worked on Saturday do not exceed the completion of a 40 hour week, when any balance would be paid at the overtime rate.

Monday to Friday 07-30am to 4-30pm with dinner break from noon till 1pm. A refreshment break of fifteen minutes to be taken on site shall be allowed between 08-30 and 09-30am, the precise time being laid down by the Government after consultation with employees.

Other hours of work may be laid down by mutual agreement between the Government and employees, provided that the total number of hours does not exceed 40 per week.

5. Overtime

- (a) Overtime shall be paid for all hours worked outside normal working hours and overtime rates shall be as follows -

Time and a half

- (i) between the end of the normal day and midnight
- (ii) from 6am to the start of the normal working day, provided that work did not start before 6am.

Double time

- (i) between midnight and 6am
 - (ii) from 6am to the start of the normal working day, if work commenced before 6am
 - (iii) on Sundays and recognised Public Holidays
 - (iv) for meal hours or parts thereof, if work continues through the normal working day without a full meal-hour break.
 - (v) Double time rates shall also be paid during normal working hours if, exceptionally, an employee starts work before midnight and continues without a break into normal working hours. Double time rates shall then continue to apply until there is an (unpaid) break from work exceeding four hours, after which the normal rates will again apply.
- (b) Overtime, except for shift workers, is voluntary and an employee shall not be dismissed if he objects to working outside normal hours. However, certain jobs may require attendance at times outside the normal hours and in these cases employees shall be given the option of a 40 hour week by allowing time off during normal working hours, at a time to be agreed with the Government.

6. Public Holidays

In addition to receiving double time for working a public holiday employees shall be entitled to 8 hours holiday.

7. Holidays

(a) Annual Holidays.

All employees shall be entitled to accumulate holidays at the rate and to the maximum hereinafter set out, namely -

Earning rate per annum - 20 days

Earning rate per month of continuous service - 13.33 hours

Maximum accumulation 400 hours

Paid holidays may be taken at a time to be mutually agreed upon.

b) Public Holidays.

These are days on which Government offices are closed by notification in the Gazette and the following nine days shall be paid holidays for all employees -

New Year's Day, Good Friday, The Queen's Birthday and Commonwealth Day, Liberation Day, Falklands Day, Anniversary of the Battle of the Falkland Islands, Christmas Day, Boxing Day and one other day to coincide with the Annual Stanley Sports Meeting.

- c) Any allowance or special rates earned on both the working day preceding and the working day following the holiday shall be paid for the holiday.
- d) When a dated holiday falls on a Saturday or a Sunday the next working day shall be the holiday.

8. Sick Pay

- a) Employees who have not completed three months' service with the Government shall not be entitled to sick pay.

- b) An employee shall be entitled to the following sick pay commencing on the first day of sickness upon the production of a medical certificate which states the sickness is not brought on by any fault of his own, but the periods listed below being limited to the total number of entitled weeks within a 52 week period from the first day of sickness -

- (i) Employees who have completed three months' service with the Government -

Full pay for the first three weeks

Half pay for the fourth and fifth weeks.

- (ii) Employees who have completed two years' service with the Government -

Full pay for the first six weeks

Half pay for the following twelve weeks.

- (iii) Employees who have completed three years' service with the Government -

Full pay for the first eight weeks

Half pay for the following sixteen weeks.

- (c) Full pay should be paid for any Public Holiday which falls during the first six weeks of sickness provided that the employee, when he has recovered, returns to work for the Government.
- (d) The Workmen's Compensation Ordinance shall apply in cases of sickness resulting from accidents at work. The Foreman and the Union Delegate should confirm in writing any accident at work.

9. Termination of Employment

The Government may dismiss an employee summarily in any circumstance in which to do so would be fair if the Employment Protection Ordinance 1989 applied. Otherwise the following notice of termination shall be given by the Government -

- (a) Employees who have completed one month's service but less than two years' service - one week's notice.
- (b) Employees who have completed between two years' and twelve years' continuous service - one week's notice for each year of continuous employment.
- (c) Employees who have completed more than twelve years' continuous employment - not less than twelve weeks' notice.

If desired the Government may pay wages in (a), (b) or (c), as appropriate in lieu of giving notice.

10. General

- (a) When a party of employees is required to carry meals to their work, one employee shall be allowed reasonable time to heat meals for the rest of the party.
- (b) The Government may lay down times when employees shall appear for their wages, provided that the payment is completed within normal working hours.
- (c) An official or delegation of a recognised union may, with the Government's consent, attend at a job or shop at any time to interview workmen, but no meeting shall take place in working hours without the express permission of the Government. If a dispute arises, the Government or its nominee shall interview, by appointment, any official representative of its employees.
- (d) The Government shall display for the benefit of its employees copies of regulations and rules pertaining to wages and conditions of service of workers.
- (e) The Government shall ensure that tractors are fitted with safety cabs.

11. Redundancy

If the Government wishes to declare any job redundant the Government shall notify the employee at least three months before the redundancy becomes effective unless otherwise agreed with the employee. In the event of an employee being declared redundant he shall be entitled to such payment or payments as, after taking any pension, gratuity or commuted pension payment he receives, he would be entitled to under Part VII of the Employment Protection Ordinance 1989 if it applied to employees of the Government.

12. Payment for Public Service Duties

- (a) An employee to which this agreement applies shall be entitled to be paid in respect of any period of absence from work occasioned by the need for him to perform public duties. For the purpose of this clause "public duties" means any of the following:

Justices of the Peace

Jurors

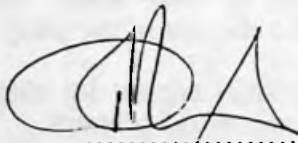
Witnesses

Legislative Councillors

Members of any Committee established by the Government or by or under any Ordinance for which no payment is otherwise made, other than under the Legislative Council (Allowances) Ordinance.

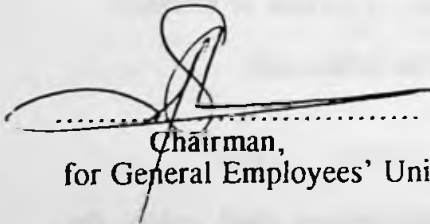
Any other duties approved by the Governor for the purpose of this clause.

- (b) Payments under this clause shall be at the basic hourly rate of the employee concerned whether the employee in question would otherwise have been attending for duty of a kind or at a time which qualified for an enhanced payment or not.
- (c) If the employee would ordinarily be working in excess of the normal working hours payments under this clause shall nevertheless be limited to payments due in respect of a basic working day.
- (d) The Government shall be entitled before making a payment under this clause to require satisfactory evidence that the absence in question was an absence qualifying for payment under this clause.



3 September 1972.

Government Secretary,
for Falkland Islands Government.



Chairman,
for General Employees' Union.



**THE
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22nd SEPTEMBER 1992

No. 17

Notice

No. 41

22nd September 1992

FALKLAND ISLANDS OFFSHORE SEISMIC SURVEYS

The Falkland Islands Government invites fresh applications from persons wishing to conduct speculative seismic and gravity - magnetic surveys in the Falklands Designated Area.

Following the evaluation of all applications, offers of licences to conduct such surveys will be made to successful applicants by the end of November 1992. Unsuccessful applicants will also be notified.

An information pack outlining the bidding procedure, the terms of the licences and an application form can be obtained from:

British Geological Survey
Attn Dr. Nigel Fannin or Dr. Phil Richards
19 Grange Terrace
Edinburgh EH9 2LF
UK
Tel: +44(0)31 667 1000
Fax: +44(0)31 668 4930

Applications should be submitted to the same address to arrive by no later than 1700 hrs GMT on 16th October 1992.



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No. 18

Appointments

Robert James Hancox, General Foreman/Engineer, Public Works Department, 1.8.92.

Michael John Hanlon, Permanent Staff Instructor, Falkland Islands Defence Force, 24.8.92.

Edward Laurence Bragger, Assistant Filtration Plant Operator, Public Works Department, 27.8.92.

Peter Burnard, Teacher, Education Department, 1.9.92.

Miss Sandra Leigh Picone, Teacher, Education Department, 11.9.92.

Kevin Anthony Earl, Fisheries Protection Officer, Fisheries Department, 22.9.92.

Acting Appointments

Simon Roy Miller, Acting Fishery Officer, Fisheries Department, 10.6.92 - 15.9.92.

Captain Jonathan Mark Stafford, Acting Marine Officer, Fisheries Department, 21.7.92 - 15.9.92.

Mrs. Sandra Louise Davies - Hernandez, Acting Senior Scientist, Fisheries Department, 3.8.92 - 11.9.92.

Miss Linda Margaret Lyse, Acting Chief Accountant, Treasury Department, 14.8.92 - 25.9.92.

Promotions

Mrs. Lorraine Iris McGill, from Deputy Head of Hostel, Stanley School Hostel, Education Department, to Head of Hostel, Stanley School Hostel, Education Department, 1.9.92.

Mrs. Linda Jane Bonner, from Clerk, Public Service, to Senior Clerk, Establishments Section, Secretariat, 14.9.92.

Completion of Contracts

Robert James Hancox, General Foreman/Engineer, Public Works Department, 17.6.92.

Michael John Hanlon, Permanent Staff Instructor, Falkland Islands Defence Force, 23.8.92.

Peter Burnard, Teacher, Education Department, 31.8.92.

Confirmation of Appointments

Captain Eddie Anderson, Chief Pilot, Falkland Islands Government Air Service, 19.6.91.

Michael Ian Wallace, Fitter, Falkland Islands Government Air Service, 1.7.92.

Captain Derek Simon Clarke, Pilot, Falkland Islands Government Air Service, 4.7.92.

Mrs. Madeline Jean McLeod, Assistant, (Training and Economics), Department of Agriculture, 1.8.92.

Angus Lindsay MacAskill, Electrician, Public Works Department, 1.8.92.

Miss Geraldine Sylvia Anthony, Clerk, Public Service, 13.8.92.

Fraser Barrett Wallace, Chief Clerk, Secretariat, 1.9.92.

Frank Alexander Jaffray, Mechanic, Public Works Department, 1.9.92.

Miss Leeann Watson Eynon, Clerk, Legislature Department, 10.9.92.

NOTICES

No. 42

10th September 1992.

Appointment of Temporary Registrar

In exercise of the powers conferred upon me by Section 4 of the Marriage Ordinance I, D.E. Tatham, Governor of the Falkland Islands —

HEREBY APPOINT —

KENNETH WILLIAM HALLIDAY a Registrar for the purpose of the marriage at Fox Bay Village, West Falklands of Gilbert Giles and Theresa Kathleen Llamosa

Given under my hand at Stanley this 10th day of September 1992.

D.E. TATHAM,
Governor.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT John Ford, deceased, of Stanley died at Stanley on the 14th day of August 1992 Intestate.

WHEREAS Hazel, Ford, widow of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
28th August 1992.
Ref: PRO/1392.

B. GREENLAND,
Registrar, Supreme Court.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT James Winston Sornsen, deceased, of Stanley died at Stanley on the 3rd day of June 1992 Intestate.

WHEREAS June Iris McPhee, sister of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
31st August 1992.
Ref: PRO/1492.

B. GREENLAND,
Registrar, Supreme Court.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT James McKenzie, deceased, of Stanley died at Stanley on the 3rd day of September 1992 Intestate.

WHEREAS Bonita Greenland, Official Administrator of the said deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
24th September 1992.
Ref: PRO/1592.

B. GREENLAND,
Registrar, Supreme Court.



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No. 19

Appointments

Miss Jacqueline Margaret Robertson, Teacher,
Education Department, 1.10.92.

Richard Carl Wagner, Deputy Financial Secretary/
Economic Adviser, Treasury Department, 11.10.92.

Miss Jane McGill, Assistant Air Traffic Controller,
Aviation Department, 26.10.92.

Acting Appointments

Richard Carl Wagner, Acting Financial Secretary,
Treasury Department, 14.8.92 - 6.10.92.

Miss Jacqueline Elizabeth Earnshaw, Acting Chief
Nursing Officer, 3.9.92 - 25.10.92.

Robert Mark Titterington, Acting Director of Civil
Aviation, Civil Aviation Department, 20.10.92.

Re - appointment

David Geoffrey Lang, Attorney General, Justice
Department, 22.10.92.

Completion of Contracts

Miss Jacqueline Margaret Robertson, Teacher,
Education Department, 14.8.92.

Richard Carl Wagner, Deputy Financial Secretary,
Treasury Department, 11.10.92.

David Geoffrey Lang, Attorney General, Justice
Department, 21.10.92.

Transfer

Neil Rowlands, from Machine Operator, Printing
Office, Justice Department, to Assistant Air Traffic
Controller, Civil Aviation Department, 1.8.92.

Resignation

Neil Rowlands, Assistant Air Traffic Controller, Civil
Aviation Department, 23.10.92.

NOTICES

Marriage Ordinance (Cap. 43) Section 5

The following are registered as Ministers for
celebrating marriages —

Father Louis Joseph Purcell
Reverend Kenneth Robert Thom
Reverend Philip Wilfred Powel Petty.

ANTON LIVERMORE, C.P.M.,

Clerk of Councils.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT Stephen Andrew Jaffray,
deceased, of Stanley died at Montevideo on the 1st day
of February 1992 Intestate.

WHEREAS Eileen Jaffray, Mother of the deceased, has
applied for Letters of Administration to administer the
estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the
Administration of Estates Ordinance to all persons
resident in the Colony who may have prior claim to
such grant that the prayer of the Petitioner will be
granted provided no caveat be entered in the Supreme
Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
9th October 1992.
Ref.: PRO/1592.

B. GREENLAND,
Registrar, Supreme Court.



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No. 20

Notice

The following are published in this Gazette —

Registration of United Kingdom Trade Marks 1991;

Renewal of United Kingdom Trade Marks 1991.

REGISTRATION OF UNITED KINGDOM TRADE MARKS ORDINANCE (Cap.59)

The following list of Trade Marks and Service Marks Registered in the Falkland Islands during the period 1st January 1991 to 31st December 1991 is published for general information. The Trade Marks Register may be inspected at the Office of the Registrar General, Stanley.

B. Greenland,
Registrar General.

Registration No.	Date of Registration	Proprietor	Description of Goods
9127	27.5.91	CPC International Inc.	Substances used as food or as ingredients in food. 'BOVRIL'
9128	28.5.91	Sanyo Denki Kabushiki Kaisha	Machines and machine tools; motors (not for vehicles) machine couplings and belting (not for land vehicles); agricultural implements; incubators; washing machines; drying machines; dish washing machines; shredding machines; industrial robots; sorting and packing machines; dry cleaning apparatus; ironing presses for laundry use; suction cleaning machines and apparatus, all for industrial use; pumps for wells; gas boilers; dynamos; compressors; electric can openers; electric scissors; electric scissors for cutting hair; electric handheld drills; food blenders; automatic juice extractors; electric ice grinders; meat grinders; slicing, shredding, grating and chopping machines; parts and fittings for the aforesaid goods; all included in Class 7.
9129	28.5.91	Sanyo Denki Kabushiki Kaisha	Hand tools and instruments; cutlery, forks and spoons; side arms; electric shavers; all included in Class 8.
9130	28.5.91	Sanyo Denki Kabushiki Kaisha	Scientific, nautical, surveying, electrical, wireless, photographic, cinematographic, optical, weighing, measuring, signalling, checking (supervision), lifesaving and teaching apparatus and instruments; coin, token, card operated or counter freed apparatus; talking machines; cash registers; calculating machines; fire extinguishing apparatus; apparatus for receiving, amplifying, converting, equalising, controlling, recording, transmitting and/or reproducing audio and/or video signals; control apparatus for audio signals; converters for analog/digital signals; dictating machines; public address apparatus and instruments; transceivers; radios and stereophonic apparatus, all for automobiles; microphones; headphones; televisions; monitors for television signals; telephone apparatus and instruments; telephone answering machines; decoders; electric or electronic timers; electronic paging and emergency call installations; discs and magnetic tapes all for the recording of sound and/or video; computers and data processing apparatus; apparatus for use with computers or data processing apparatus, computer programmes; facsimile transceivers; electronic copying machines; color graphic printers; electric irons; electric vacuum cleaners, home chimes; smoke sensors; electronic batteries and cells; electric chargers; automatic vending machines; floor polishers; industrial vacuum cleaners; sirens for cycles; speedometers for cycles; incubators for use at biological laboratories and the like; research institutions for creating constant temperature environments for the culture of bacteria, micro organisms and plant life; automatic temperature recorders; parts fittings for all the aforesaid goods; all included in Class 9.
9131	28.5.91	Sanyo Denki Kabushiki Kaisha	Installations for lighting, heating, steam generating, cooking, refrigerating, drying, ventilating, water supply and sanitary purposes; hair dryers; oil furnaces; gas boilers; electric fans; electric circulators; window fans; lamps; lighting fittings; electric bulbs; dryers; refrigerators; freezers; microwave ovens; gas water heaters; automatic gas cookers; toasters; hot plates; gas tables; gas ranges; gas ovens; water purifiers; roasters; kerosene heaters; gas heaters; electric heaters; central heating and cooling apparatus and instruments; car lights; water boilers; air conditioners; water chillers; fan coil units; water cooling towers; absorption freezers; ice cube makers; refrigerated showcases; microwave defrosters; water coolers; air fresheners; gas roasters; gas cooking tables; electric rice cookers; electric fryers; electric apparatus for keeping food warm; electric water boilers; gas bath heaters; air purifiers; electric space heaters; electric panel heaters; gas space heaters; car heaters; lighting sets and bulb powered by dynamos; absorption cooling and heating apparatus and instruments; solar energy systems for heating, cooling and hot water supply; electric rice wine warmers; steam boilers; electric coffee makers; humidifiers; dehumidifiers; incinerators; sterilisers (autoclaves); parts and fittings for all the aforesaid goods; all included in Class 11. Disclaimer: Registration of this mark shall give no right to the exclusive use of a letter "N".

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of goods
2890	9352	20.8.91	Societe des Produits Nestle S.A.	Assorted chocolates, chocolate coated sweetmeats, toffee, caramels, butterscotch and sweetmeats known as neapolitans.
8467	9353	22.9.91	Societe des Produits Nestle S.A.	All goods included in Class 30; but not including any such goods for export to or sale in that part of the people's Democratic Republic of Yemen formerly known as Aden. ++ Registered as Proprietors in so far as concerns the rights of Nestle S.A.
8466	9354	22.9.91	Societe des Produits Nestle S.A.	All goods in Class 29, but not including any such goods for export to or sale in the part of the People's Democratic Republic of Yemen formerly known as Aden. Registered as proprietors in so far as concerns the rights of Nestle S.A.
6780	9368	27.7.91	MK Electric Ltd.	Electric connections, electric switches fuse boxes and junction boxes; and parts and fittings included in Class 9 for all these goods.
6385	9369	27.6.91	Philip Morris Incorporated	Cigarettes. Registered as proprietors in so far as concerns the exclusive right to the use of the said mark in relation to goods for sale in the United Kingdom of Great Britain and Northern Ireland and in relation to goods for export except to Burma, Cambodia, Laos, The People's Republic of China and North and South Vietnam; and in relation to goods for export to Burma, Cambodia, Laos, The People's Republic of China and North and South Vietnam.
6388	9370	15.5.91	Lucas Ind. Plc	Pressed and welded fabrications included in Class 6, metal pipes (not being boiler tubes or parts of machines).
6389	9371	15.5.91.	Lucas Ind. Plc	Dynamos, alternators, starter for stationery internal combustion engines; fuel filters being parts of engines, of motors or of machines; hydraulic transmissions gear (not for land vehicles propulsion), hydraulic motors; fuel supply installations for gas turbine engines, all incorporating metering and control apparatus and instruments; couplings for use in aircraft fuel and hydraulic systems; heat exchangers being part of machines; devices for facilitating the starting of internal combustion engines, gas turbine engines, electric motors, none being for land vehicles; installation and apparatus, all for fuel injection and ignition apparatus, all for internal combustion engines, hoists for use by aircraft; magnetos, hydraulic pumps, burners (fuel injectors) included in Class 7, all being parts of combustion systems for gas turbine engines; governors being hydraulic, pneumatic or mechanical, all included in Class 7; and parts included in Class 7 of all the aforesaid goods.
6390	9372	15.5.91	Lucas Ind. Plc	Search lights, integrated electric circuits, solenoids, ammeters, voltmeters, distances recording instruments, rheostats rectifiers (electric current), voltage and electric current control regulators, capacitors, electric communications networks avionics and telemetry networks, electric battery chargers; apparatus and instruments, all for testing fuel supply systems for gas turbine engines; connectors, junction boxes, relays, switches, switchboards, switch panels, switch boxes, resistances, suppressors batteries, all being electric; seismic prospecting apparatus and instruments, speed limiters, solenoid valves, semi-conductor devices, all included in Class 9; and parts included in Class 9 of all the aforesaid goods.
6391	9373	15.5.91	Lucas Ind. Plc	Heat exchangers (not being parts of machines); electric lamps for land vehicles, for watercraft and for aircraft; air and gas purifying apparatus ventilating installations and apparatus; installations and apparatus; all for heating and demisting the interiors of vehicles; installations and apparatus included in Class 11; all being oil burning combustion heaters; dust removing installations and apparatus, electric cooling fans, reflectors all included in Class 11; and parts included in Class 11 of all the aforesaid goods.
6392	9374	15.5.91	Lucas Ind. Plc	Motor horns and audible warning devices for vehicle malfunction, direction indicators, valves for reserve petrol tanks, windscreen washers and wipers, all for vehicles; mirrors (retroviseurs); apparatus for facilitating the starting of internal combustion engines, and starters, all for land vehicles; padding and interior trimmings, all made of foamed plastics and being shaped or fitted for use in motor land vehicles, caravans and in watercraft; hydraulic power transmission apparatus for the propulsion of land vehicles; and parts included in Class 12 of all the aforesaid goods
4617	9382	29.3.91	Montecatini Edison S.p.A.	Preparations for killing weeds, anticryptogamic preparations, insecticides, fungicides, pesticides and parasiticides.
4618	9383	9.3.91	Montecatini Edison S.p.A.	Chemical products included in Class 1 used in Agriculture.

Registration No.	Date of Registration	Proprietor	Description of Goods
9181	10.6.91	Benson & Hedges (Overseas) Limited	Tobacco whether manufactured, or unmanufactured for export from the United Kingdom except to the United States of America, the Irish Republic, the Union of South Africa, South West Africa, Lesotho, Swaziland, Botswana, Mozambique, Malawi, Zimbabwe, Zambia, Denmark, Italy, France, Belgium, Holland, Luxembourg and the Channel Islands.
9194	12.6.91	R.J. Reynolds Tobacco Company	Cigarettes and tobacco for making cigarettes all included in Class 34.
9216	24.6.91	British Telecommunications plc	Directories of businesses and services, all having yellow pages. 'YELLOW PAGES'
9217	24.6.91	British Telecommunications plc	Electrical and electronic apparatus and instruments, all for the processing, logging, storage transmission, reproduction and retrieval of data; electronic image producing, recording or reproducing apparatus; electronic data input and output apparatus; computers; keyboards, visual display units; optical and teaching apparatus; and instruments; parts and fittings included in Class 9 for all the aforesaid goods; computer programs in the form of tapes, discs, and of cards; all relating to classified business and services information. 'YELLOW PAGES'
9218	24.6.91	British Telecommunications plc	Advertising and publicity services; secretarial and typewriting services; telephone answering services; data processing services; distribution of printed advertising matter and promotional material by post; market research and marketing studies services; direct mail advertising services and compilation of direct mailing lists; all included in Class 35. 'YELLOW PAGES'
9219	24.6.91	British Telecommunications plc	Telecommunications, facsimile, telex telephone telegram, message collection and transmission services; services for the transmission of data and of information by electronic, computer, cable, radio, radiopaging, teleprinter, teleletter, electronic mail, telecopier, television, microwave, laser beam or communication satellite means; services for the transmission, provision or display of information for business or domestic purposes from a computer stored data bank; services for the broadcasting or transmission of radio and television programmes; all included in Class 38. 'YELLOW PAGES'
9220	24.6.91	British Telecommunications plc	Directories.
9221	24.6.91	British Telecommunications plc	Electrical and electronic apparatus and instruments; monitoring (not for medical use), electrical control, testing (other than in vivo use), sound recording, sound reproducing, telecommunications, signalling, checking (supervision), optical and teaching apparatus and instruments; electronic apparatus and instruments, all for processing, logging and storing data; computers; and parts and fittings included in Class 9 for all the aforesaid goods; computer programs in the form of tapes, cards and of discs.
9222	24.6.91	British Telecommunications plc	Advertising and publicity; secretarial services and typewriting; data processing; telephone answering; distribution of printed advertising matter and promotional material by post; market research and marketing studies; direct mail advertising; all included in Class 35.
9223	24.6.91	British Telecommunications plc	Telecommunications facsimile, telex, telephone telegram, message collection and transmission services; services for the transmission of data and of information by electronic, computer, cable, radio, radiopaging, teleprinter, teleletter, electronic, mail, telecopier, television, microwave, laser beam or communications satellite means; services for the transmission, provision or display of information for business or domestic purposes from a computer-stored data bank; services for the broadcasting or transmission of radio and television programmes; all included in Class 38.
9224	24.6.91	British Telecommunications plc	Directories of businesses and services, all having yellow pages.
9225	24.6.91	British Telecommunications plc	Telecommunication, facsimile, telex, telephone, telegram, message collection and transmission services; services for the transmission of data and of information by electronic, computer, cable, radio, radiopaging, teleprinter, teleletter, electronic mail, telecopier, television, microwave, laser beam or communication satellite means; services for transmission, provision or display of information for business or domestic purposes from a computer stored data bank; services for the broadcasting or transmission of radio and television programmes; all included in Class 38.
9226	25.6.91	Van Doorne's Bedrijfswagenfabriek DAF B.V.	Machine tools; motors; aeroplane and ship engines; operating cables and operating installations for machines and motors; couplings and beltings; transmission; tools, instruments and apparatus, all for use in the repair of vehicles's parts and fittings for all the aforesaid goods; all included in Class 7.
9227	25.6.91	Van Doorne's Bedrijfswagenfabriek	Motor land vehicles, motors, couplings and driving belts, all for vehicles; trucks, motor buses, trailers, articulated vehicles; transmissions;

Registration No.	Date of Registration	Proprietor	Description of Goods
		DAF B.V.	Parts and fittings for the aforesaid goods; all included in Class 12.
9229	25.6.91	Glaxo Group Ltd.	Pharmaceutical preparations and substances; all included in Class 5. 'I M I G R A N'
9232	26.6.91	Societe des Produits Nestle S.A.	All goods included in Class 30. In so far as relate to goods for sale in Bahrain. In so far as they relate to goods for sale in Aden. In so far as concerns the right of Nestle S.A. in the United Kingdom. In so far as concerns the rights to the exclusive use thereof in relation to goods for export from the United Kingdom to and sale in Belize, Gibraltar, Grenada, St. Vincent, and Falkland Islands. 'N E S Q U I K'.
9233	26.6.91	Societe des Produits Nestle S.A.	Non-alcoholic beverages; syrups, essences and extracts, all being preparations for making non-alcoholic beverages; fruit juices for use as beverages; all included in Class 32. 'N E S Q U I K'
9234	26.6.91	Societe des Produits Nestle S.A.	Non-alcoholic drinks and preparations for making such drinks all included in Class 32, and all containing tea. 'N E S T E A'
9235	26.6.91	Societe des Produits Nestle S.A.	All goods included in Class 29. 'N E S Q U I K'
9236	26.6.91	Societe des Produits Nestle S.A.	Non-alcoholic drinks and preparations for making such drinks, all included in Class 32, and containing coffee or being coffee flavoured.
9265	10.7.91	Interlego AG	Toy models and sets of parts for constructing such toys, all made of rigid plastic. 'L E G O'
9271	11.7.91	Imperial Chemical Industries plc.	Chemicals for use in industry, science, photography, agriculture, horticulture and forestry; unprocessed artificial resins; unprocessed plastics; manures; fire extinguishing compositions; tempering and soldering preparations; chemical substances for preserving foodstuffs; tanning substances; adhesives for use in industry; all included in Class 1.
9272	11.7.91	Imperial Chemical Industries plc.	Paints, varnishes, lacquers; preservatives against rust and against deterioration of wood; priming preparations; colourants; mordants; raw natural resins; all included in Class 2.
9273	11.7.91	Imperial Chemical Industries plc.	Industrial oils, paraffin wax; lubricants; dust absorbing wetting and binding compositions; fuel motor spirits; all included in Class 4.
9274	11.7.91	Imperial Chemical Industries plc.	Pharmaceutical, veterinary and sanitary preparations; material for stopping teeth, dental wax; disinfectants; preparations for destroying vermin; fungicides herbicides; all included in Class 5.
9275	11.7.91	Imperial Chemical Industries plc.	Scientific, electrical, electronic, weighing, measuring, signalling, checking (supervision) and teaching apparatus and instruments; magnetic data carriers; recording discs; computers; visual display units; data processing apparatus; computer programmes; fire extinguishing apparatus; all included in Class 9.
9276	11.7.91	Imperial Chemical Industries plc.	Surgical, medical, dental and veterinary apparatus and instruments; all included in Class 10.
9277	11.7.91	Imperial Chemical Industries plc.	Ammunition and projectiles; explosives; detonators; fuses for explosives; all included in Class 13.
9278	11.7.91	Imperial Chemical Industries plc.	Rubber, gutta percha, gum, asbestos, mica; goods made from these materials; plastics in extruded form use in manufacture; packing, stopping and insulating materials; all included in Class 17.
9279	11.7.91	Imperial Chemical Industries plc.	Building materials (nonmetallic); nonmetallic transportable buildings; all included in Class 19.
9280	11.7.91	Imperial Chemical Industries plc.	Ropes, string, nets, tents, awnings, tarpaulins, sails sacks and bags (not included in other Classes); paddings and stuffing materials (except of rubber or plastics); raw fibrous textile materials; all included in Class 22.
9281	11.6.91	Imperial Chemical Industries plc.	Yarns and threads, all for textile use and all included in Class 23.
9282	11.7.91	Imperial Chemical Industries plc.	Fresh fruits; fresh vegetables; seeds, mineral supplements for feeding livestock; all included in Class 31.

Registration No.	Date of Registration	Proprietor	Description of Goods
9285	15.7.91	Cirrus System Inc.	Cash dispenser services; electronic funds transfer and electronic payment services; bank account information services; all included in Class 36. (Service Mark)
9286	15.7.91	Cirrus System Inc.	Electronic fund transfer and electronic payment services; bank account information services; all included in Class 36. (Service Mark)
9287	15.7.91	Cirrus System Inc.	Cash dispensers services; electronic funds transfer and electronic payment services; bank account information services; all included in Class 36. (Service Mark) 'C I R R U S'
9295	16.7.91	Societe des Produits Nestle S.A.	Pharmaceutical substances; food substances adapted for medical use; food for babies. 'N E S F I T'
9296	16.7.91	Societe des Produits Nestle S.A.	Extracts from vegetables, fruit, meat, poultry, fish and from vegetables, sea foods; jellies and dairy products; all for food; fruit preserves and vegetable preserves; prepared meals consisting principally of foodstuffs included in Class 29; milk; protein derived from soya beans for use as a substitute for dairy products, yogurt; edible oils and edible fats; mayonnaise, eggs, jams; food preparations having a base of vegetable, milk, fish or of edible fats, all for use as sandwich spreads; soups and bouillons. 'N E S F I T'
9297	16.7.91	Societe des Produits Nestle S.A.	Non-alcoholic beverages, syrups, essences and extracts, all for the preparation of non-alcoholic beverages; all included in Class 32; fruit juices for use as beverages. 'N E S F I T'
9298	16.7.91	Societe des Produits Nestle S.A.	Farinaceous products, preparations made from cereals or from rice, all for food for human consumption; rice, sugar, ice cream, sauces (other than salad dressings), cocoa, chocolate, tea, tea extracts, coffee, coffee extracts and coffee essences; chicory and chicory mixtures all for use as substitutes for coffee; non-medicated confectionery, vinegar, condiments; food preparations included in Class 30 for use as sandwich spreads and for making puddings. 'N E S F I T'
9308	9.8.91	R.J.Reynolds Tobacco Company.	Tobacco and tobacco products.
9314	21.8.91	Societe des Produits Nestle S.A.	Coffee, tea, cocoa, sugar, rice; mixtures of coffee and chicory, coffee essences and coffee extracts; chicory and chicory mixture, all for use as substitutes for coffee; flour, preparations made from cereals for food for human consumption, bread biscuits (other than biscuits for animals), cakes, pastry, non-medicated confectionery; chocolate, chocolates, chocolate products (for food); ice cream and preparations included in Class 30 for making ice cream; sauces (other than salad dressings), spices (other than poultry spice); ice; snack foods included in Class 30. 'K I T K A T'
9315	21.8.91	Societe des Produits Nestle S.A.	Chocolates, chocolate products, included in Class 30 and non-medicated. 'S M A R T I E S'
9316	21.8.91	Societe des Produits Nestle S.A.	Coffee; mixtures of coffee and chicory, coffee essences and coffee extracts; chicory and chicory mixtures, all for use as substitutes for coffee; biscuits (other than biscuits for animals), cakes, pastry, non-medicated confectionery, sauces, spices (other than poultry spices); ice; desserts included in Class 30. 'A F T E R E I G H T'
9317	21.8.91	Societe des Produits Nestle S. A.	Cocoa, chocolate and confectionery. 'P O L O'
9349	28.10.91	Farley Health Products Limited	Food for infants.
9350	28.10.91	Optrex Limited	Pharmaceutical Preparations for human use and veterinary use, sanitary substances, infants' and invalids' foods, medical and surgical plasters, material prepared for bandaging, antiseptics, disinfectants; and sterile and antiseptic solutions for wetting contact lenses; all being goods for export. 'O P T R E X'
9355	28.10.91	Davidoff Extensions S.A.	Manufactured tobacco, cigars; cigar boxes and cigarette cases, none being of precious metal or coated therewith; cigar cutters, smokers pipes, and tobacco pouches. 'Z I N O'

Registration No.	Date of Registration	Proprietor	Description of Goods
9367	7.11.91	Standard Chartered PLC	Financial services; insurance services, all included in Class 36.
9379	14.11.91	CPC International Inc.	Non-alcoholic drinks and preparations for making such drinks all included in Class 32. 'A M B R O S I A'
9380	14.11.91	CPC International Inc	All goods included in Class 42, but not including corn, flour or other bread stuffs, cakes biscuits or pastries, and not including any goods of the same description as any of these excluded goods. 'A M B R O S I A'.
9381	14.11.91	CPC International Inc	All goods included in Class 30. 'A M B R O S I A'
9395	5.12.91	Fiat S.p.A.	Custom construction and repair of motor vehicles and parts; all included in Class 37.
9397	5.12.91	The Coca-Cola Company	Non-alcoholic beverages and preparations for making such beverages; fruit juices; all included in Class 32.
9398	5.12.91	Societe des Produits Nestle S.A.	Farinaceous products, cereals and cereal preparations, all for food for human consumption; pastry, cakes, biscuits (other than biscuits for animals); sauces (other than salad dressing); condiments; puddings for use as desserts; prepared meals; all included in Class 30. 'B I O V I T A'
9399	5.12.91	Societe des Produits Nestle S.A.	Meat, poultry and fish, none being live; meat products; fish products; preserved vegetables; jellies; dairy products; pates, cheese, butter, edible cream, yogurt, milk; preparations for use as substitutes for dairy products; salad cream, mayonnaise, jams, marmalade, fruit preserves, vegetable preserves, pickles; food preparations having a vegetable base; prepared meals, preparations with a milk base for use as desserts; all included in Class 29. 'B I O V I T A'
9400	5.12.91	Societe des Produits Nestle S.A.	All goods included in Class 29. Registered as proprietors in so far as their rights are concerned. 'M A G G I'
9401	5.12.91	Societe des Produits Nestle S.A.	All goods included in Class 30. Registered as proprietors in so far as their rights are concerned. 'M A G G I'

SANYO

POLSKI FIAT



HANKOOK

Reg. Nos. 9128 - 9132.

Reg. Nos. 9135 & 9395.

Reg. No. 9137.

Reg. Nos. 9140 & 9285.

Reg. Nos. 9141, 9142 & 9286.

Reg. No. 9151.

Reg. No. 9168.



YELLOW PAGES



YELLOW PAGES

Reg. No. 9181.

Reg. No. 9194.

Reg. Nos. 9220 - 9223.

Reg. No. 9224.

Reg. No. 9225.

DAF

NESCAFÉ



FARLEY'S

Reg. Nos. 9226 & 9227.

Reg. No. 9236.

Reg. Nos. 9271 - 9282.

Reg. No. 9308.

Reg. No. 9349.



Reg. No. 9367.

Fanta

Reg. No. 9397.

REGISTRATION OF UNITED KINGDOM TRADE MARKS ORDINANCE (cap.59)

The following list of Trade Mark Registrations renewed in the Falkland Islands during the period 1st January 1991 to 31st December 1991 is published for general information. The Trade Marks Register may be inspected at the Office of the Registrar General, Stanley.

B. GREENLAND,
Registrar General.

Registration No	Renewal No.	Effective date of renewal	Proprietor	Description of Goods
8085	9095	1.11.90	Societe des Produits Nestle S.A.	Beer, ale and porter; mineral waters, aerated waters, spring waters non-alcoholic beverages and preparations for making such beverages and syrups, all included in Class 32; fruit juices as use for beverages.
4302	9096	30.9.90	Cadbury Limited	Cocoa, chocolates and non-medicated chocolate confectionery.
3583	9097	26.1.90	Philips Electronic & Assoc. Ind. Ltd.	Scientific, electrical, electronic, wireless, television, telecommunication, nautical, measuring, signalling, checking (supervision) apparatus and instruments; coin or counter-freed apparatus, talking machines; sound and image amplifying, recording and reproducing apparatus, instruments and media; gramophone records, tapes and wires for reproducing and recording sound and/or images, and cassettes and reels, all for use therewith; spindle hole adaptors for gramophone records; electronic tubes (not for lighting), transistors, diodes and electric semi-conducting devices included in Class 9; electric batteries, electric battery chargers, electric accumulators; switchgear, current limiters, current regulators, cutouts, contact devices relays wires, cables, connectors and terminals all being electric; domestic electric appliances electro-dynamic vibrators for testing, all included in Class 9; electric power supply units; electronic control apparatus included in Class 9; electric oscillation generators; echo-sounding instruments and apparatus; motors for gramophones; wave guides; transformers, commutators, condensers, current rectifiers, resistances, coil holders and conducters, all being electrical; and parts and fittings included in Class 9 for all the aforesaid goods.
2489	9098	18.10.89	Philips Electronic & Assoc. Ind. Ltd.	Radio apparatus and parts thereof; gramophone pickups, microphone amplifiers, and loud-speakers, all for use in the electrical reproduction of sound; television apparatus and parts thereof; electrical oscillation generators; electric batteries and electric accumulators.
1744	9099	5.7.90	Aspro-Nicholas plc	Chemical substances prepared for use in medicine and pharmacy, but not including medicinal oils and not including any goods of a like kind to medicinal oils. Entry cancelled under Section 34 (1) (d) of the Trade Marks Act 1938 in respect of "Medicated Soap and Medicines sold in capsules".
6181	9100	16.4.90	Aspro-Nicholas Ltd.	Chemical substances prepared for use in medicine and pharmacy, but not including medicinal oils and not including any goods of a like kind to medicinal oils, entry cancelled under section 34 (1) (d) of the Trade Marks Act, 1938 on the 26th March 1959, in respect of medicated soap and medicines sold in capsules.
6139	9101	14.10.89	Unilever plc.	Toilet preparations for the teeth.
6122	9102	17.10.89	Unilever plc.	Toilet Soap (perfumed).
6293	9103	25.9.90	Birds Eye Walls Ltd.	Meat, poultry, game, fish vegetables, eggs, butter cream, cheese, lard (for food) milk, yogurt and fruits, all being preserved by a quick freezing process.
4415	9104	15.7.90	Chesebrough-Ponds Inc.	Talcum powder, face powder, skin cream, dentifrice paste and perfumed soap, all being articles included in Class 48.
6286	9105	28.6.90	Chesebrough-Ponds Inc.	All goods included in Class 48. Registered as Proprietors in so far as concerns the right to use the Trade Marks for export from the United Kingdom to and sale in all countries of the world other than the Republic of Ireland and the Channel Islands

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of goods
6972	9106	1.7.89	Chesebrough-Ponds Inc.	All goods included in Class 3.
6168(1167)	9107	3.4.90	United Distillers Plc	Whisky.
5232	9108	12.8.90	British-American Tobacco Company Ltd.	Tobacco, whether manufactured or unmanufactured, for export except to the Republic of Ireland, the United States of America, Cuba, Puerto Rico and the Philippine Islands. Registered as Proprietors in so far as their rights are concerned.
3317	9109	8.11.90	British-American Tobacco Company Ltd.	Tobacco whether manufactured or unmanufactured. In pursuance of an application received on the 14th September 1965 entry cancelled under Section 34 (1) (d) of the Trade Marks Act, 1938, in respect of: the goods of the present specification except for export from the United Kingdom, except to the Republic of Ireland, the United States of America, Cuba, Puerto Rico, and the Philippine Islands. Registered as proprietors in so far as their rights are concerned."
3316	9110	8.11.90	British-American Tobacco Company Ltd.	Tobacco whether manufactured or unmanufactured. CANCELLED IN RESPECT OF the goods of the present specification except for export from the United Kingdom except to the Republic of Ireland, the United States of America, Cuba, Puerto Rico and the Philippine Islands. Registered as proprietors in so far as their rights are concerned.
6294	9112	17.11.90	Philip Morris Inc.	Manufactured tobacco. Registered as proprietors in so far as concerns the exclusive right to the use of the said mark in relation to goods for sale in the United Kingdom of Great Britain and Northern Ireland and in relation to goods for export except to Burma, Cambodia, Laos, The People's Republic of China and North and South Vietnam; and in relation to goods for export to Burma, Cambodia, Laos, The People's Republic of China and North and South Vietnam.
5219	9115	28.3.90	The House of Edgeworth Incorp.	Manufactured Tobacco.
6938	9116	18.6.90	Burberrys Ltd.	Articles of clothing.
7732	9117	1.2.90	Glaxo Group Ltd.	All goods included in Class 5.
7089	9118	2.11.90	Compagnie des Montres Longines Francillon Societe Anonyme.	Horological instruments and parts thereof. This trade mark is hereby altered under section 35 of the Trade Mark Act, 1938 representations of the mark as altered were deposited on the 27th September, 1972.
6982	9152	19.12.90	Mars UK Ltd.	Medicated confectionery.
6917	9153	7.9.90	Mars UK Ltd	All goods included in Class 30.
7543	9164	16.4.91	Honda Giken Kogyo Kabushiki Kaisha	Internal combustion engines for machines; cultivating machines, water pumps included in Class 7 and crop spraying machines, all incorporating internal combustion engines; welding machines, outboard internal combustion engines for watercraft, and parts and fittings included in Class 7 for all the aforesaid goods.
6884	9167	25.3.91	Levi Strauss & Co.	Trousers, jackets and shorts, all being articles of clothing.
8906	9169	1.12.90	Hankook Tire MFG Co. Ltd.	Parts and fittings included in Class 12 for vehicles.
3561	9173	24.2.91	Deutsche Lufthansa Aktiengesellschaft	Aircraft, parachutes, motor land vehicles dinghies rafts, motor boats and launches and parts and fittings for the aforesaid goods included in Class 12.
4632	9182	21.10.86	The American Tobacco Company.	Tobacco, whether manufactured or unmanufactured and cigarettes and cigars.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of goods
4794	9183	18.5.88	The American Tobacco Company.	Tobacco, whether manufactured or unmanufactured and cigarettes and cigars.
5000	9184	5.7.88	The American Tobacco Company.	Tobacco, whether manufactured or unmanufactured; and cigarettes and cigars.
4792	9185	14.4.86	The American Tobacco Company.	Tobacco, whether manufactured or unmanufactured; and cigarettes and cigars.
4793	9186	5.10.87	The American Tobacco Company	Tobacco, whether manufactured or unmanufactured; and cigarettes and cigars.
4783	9187	29.4.86	The American Tobacco Company	Tobacco, whether manufactured or unmanufactured; and cigarettes and cigars.
4555	9188	8.10.86	The American Tobacco Company.	Tobacco, whether manufactured or unmanufactured; and cigarettes and cigars.
3370	9189	30.4.91	Bulova Corporation.	Measuring apparatus and instruments, radio apparatus, loud speakers, phonographs, electronic time registering apparatus and photographic copying apparatus and parts and fittings for these goods included in Class 9; electric relays, electric batteries; and television and photographic apparatus and instruments. Clerical error in entry corrected under section 34 (1) (a) of the Trade Marks Act, 1938 by the substitution of radio apparatus for radar apparatus in the specification of goods.
4956	9193	16.5.91	R.J. Reynolds Tobacco Company.	All goods included in Class 34.
3998	9200	4.12.90	Austin Rover Group Limited	Cycles, motorcars and other vehicles included in Class 22.
5050	9201	30.1.89	Austin Group Limited	Land motor vehicles and parts thereof included in Class 12.
5225	9203	15.10.90	Richardson Vicks Inc.	Salves (medicated) for human use.
3799	9206	28.5.91	Tradall S.A.	Vermouth wine.
5308	9208	2.1.89	General Electric Company	Installations and appliances included in Class 11 for heating, lighting, cooking, cooling, refrigerating, air conditioning, ventilating, drying and for sanitary purposes; and parts included in Class 11 of all the aforesaid goods.
5307	9209	2.1.89	General Electric Company	Apparatus and instruments, all for recording storing, transmitting, relaying, receiving, reproducing, analysing, processing and/or selecting information, data, sound, music, pictures and/or signals; gauges; apparatus and instruments for testing measuring, weighing and indicating; laser apparatus; apparatus and instruments, all included all included in Class 9 for controlling machines or industrial processes, and for research and investigation; recording media and cartridges for storing recording tapes and wires; apparatus and instruments, all included in Class 9 for the navigation and/or control of land, water, air and/or space vehicles and of satellites or rockets in space or in aerospace; apparatus and instruments for use in radio; telegraph and telephone communications and in Television and signalling; apparatus and instruments, all included in Class 9 for scientific purposes and for use in laboratories; apparatus for teaching; parts included in Class 9 for all the aforesaid goods.
5306/5983	9210	2.1.89	General Electric Company	Machines for washing and/or drying laundry; machines for manufacturing television tubes electric generators; electric motors (not for land vehicles); and parts included in Class 7 of all the aforesaid goods.
6356	9212	14.12.89	N.V. Master Foods SA	All goods included in Class 30.
8029	9213	9.2.90	N.V. Master Foods SA	Rice, pasta; cereals and cereal preparations, all for food for human consumption tea, coffee, cocoa, coffee essences, coffee extracts, mixtures of coffee and chicory; chicory mixtures, all for use as substitutes for coffee non-medicated confectionery, bread; prepared meals, constituents for meals, snack foods and fillings, all included in Class 30; chocolate, sauces.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of goods
4289	9214	9.6.89	American Cigarette Company	All goods included in Class 34.
7133	9231	14.3.91	Societe des Produits Nestle SA	Cocoa, coffee, chocolates, and cereal preparations for food for human consumption.
4105	9239	14.9.90	Carreras Limited tobacco	Whether manufactured or unmanufactured.
4747	9240	21.9.90	Turmac Tobacco Company	Cigarettes, cigars and tobacco.
7933	9241	1.10.90	Alfred Dunhill Ltd.	Hand tools and hand instruments in Class 8.
5333	9234	26.2.90	Compagnie Francaise de Fabrication et de Distribution	Perfumes, eau de cologne, non-medicated toilet preparations, cosmetics, preparations for the hair, essential oils, dentifrices, perfumed soaps and toilet articles included in Class 3.
5641	9246	7.4.91	Chevron Corporation	Paper, paper articles and cardboard articles, all included in Class 16; cardboard, printed matter, periodical publications; stationery, instructional and and teaching materials (other than apparatus); but not including ordinary playing cards or any goods of the same description as ordinary playing cards.
5625	9247	3.7.90	Chevron Corporation	All goods included in Class 4.
5618	9248	11.6.90	Chevron Corporation	Chemical products for use in industry, science and photography; chemical products included in Class 1 for use in agriculture, horticultural and forestry; artificial and synthetic resins, artificial fertilisers, chemical substances for preserving foodstuffs, chemical products for use in the manufacture of dyestuffs; and adhesive substances for industrial use.
5619	9249	11.6.90	Chevron Corporation	Cleaning, polishing and abrasive preparations; soaps; and detergents (not for use in industrial or manufacturing processes).
5620	9250	11.6.90	Chevron Corporation	Paints, varnishes (other than insulating varnishes), enamels (in the nature of paint) lacquers, wood stains; preservatives against rust and against deterioration of wood.
5621	9251	11.6.90	Chevron Corporation	Petroleum; petroleum products included in Class 4; industrial oils and greases (other than edible oils and fats and essential oils); lubricants fuels; dust-laying and absorbent compositions; and illuminants.
5622	9252	11.6.90	Chevron Corporation	Building materials, and road-making materials more being metallic; asphalt, pitch and bitumen.
5623	9253	11.6.90	Chevron Corporation	Paper, paper articles and cardboard articles, all included in Class 16; cardboard, printed matter, periodical publications; stationery; instructional and teaching materials (other than apparatus); but not including ordinary playing cards or any goods of the same description as ordinary playing cards.
5624	9253	11.6.90	Chevron Corporation	Pharmaceutical, veterinary and sanitary substances; disinfectants; preparations for killing weeds and destroying vermin.
5630	9258	11.6.90	Chevron Corporation	Paper and paper articles, cardboard articles, articles all included in Class 16 printed matter, periodical publications; stationery; instructional and teaching materials (other than apparatus); but not including ordinary playing cards or any goods of the same description as ordinary playing cards.
5631	9259	11.6.90	Chevron Corporation	Pharmaceutical veterinary and sanitary substances; disinfectants; preparations for killing weeds and destroying vermin.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of goods
5626	9254	11.6.90	Chevron Corporation	Building materials and road-making materials none being metallic; asphalt, pitch and bitumen.
5627	9255	11.6.90	Chevron Corporation	Chemical products for use in industry, science and photography; chemical products included in Class 1 for use in agriculture horticulture and forestry; artificial and synthetic resins; artificial fertilisers, chemical substances for preserving foodstuffs chemical products for use in the manufacture of dyestuffs; and adhesive substances for industrial use.
5628	9256	11.6.90	Chevron Corporation	Petroleum; petroleum products included in Class 4; industrial oils and greases (other than edible oils and fats and essential oils) lubricants, fuels; dust-laying and absorbent compositions; and illuminants.
5629	9257	11.6.90	Chevron Corporation	Paints, varnishes (other than insulating varnishes), enamels (in the nature of paint), lacquers, wood stains; preservatives against rust and against deterioration of wood
5632	9260	11.6.90	Chevron Corporation	Cleaning, polishing and abrasive preparations soaps; and detergents (not for use in industrial or manufacturing processes).
3520	9261	27.4.91	General Electric Co.	Sound-recording and sound reproducing instruments and apparatus; sound records in the form of tapes, discs, wires, cylinders, paper rolls and films; all prepared for use as sound-recording media; and needles and styli for gramophones.
2253	9262	9.2.91	Sterling Products International Incorporated	A medicated saline preparation for human use for liver ailments. Registered as proprietors in so far as their rights are concerned.
3367	9267	13.12.90	Schweppes International Ltd.	Non-alcoholic drinks and preparations for making such drinks, all included in Class 32; and fruit juices; all being goods for sale in all quarters of the world with the exception of the British Isles, the Channel Islands, the Isle of Man, Ireland (both Northern Ireland and the Republic of Ireland), the Commonwealth of Australia, the Dependencies thereof and New Zealand.
3803	9268	10.5.91	American Cigarette Co.(overseas)	All goods included in Class 34.
5913	9269	3.4.91	Heineken Brouwerijen B.V.	Beer.
3772/6004	9283	2.4.89	Imperial Chemical Industries plc.	All goods included in Class 22.
4103	9299	16.12.90	James Burroughs Distillers plc.	Dry gin, orange gin, lemon gin, sloe gin, cherry brandy, orange bitters, liqueurs wine cocktails, alcoholic egg flip and dry vermouth.
2862	9300	9.6.91	Messers George Ballantine & Son Ltd.	Whisky for export.
8025	9313	13.9.90	Mars G.B. Limited	Food for animals.
8336	9319	21.6.91	Guess? Inc.	Trousers and jump-suits, all for men and women; Blouses and skirts, all for women; shorts, vests, jackets and dresses.
9265	9320	11.6.91	Interlego AG	Toy models and sets of parts for constructing such toys, all made of rigid plastics.
4126/6368	9321	5.7.91	Coca-Cola Co.	Non-alcoholic drinks and preparations for making such drinks, all included in Class 32; and fruit juices.
8084	9322	26.6.91	Societe Des Produits	Pharmaceutical preparations; food substances adapted for medical use; food for babies.
9217	9351	6.4.91	British Telecommunications plc	Electrical and electronic apparatus and instruments, all for the processing logging, storage, transmission reproductions and retrieval of data; electronic image producing, recording or reproducing apparatus; electronic data input and output apparatus; computers; keyboard, visual display units; optical and teaching apparatus and instruments; parts and fittings included in Class 9 for all the aforesaid goods; computer programs in the form of tapes, discs, and of cards; all relating to classified business and services information.

Registration No.	Date of Registration	Proprietor	Description of Goods
9132	28.5.91	Sanyo Denki Kabushiki Kaisha	Precious metals and their alloys; articles included in Class 14 made of precious metals or coated therewith; jewellery; precious stones; horological and chronometric instruments; electronic digital and/or analog watches, watch movements, watch bands, watch cases; parts and fittings therefor; all included in Class 14.
9133	28.5.91	Falmer Jeans Ltd.	Shirts, skirts, shorts, trousers, culottes, dresses, flying suits, waistcoats, coats, jackets, blouses, vests, jumpers, cardigans, pullovers, sweaters; socks, jeans, bib and braces, knitted tops, belts, scarves, ties, and gloves, all being articles of clothing. 'F A L M E R'
9134	28.5.91	V.Kann Rasmussen Industri A/S	Building materials, windows and window frames, none being of metal. 'V E L U X'
9135	28.5.91	Fiat Societa per Azioni	Motor vehicles and coachwork therefor; parts and fittings for all the aforesaid goods; all included in Class 12.
9136	28.5.91	Tesco Stores Ltd.	All goods included in Class 5. 'T E S C O'
9137	28.5.91	Martell (France)	Cognac Brandy, included in Class 33.
9138	28.5.91	Hilton International Co.	Hotel, bar, restaurant, banqueting and hotel reservation services; all included in Class 42. 'H I L T O N'
9140	28.5.91	Cirrus System Inc.	Identity cards, credit cards and machine access cards, all being printed matter all included in Class 16, all for use with cash dispenser systems, electronic funds transfer systems, electronic payment systems and with the like systems.
9141	28.5.91	Cirrus System Inc.	Electrical and electronic apparatus.
9142	28.5.91	Cirrus System Inc.	Identity cards (printed matter) for use with electronic fund transfer systems and with the like systems; credit cards and machine access cards (printed matter).
9143	28.5.91	Cirrus System Inc.	Identity cards for use with electronic fund transfer systems. 'C I R R U S'
9144	29.5.91	International Business Machine Corporation	Electronic data processing apparatus, electronic text processing apparatus; electrical communications apparatus, electrical and electronic apparatus for the input, output and storage of data and for use with the aforesaid apparatus; photocopying apparatus; apparatus for recording sound video; electrical print out apparatus for use with computers; parts and fittings included in Class 9 for all the aforesaid goods; magnetic discs and magnetic tapes; spools and cartridges, all adapted for use with the aforesaid discs and tapes; computer programs in machine readable form. 'IBM'
9145	29.5.91	International Business Machines Corporation	Typewriters; copying (reproducing) apparatus for office use; parts and fittings included in Class 16 for the aforesaid goods; articles of stationery; inks included in Class 16; correcting ribbon for typewriters; carbon papers; printed publications; instructional and teaching materials (other than apparatus); business forms, cards (stationery), all for use in data processing; printed matter for the recordal of computer programs. 'IBM'
9151	30.5.91	Mars U.K. Limited	The mark is limited to the colours red, blue, green, yellow, orange, purple and white as shown in the representation of this certificate. Tea, coffee extracts, coffee essence, mixtures of coffee and chicory; chicory and chicory mixtures, all for use as substitutes for coffee; cocoa, drinking chocolate, flour, biscuits (other than biscuits for animals); cereals and cereal preparations, all for food for human consumption, rice, pasta; spices (other than poultry spice); syrups for food (not medicated and not for making beverages), sugar, honey, treacle, sauces (other than salad dressings), icecream, bread, cakes, pastries; non-medicated confectionery, chocolate, chocolates; fillings, snacks, meals and constituents for making meals; all included in Class 30.
9165	1.6.91	Anheuser-Busch Inc	Beer ale and porter. 'B U D'
9166	4.6.91	Tandy Corporation	Computers, apparatus for use with computers; computing apparatus; computer programmes computer software; calculators; telephone; headphones for audio apparatus; batteries; parts and fittings for all the aforesaid goods; all included in Class 9. 'T A N D Y'
9168	4.6.91	Hankook Tire MFG Co. Ltd.	Tyres for vehicles wheels; inner tubes for tyres; spray-prevention flaps and guards, all vehicles; mudguards for vehicles; all included in Class 12.

Registration No.	Renewal No.	Effective date of renewal	Proprietor	Description of goods
9151	9396	26.9.91	Mars U.K. Ltd.	Tea, coffee extracts, coffee essences, mixtures of coffee and chicory; chicory and chicory mixtures, all for use as substitutes for coffee; cocoa, drinking chocolate, flour, biscuits (other than biscuits for animals); cereals and cereal preparations, all for food for human consumption, rice, pasta; spices (other than poultry spice); syrups for food (not medicated and not for making beverages), sugar, honey treacle sauces (other than salad dressings), ice-cream, bread, cakes, pastries, non-medicated confectionery, chocolate, chocolates; fillings, snacks, meals and constituents for making meals; all included in Class 30.



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. CI

30th NOVEMBER 1992

No. 21

Appointments

Ms. Carol Susan Howes-Mitchell, Woman Police Constable, Royal Falkland Islands Police, 16.10.92.

Miss Stephanie Jane Hanlon, Broadcasting Assistant, Broadcasting Department, 26.10.92.

Completion of Contract

Miss Lynsey Leander Davis, Trainee Assistant Computer Co-ordinator, Secretariat, 30.10.92.

Confirmation of Appointments

Mrs. Wendy Jennifer Wylie, Chief Clerk, Public Works Department, 1.10.92.

Barbara Ingrid Steen, Senior Clerk, Public Works Department, 1.11.92.

Resignation

Angus Lindsay Macaskill, Electrician, Public Works Department, 30.10.92.

NOTICES

No. 43 2nd November 1992.
The findings of the Cost of Living Committee for the quarter ended 30th September 1992 are published for general information.

Quarter Ended	Percentage Increase over June 1989 Prices
30th September 1992	24.72

Hourly paid employees who are employed under the terms of the FIG/GEU Wages Agreement for the period 1st July 1992 - 30th June 1993 qualified for an increase of 1.46% per hour with effect from 1st October 1992.

No. 44

20th November 1992.

Appointment of Temporary Registrar

In exercise of the powers conferred upon me by Section 4 of the Marriage Ordinance I, D.E. Tatham, Governor of the Falkland Islands —

HEREBY APPOINT —

RODNEY WILLIAM LEE a Registrar for the purpose of the marriage at Bold Cove Farm, West Falklands of Patricia Ann Gregory and Walter Charles Darkin.

Given under my hand at Stanley this 20th day of November 1992.

D. E. TATHAM,
Governor.

No. 45

30th November 1992.

Notice to Creditors to send in claims

Name of Company - Lookout Laundry Limited.

Notice is hereby given that the Creditors of the above-named Company are required, on or before the **Twenty Eighth day of December 1992**, to send in their names and addresses with particulars of their debts or claims, and their names and addresses of their Solicitors (if any), to the undersigned, **Michael V. Summers**, of **The Falkland Islands Development Corporation**, Airport Road, Stanley, the Secretary of the said Company: and, if so required by notice in writing by the said Secretary, are, by their Solicitors or personally, to come in and prove their said debts or claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved. Dated - 30th November 1992.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)

TAKE NOTICE THAT Mary Ann Jennings, deceased, of Stanley died at Stanley on the 15th day of October 1992 Intestate.

WHEREAS Neil Jennings, Husband of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
5th November 1992.
Ref.: PRO/18/92.

B. GREENLAND,
Registrar, Supreme Court.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)

TAKE NOTICE THAT Sara Maggie Rose Goodwin, deceased, of Stanley died in the United Kingdom on the 12th day of June 1992 Intestate.

WHEREAS Robin Goodwin, Son of the deceased, has applied for Letters of Administration to administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section 4 of the Administration of Estates Ordinance to all persons resident in the Colony who may have prior claim to such grant that the prayer of the Petitioner will be granted provided no caveat be entered in the Supreme Court within 21 days of the publication hereof.

Stanley,
Falkland Islands.
11th November 1992.
Ref.: PRO/12/91.

B. GREENLAND,
Registrar, Supreme Court.

Customs Ordinance (Cap. 16).

In exercise of the powers conferred by section 4 of the Customs Ordinance,

I HEREBY APPOINT —

Sgt. T. SMITH,

to be a temporary Customs Officer with effect from 14th October 1992 to 15th January 1993.

R. J. KING,
Collector of Customs.

Customs Ordinance (Cap. 16).

In exercise of the powers conferred by section 4 of the Customs Ordinance,

I HEREBY APPOINT —

WOH L. W. WALBRAN,

to be a temporary Customs Officer with effect from 14th October 1992 to 30th April 1993.

R. J. KING,
Collector of Customs.



**THE
FALKLAND ISLANDS GAZETTE
(Extraordinary)
PUBLISHED BY AUTHORITY**

Vol. CI

30th NOVEMBER 1992

No. 22

NOTICES

No. 46

27 November 1992.

**Notice to members of final meeting
(members' voluntary winding up)**

Name of Company - Stanley Fuels Limited (in Voluntary liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on Wednesday the thirtieth day of December 1992 at 8.00 in the fore noon precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts and papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-named Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

Dated - 27 November 1992.

Graeme J Gill
Liquidator

No. 47

27 November 1992.

**Notice to members of final meeting
(members' voluntary winding up)**

Name of Company - Starfish Limited (in Voluntary liquidation)

Notice is hereby given pursuant to sections 290 and 341(1)(b) of the Companies Act 1948 that a General Meeting of the Members of the above-named Company will be held at the Secretariat on Wednesday the thirtieth day of December 1992 at 8.15 in the fore noon precisely, for the purpose of having an Account laid before them, and to receive the Liquidator(s) report, showing how the winding up of the Company has been conducted and its property disposed of, and of hearing any explanation that may be given by the Liquidator; and also of determining by Extraordinary Resolution the manner in which the books, accounts and papers and documents of the Company and of the Liquidator thereof, shall be disposed of.

Any Member entitled to attend and vote at the above-named Meeting is entitled to appoint a proxy to attend and vote instead of him, and such proxy need not also be a Member.

Dated - 27 November 1992.

Graeme J Gill
Liquidator



THE FALKLAND ISLANDS GAZETTE

PUBLISHED BY AUTHORITY

Vol. CI

23rd DECEMBER 1992

No. 23

Acting Appointments

Robert Mark Titterington, Acting Attorney General,
Justice Department, 25.11.92.

Rodney John Halford, Acting Hospital Engineer,
Medical Department, 9.12.92.

Completion of Contracts

Miss Jane Marie Parry, Teacher, Education
Department, 16.12.92.

Nigel Arthur Shorrock, Teacher, Education
Department, 16.12.92.

Alan Purvis, Teacher, Education Department, 16.12.92.

Mrs. Marian Louise Purvis, Teacher, Education
Department, 16.12.92.

Miss Janice Honeyman, Teacher, Education
Department, 16.12.92.

Alec Segely Campbell, Teacher, Education
Department, 16.12.92.

David Frederick Burgess, Head Teacher, Education
Department, 23.12.92.

Re - appointments

Nigel Arthur Shorrock, Teacher, Education
Department, 17.12.92.

Alan Purvis, Teacher, Education Department, 17.12.92.

Mrs. Marian Louise Purvis, Teacher, Education
Department, 17.12.92.

Alec Segely Campbell, Teacher, Education
Department, 17.12.92.

Resignations

Mrs. Carol Ann Kelly, Broadcasting Assistant,
Falkland Islands Broadcasting Station, 22.10.92.

Miss Deborah Ann Hirtle, Auxiliary Nurse, Medical
Department, 29.11.92.

Mrs. Lesley Janice Burgess, Teacher, Education
Department, 23.12.92.

NOTICES

No. 48

21st December 1992.

Public Holidays 1993

Friday 1st January

New Year's Day.

Friday 9th April

Good Friday.

Wednesday 21st April

H.M. The Queen's Birthday.

Monday 14th June

Liberation Day.

Monday 16th August

Falklands Day.

(in lieu of Falklands Day)

Wednesday 8th December

Battle Day.

Monday 27th December

Christmas Day.

(in lieu of Christmas Day)

Tuesday 28th December

Christmas Holiday.

(in lieu of Boxing Day)

Wednesday 29th December

Christmas Holiday.

Supreme Court of the Falkland Islands

NOTICE UNDER THE ADMINISTRATION OF ESTATES ORDINANCE (Cap. 1)
TAKE NOTICE THAT Jack McCallum, deceased,
of Stanley died at Pony's Pass, on the 14th day of
November 1992 Intestate.

WHEREAS Christopher John McCallum, Son of the
deceased, has applied for Letters of Administration to
administer the estate of the said deceased in the Colony.

NOTICE IS HEREBY GIVEN pursuant to Section
4 of the Administration of Estates Ordinance to all
persons resident in the Colony who may have prior
claim to such grant that the prayer of the Petitioner will
be granted provided no caveat be entered in the Su-
preme Court within 21 days of the publication hereof.

Stanley,

Falkland Islands.

27th November 1992.

Ref: PRO/20/92.

B. GREENLAND,

Registrar, Supreme Court.

No: 49

22nd December 1992.

CURRENCY ORDINANCE
Calling in of Currency Notes

IN EXERCISE of my powers under Section 10(1) of the Currency Ordinance 1987 and all other powers me enabling in that behalf I DECLARE that the currency notes listed at A below shall, with effect from midnight on 31 January 1993, cease to be legal tender. The currency notes listed at B below shall remain legal tender.

A Currency notes to cease to be legal tender

Denomination	Series	Issue Date
10/-	C	1 February 1921
10/-	C	10 February 1932
10/-	C	19 May 1938
10/-	C	10 April 1960
50p	D	25 September 1969
50p	D	20 February 1974
£1	D	19 May 1938
£1	E	19 May 1938
£1	E	2 January 1967
£1	E	20 February 1974
£1	F	1 December 1977
£1	F	1 January 1982
£1	G	15 June 1982
£5	C	10 February 1932
£5	C	20 February 1951
£5	C	10 April 1960
£5	C	30 January 1975
£10	A	5 June 1975
£10	A	1 January 1982
£10	B	15 June 1982

B Currency notes to remain legal tender

Denomination	Series	Issue Date	Numbers
£5	A	14 June 1983	000,001-200,000
£10	A	1 September 1986	000,001-200,000
£20	A	1 October 1984	000,001-200,000
£50	A	1 July 1990	000,001-090-000

In accordance with the provisions of Section 10 of the Currency Ordinance 1987 any person holding any currency notes being the subject of this withdrawal notice may exchange them for legal tender at the Treasury, Stanley, acting as agents for the Commissioners of Currency. No handling charge will be made on any such exchange occurring before 1 February 1998.

Dated this 22nd day of December 1992.

D. E. TATHAM,
Governor.



23. JAN. 1992

**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

2nd JANUARY 1992

No. 1

The following is published in this Supplement —

The Post Office (Amendment) Order 1991 (S. R. & O. No. 1 of 1992).

SUBSIDIARY LEGISLATION

POST OFFICE

The Post Office (Amendment) Order 1991

(S.R. & O. No. 27 of 1991)

Made: 17th December 1991

Published: 2nd January 1992

Coming into operation: on publication

IN EXERCISE of my powers under section 4 of the Post Office Ordinance(a) I make the following Orders -

1. This Order may be cited as the Post Office (Amendment) Order 1991.
2. In this Order, "the principal Order" means the Post Office Order 1981(a).
3. The principal Order is amended in the manner specified in the Schedule to this Order.
4. The Postage Rates Order 1989(b) is revoked.

Citation.

*Meaning of the
Principal Order.
Amendment of the
Principal Order.
Revocation.*

SCHEDULE (Paragraph 3)

Amendments to the principal Order

1. Paragraph 2 of the principal Order is amended by replacing the definition of "aerogramme" appearing therein with the following definition -

"aerogramme" means a letter written on a form consisting of a single sheet of paper suitably folded and gummed on all sides and sold by the post office for the purpose of being used to send messages by airmail".

2. Paragraph 2 of the principal Order is further amended by the insertion, immediately before the definition of "printed paper" appearing therein of the following definition -

(a) No. 1 of 1981

(b) S.R. & O. No. 22 of 1989

"newspaper" means any paper containing public news intelligences of occurrences or any remarks or observations printed in it for sale, and published in the Falkland Islands periodically, or in parts or numbers at intervals not exceeding twenty-six days between the publication of any two such papers, parts or numbers; and also any printed paper printed in order to be dispersed, and made public weekly or oftener, or at intervals not exceeding twenty-six days, containing only or principally advertisements, provided that the said paper be in any case registered as a newspaper with the Registrar General pursuant to section 1 of the Newspapers Libel and Registration Act 1881 in its application to the Falkland Islands;".

3. Paragraph 4(c) of the principal Order is amended by replacing the words "2 lb" appearing therein with the words "4 lb".

4. Paragraph 5 of the principal Order is revoked and replaced by the following new paragraph 5 -

"5(1) An aerogramme shall not be accepted for transmission by airmail -

(a) if it has any enclosure; or

(b) if it is not sufficiently stamped for transmission as an aerogramme by airmail.

(2) Where an aerogramme is not by virtue of paragraph (1) to be accepted for transmission by airmail, it may, at the discretion of the Postmaster, be accepted for transmission by surface mail if it is sufficiently stamped for such transmission."

5. Paragraph 6(3) of the principal Order is replaced by the following sub-paragraph -

"(3) Small packets addressed to a destination outside the Falkland Islands shall -

(i) have securely affixed to them an International Customs Declaration Form in a form approved by the Universal Postal Union (and obtainable from the postal authorities) which shall have been fully and properly completed by the sender; and

(ii) be marked with the words "small packet" in the top left-hand corner of the obverse of the packet.

A small packet not complying with this paragraph shall not be accepted for transmission by mail."

6. Paragraph 7 of the principal Order is revoked and replaced by the following paragraph -

"7.(1) The following postal articles may be accepted for transmission by mail without the prepayment of postage -

(a) postal articles originating in a department of the Government, posted in the Falkland Islands and bearing -

(i) the words "On Her Majesty's Service" conspicuously marked at the top of the obverse of the item; and

(ii) in the lower left-hand or right-hand corner the official departmental stamp; and

(b) postal articles sent on postal business by the postal authorities.

(2) Postage shall ordinarily be pre-paid by affixing adhesive postage stamps obtained from the postal authorities but, by arrangement between the sender and the Superintendent of Posts and Telecommunications, may be prepaid by use of a franking machine approved by him and subject to compliance with such conditions the Superintendent of Posts and Telecommunications may specify.

7. Paragraph 10 of the principal Order is amended -

(a) by replacing the words figures and symbol appearing in subparagraph (1)(a) with the figures and symbol "33p";

(b) by replacing the figures and symbol appearing in subparagraph (1)(b) with figures and symbol "66p";

(c) by replacing the figures and symbol appearing in subparagraph 2(a) with the figures and symbol "22p";

(d) by replacing the figures and symbol appearing in the subparagraph 2(b) with the figures and symbol "33p";

(e) by replacing the symbol and figures appearing in subparagraph (4)(a) with the symbol and figures "£7.50"; and

(f) by replacing the symbol and figures appearing in subparagraph 4(b) with the symbol and figures "£10.00".

8. Paragraph 11 of the principal Order is replaced by the following -

"11. For cash on delivery parcels a fee equivalent to the rates of poundage for the time being charged by the United Kingdom Post Office on British Postal Orders and calculated by reference to the trade charge in respect of the parcel or the sum of £300, whichever is the lower."

9. Paragraph 12 of the principal Order is replaced by the following -

"12(1) The rates of poundage on British Postal Orders shall be those for the time being in force under the legislation relating to the United Kingdom Post Office with such additional charge by way of poundage as the Superintendant of Posts and Telecommunications may determine.

(2) The value of a postal order may be increased by affixing such number of postage stamps of such type and to such aggregate value as is for the time being permitted by the United Kingdom Post Office."

10. Paragraph 13 of the principal Order is replaced by the following -

"13(1) Insurance shall be available only in relation to letters and parcels addressed to an address in the United Kingdom and any other country for the time being notified by the Superintendent of Posts and Telecommunications.

(2) Insurance charges shall be -

(a) £1.50 for £100 of declared value of less than £100;

(b) £2.00 for a declared value of over £100 but not more than £200;

(c) £2.50 for a declared value of over £200 but not exceeding £300.

(3) The maximum insured value shall be £300."

11. Paragraph 14 of the principal Order is replaced by the following -

"14.(1) Paragraph 6(3)(ii) above (Customs declarations in relation to small packets addressed to overseas destinations) shall also apply to parcels so addressed.

*Customs Declarations.
Inland small packets.*

(2) Paragraph 6(3)(ii) above (marking of small packets addressed to overseas destinations) shall also apply to small packets addressed to inland destinations.

(3) Where an inland small packet is not marked as required by subparagraph (2) or exceeds 2lb in weight it shall if it does not exceed 4 lb in weight attract postage at the rate applicable to letters and otherwise shall be treated as a parcel and be charged for and transmitted accordingly."

12. The following paragraph is added to the principal Order -

"17. No item shall be accepted for transmission -

Weight Limitations.

(a) as an overseas airmail letter or as an overseas small packet if it exceeds 4 lb in weight;

(b) as an overseas airmail parcel;

(c) as an overseas surface mail letter, printed paper, or small packet if it exceeds 4 lb in weight;

(d) as an overseas surface mail parcel if it exceeds 44 lb in weight (or is addressed other than to an address in the United Kingdom);

(e) as an inland letter, printed paper or small packet if it exceeds 4lb in weight; or

(f) as an inland parcel if it exceeds 22lb in weight."

The following schedules shall have effect as the First, Second and Third schedules to the principal Order (the Postal Rates Order 1989 which replaced the First, Second and Third schedules to the principal Order as originally made having been revoked by paragraph 4 of this Order).

FIRST SCHEDULE

AIRMAIL RATES - to all countries

Letters	34p per 1/2 oz or part thereof
Postcards	29p
Printed papers	22p per 1/2 oz or part thereof
Small packets	22p per 1/2 oz or part thereof
Aerogrammes (plain)	31p
Aerogrammes (illustrated)	33p
Registered newspapers	19p per 1/2 oz or part thereof

SECOND SCHEDULE

SURFACE MAIL RATES - to all countries (parcels only to United Kingdom)

Weight not exceeding but above last lower weight (if any)	Letters	Printed papers	Small Packets
1 oz	28p	14p	-
4 oz	67p	30p	30p
8 oz	134p	56p	56p
1 lb	257p	100p	100p
2 lb	448p	168p	168p
4 lb	728p	235p	235p
Postcards			20p
Literature for the blind			free*

*if appropriately marked and accepted as such by the authorities.

PARCELS - to United Kingdom only

Not over 2 lb	£ 6.55
Between 2 lb and 7 lb	£10.15
Between 7 lb and 11 lb	£13.10
Between 11 lb and 22 lb	£18.45
Between 22 lb and 33 lb	£24.75
Over 33 lb (44 lb maximum limit)	£31.50

THIRD SCHEDULE

INLAND RATES

Weight not exceeding	Letters	Printed paper*/small packets
1 oz	14p	7p
4 oz	31p	15p
8 oz	63p	30p
1 lb	121p	58p
2 lb	Parcel rate	Parcel rate

*Newspapers will be accepted at printed paper rate.

Parcels
Weight not exceeding

2 lb	61p
4 lb	94p
7 lb	121p
11 lb	165p
22 lb	297p

Made this 17th day of December 1991

W.H. FULLERTON,
Governor.

EXPLANATORY NOTE
(not part of the above Order)

The principal effects of this Order are -

- (1) to introduce a newspaper rate;
- (2) to increase the weight limit for airmail small packets;
- (3) to introduce an inland small packet service (videotapes etc. may be transmitted as small packets)
- (4) to increase postal rates and other charges and to increase the maximum insurable value of postal items.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

9th JANUARY 1992

No. 2

The following is published in this Supplement —

The Marmont Row Designation Order 1991 (S. R. & O. No. 28 of 1991).

SUBSIDIARY LEGISLATION

PLANNING AND BUILDING

The Marmont Row Designation Order 1991

(S.R. & O. No. 28 of 1991)

Made: 17th December 1991

Published: 9th January 1992

Coming into operation: on publication

IN EXERCISE of my powers under section 65(1) of the Planning Ordinance 1991 (a) and upon the recommendation of the Planning and Building Committee under section 65(2) of that Ordinance I make the following Order -

1. This Order may be cited as the Marmont Row Designation Order 1991. *Citation.*
- 2.(1) The building known as Marmont Row Ross Road Stanley is designated as a building of architectural and historic interest. *Designation of Building.*
- (2) The designation by paragraph (1) is declared to extend to the curtilage of the building.

Made this 17th day of December 1991

W. H. FULLERTON,
Governor.

EXPLANATORY NOTE
(Not forming part of above Order)

The effect of this Order is to prohibit without prior planning permission of a special kind (subject to exceptions - see Planning Ordinance 1991) and works of demolition or alteration in relation to Marmont Row which, on the date of publication of this Order, comprised the premises of the Upland Goose Hotel, the Colony Club and No. 18 Ross Road. The Order also extends to the curtilage of the building.

(a) No. 7 of 1991



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

23rd JANUARY 1992

No. 3

The following are published in this Supplement —

**The Coins (Their Royal Highnesses The Prince and Princess of Wales 10th Wedding Anniversary)
Order 1992 (S.R. & O. No. 1 of 1992);**

The Deductions (Employees) (Amendment) (No. 2) Regulations 1992 (S.R. & O. No. 2 of 1992).

SUBSIDIARY LEGISLATION

CURRENCY

**Coins (Their Royal Highnesses The Prince and Princess of Wales
10th Wedding Anniversary) Order 1992**

(S.R. & O. No. 1 of 1992)

Made: 16th January 1992

Published: 23rd January 1992

Coming into operation: 12th July 1991

IN EXERCISE of my powers under section 25(a) of the Currency Ordinance 1987 and all other powers me enabling in that behalf I make the following Order -

1. This Order may be cited as the Coins (Their Royal Highnesses The Prince and Princess of Wales 10th Wedding Anniversary) Order 1992 and shall be deemed to have come into operation on 10th July 1991. *Citation and commencement.*

- 2.(1) A new gold £5 coin ("the £5 gold coin") being of a standard weight of 39.94 grammes, of a standard diameter of 36.02 millimetres and of a circular shape and of a millesimal fineness of 916.7 gold shall be made. *New coins.*

- (2) A new silver £2 coin ("the £2 silver coin") being of a standard weight of 28.28 grammes, of a standard diameter of 38.61 millimetres, of a circular shape and of a millesimal fineness of 925 silver shall be made.

- (3) No more than 200 of the £5 gold coin and no more than 10,000 of the £2 silver coin shall be made.

3. In the making of the £5 gold coin and the £2 silver coin a remedy (that is, a variation from the standard weight, diameter or composition specified in paragraph 2(1) and 2(2) respectively in relation to the said coins) shall be allowed of the amount permitted by the British Royal Mint. *Remedy permitted.*

- 4.(1) The obverse of each of the said coins shall depict the effigy of Her Majesty the Queen known as the Maklouf uncouped effigy. The obverse of the £5 gold coin shall bear in addition to the said effigy the inscription "Queen Elizabeth II Falkland Islands 5 Pounds" and the obverse of the £2 silver coin shall bear the like inscription (but with the substitution of "2 Pounds" for "5 Pounds"). *Design of the coins.*

- (2) The reverse of both the £5 gold coin and the £2 silver coin shall be cameo portraits of Their Royal Highnesses The Prince and Princess of Wales symbolically linked by a lovers' knot, with a representation of the Badge of the Prince of Wales above and a representation of St Paul's Cathedral below the said portraits. The design above specified shall be encircled by orange blossom and the inscription "Royal Wedding of HRH The Prince of Wales and Lady Diana Spencer 10th Anniversary 1991".

(3) Both of the coins shall have a graining upon the edge.

5. All of the coins authorised by this Order shall be current within the Falkland Islands.

*Currency of
coins.*

Made this 16th day of January 1992

W.H. FULLERTON,
Governor.

EXPLANATORY NOTE
(not part of above Order)

This Order relates to the special coins issued to commemorate the 10th Anniversary of the Wedding of Their Royal Highnesses the Prince and Princess of Wales.

SUBSIDIARY LEGISLATION

INCOME TAX

Deductions (Employees) (Amendment) (No. 2) Regulations 1992

(S.R. & O. No. 2 of 1992)

Made: 16th January 1992

Published: 23rd January 1992

Coming into operation: 1st January 1992

IN EXERCISE of my powers under section 32E of the Income Tax Ordinance(a) I make the following Regulations -

1. These Regulations may be cited as the Deductions (Employees) (Amendment) (No. 2) Regulations 1992 and shall come into operation on 1st January 1992. *Citation and commencement.*
2. The Deductions (Employees) Regulations 1987(b) are amended by replacing Tables A and B in the Schedule thereto with the following new Tables A and B - *Amendment of Deductions (Employees) Regulations 1987.*

(a) Cap. 32 Laws of the Falkland Islands 1950 Edition.

(b) S.R. & O. No. 23 of 1987 as amended by S.R. & O. No. 22 of 1988 and S.R. & O. No. 6 of 1990.

TABLE A
SINGLE PERSON

WEEKLY WAGE (£)	TAX per WEEK (£)
75	1
80	2
85	2
90	3
95	4
100	5
105	6
110	7
115	7
120	8
125	9
130	10
135	11
140	12
145	13
150	13
155	14
160	15
165	16
170	17
175	18
180	19
185	19
190	20
195	21
200	22
205	23
210	24
215	24
220	25
225	26
230	27
235	28
240	29
245	30
250	30
255	31
260	32
265	33
270	34
275	35
280	36

285	.....	36
290	.....	37
295	.....	38
300	.....	39
305	.....	40
310	.....	41
315	.....	41
320	.....	42
325	.....	43
330	.....	44
335	.....	45
340	.....	46
345	.....	47
350	.....	47
355	.....	48
360	.....	49
365	.....	50
370	.....	51
375	.....	52
380	.....	53
385	.....	53
390	.....	54
395	.....	55
400	.....	56
405	.....	57
410	.....	58
415	.....	58
420	.....	59
425	.....	60
430	.....	61
435	.....	62
440	.....	63
445	.....	64
450	.....	64
455	.....	65
460	.....	66
465	.....	67
470	.....	68
475	.....	69
480	.....	70
485	.....	70
490	.....	71
495	.....	72
500	.....	73
505	.....	74
510	.....	75
515	.....	75
520	.....	77
525	.....	78
530	.....	79
535	.....	80
540	.....	81

545	.....	82
550	.....	83
555	.....	84
560	.....	85
565	.....	86
570	.....	87
575	.....	88
580	.....	89
585	.....	90
590	.....	91
595	.....	92
600	.....	94
605	.....	95
610	.....	96
615	.....	97
620	.....	98
625	.....	99
630	.....	100
635	.....	101
640	.....	102
645	.....	103
650	.....	104
655	.....	105
660	.....	106
665	.....	107
670	.....	108
675	.....	109
680	.....	111
685	.....	112
690	.....	113
695	.....	114
700	.....	115
705	.....	116
710	.....	117
715	.....	118
720	.....	119
725	.....	120
730	.....	121
735	.....	122
740	.....	123
745	.....	124
750	.....	125
755	.....	126
760	.....	128
765	.....	129
770	.....	130
775	.....	131
780	.....	132
785	.....	133
790	.....	134
795	.....	135
800	.....	136

805	.....	137
810	.....	138
815	.....	139
820	.....	140
825	.....	141
830	.....	142
835	.....	143
840	.....	145
845	.....	146
850	.....	147
855	.....	148
860	.....	149
865	.....	150
870	.....	151
875	.....	152
880	.....	153
885	.....	154
890	.....	155
895	.....	156
900	.....	157
905	.....	158
910	.....	159
915	.....	160
920	.....	162
925	.....	163
930	.....	164
935	.....	165
940	.....	166
945	.....	167
950	.....	168
955	.....	169
960	.....	170
965	.....	171
970	.....	172
975	.....	173
980	.....	174
985	.....	175
990	.....	176
995	.....	177
1,000	.....	179
1,005	.....	180
1,010	.....	181
1,015	.....	182
1,020	.....	183
1,025	.....	184
1,030	.....	185
1,035	.....	186
1,040	.....	187
1,045	.....	188
1,050	.....	189
1,055	.....	190
1,060	.....	191

1,065	.....	192
1,070	.....	193
1,075	.....	194
1,080	.....	196
1,085	.....	197
1,090	.....	198
1,095	.....	199
1,100	.....	200
1,105	.....	201
1,110	.....	202
1,115	.....	203
1,120	.....	204
1,125	.....	205
1,130	.....	206
1,135	.....	207
1,140	.....	208
1,145	.....	209
1,150	.....	210
1,155	.....	211
1,160	.....	213
1,165	.....	214
1,170	.....	215
1,175	.....	216
1,180	.....	217
1,185	.....	218
1,190	.....	219
1,195	.....	220
1,200	.....	221

TABLE A
MARRIED PERSON

WEEKLY WAGE (£)	TAX per WEEK (£)
115	0
120	0
125	1
130	2
135	3
140	4
145	5
150	6
155	7
160	7
165	8
170	9
175	10
180	11
185	12
190	12
195	13
200	14
205	15
210	16
215	17
220	18
225	18
230	19
235	20
240	21
245	22
250	23
255	24
260	24
265	25
270	26
275	27
280	28
285	29
290	29
295	30
300	31
305	32
310	33
315	34
320	35

325	.....	35
330	.....	36
335	.....	37
340	.....	38
345	.....	39
350	.....	40
355	.....	41
360	.....	41
365	.....	42
370	.....	43
375	.....	44
380	.....	45
385	.....	46
390	.....	46
395	.....	47
400	.....	48
405	.....	49
410	.....	50
415	.....	51
420	.....	52
425	.....	52
430	.....	53
435	.....	54
440	.....	55
445	.....	56
450	.....	57
455	.....	58
460	.....	58
465	.....	59
470	.....	60
475	.....	61
480	.....	62
485	.....	63
490	.....	63
495	.....	64
500	.....	65
505	.....	66
510	.....	67
515	.....	68
520	.....	69
525	.....	69
530	.....	70
535	.....	71
540	.....	72
545	.....	73
550	.....	74
555	.....	75
560	.....	75
565	.....	76
570	.....	77
575	.....	79
580	.....	80

585	.....	81
590	.....	82
595	.....	83
600	.....	84
605	.....	85
610	.....	86
615	.....	87
620	.....	88
625	.....	89
630	.....	90
635	.....	91
640	.....	92
645	.....	93
650	.....	94
655	.....	96
660	.....	97
665	.....	98
670	.....	99
675	.....	100
680	.....	101
685	.....	102
690	.....	103
695	.....	104
700	.....	105
705	.....	106
710	.....	107
715	.....	108
720	.....	109
725	.....	110
730	.....	111
735	.....	113
740	.....	114
745	.....	115
750	.....	116
755	.....	117
760	.....	118
765	.....	119
770	.....	120
775	.....	121
780	.....	122
785	.....	123
790	.....	124
795	.....	125
800	.....	126
805	.....	127
810	.....	128
815	.....	130
820	.....	131
825	.....	132
830	.....	133
835	.....	134
840	.....	135

845	.....	136
850	.....	137
855	.....	138
860	.....	139
865	.....	140
870	.....	141
875	.....	142
880	.....	143
885	.....	144
890	.....	145
895	.....	147
900	.....	148
905	.....	149
910	.....	150
915	.....	151
920	.....	152
925	.....	153
930	.....	154
935	.....	155
940	.....	156
945	.....	157
950	.....	158
955	.....	159
960	.....	160
965	.....	161
970	.....	162
975	.....	164
980	.....	165
985	.....	166
990	.....	167
995	.....	168
1,000	.....	169
1,005	.....	170
1,010	.....	171
1,015	.....	172
1,020	.....	173
1,025	.....	174
1,030	.....	175
1,035	.....	176
1,040	.....	177
1,045	.....	178
1,050	.....	179
1,055	.....	181
1,060	.....	182
1,065	.....	183
1,070	.....	184
1,075	.....	185
1,080	.....	186
1,085	.....	187
1,090	.....	188
1,095	.....	189
1,100	.....	190

1,105	.....	191
1,110	.....	192
1,115	.....	193
1,120	.....	194
1,125	.....	195
1,130	.....	196
1,135	.....	198
1,140	.....	199
1,145	.....	200
1,150	.....	201
1,155	.....	202
1,160	.....	203
1,165	.....	204
1,170	.....	205
1,175	.....	206
1,180	.....	207
1,185	.....	208
1,190	.....	209
1,195	.....	210
1,200	.....	211

TABLE B
SINGLE PERSON

MONTHLY WAGE (£)	TAX per MONTH (£)
315	0
320	1
325	2
350	6
375	10
400	15
425	19
450	23
475	27
500	32
525	36
550	40
575	44
600	49
625	53
650	57
675	61
700	66
725	70
750	74
775	78
800	83
825	87
850	91
875	95
900	100
925	104
950	108
975	112
1,000	117
1,025	121
1,050	125
1,075	129
1,100	134
1,125	138
1,150	142
1,175	146
1,200	151
1,225	155
1,250	159
1,275	163
1,300	168

1,325	.....	172
1,350	.....	176
1,375	.....	180
1,400	.....	185
1,425	.....	189
1,450	.....	193
1,475	.....	197
1,500	.....	202
1,525	.....	206
1,550	.....	210
1,575	.....	214
1,600	.....	219
1,625	.....	223
1,650	.....	227
1,675	.....	231
1,700	.....	236
1,725	.....	240
1,750	.....	244
1,775	.....	248
1,800	.....	253
1,825	.....	257
1,850	.....	261
1,875	.....	265
1,900	.....	270
1,925	.....	274
1,950	.....	278
1,975	.....	282
2,000	.....	287
2,025	.....	291
2,050	.....	295
2,075	.....	299
2,100	.....	304
2,125	.....	308
2,150	.....	312
2,175	.....	316
2,200	.....	321
2,225	.....	325
2,250	.....	329
2,275	.....	333
2,300	.....	339
2,325	.....	344
2,350	.....	349
2,375	.....	355
2,400	.....	360
2,425	.....	365
2,450	.....	371
2,475	.....	376
2,500	.....	381
2,525	.....	387
2,550	.....	392
2,575	.....	397
2,600	.....	403

2,625	.....	408
2,650	.....	413
2,675	.....	418
2,700	.....	424
2,725	.....	429
2,750	.....	434
2,775	.....	440
2,800	.....	445
2,825	.....	450
2,850	.....	456
2,875	.....	461
2,900	.....	466
2,925	.....	472
2,950	.....	477
2,975	.....	482
3,000	.....	488
3,025	.....	493
3,050	.....	498
3,075	.....	503
3,100	.....	509
3,125	.....	514
3,150	.....	519
3,175	.....	525
3,200	.....	530
3,225	.....	535
3,250	.....	541
3,275	.....	546
3,300	.....	551
3,325	.....	557
3,350	.....	562
3,375	.....	567
3,400	.....	573
3,425	.....	578
3,450	.....	583
3,475	.....	588
3,500	.....	594
3,525	.....	599
3,550	.....	604
3,575	.....	610
3,600	.....	615
3,625	.....	620
3,650	.....	626
3,675	.....	631
3,700	.....	636
3,725	.....	642
3,750	.....	647
3,775	.....	652
3,800	.....	658
3,825	.....	663
3,850	.....	668
3,875	.....	673
3,900	.....	679

3,925	.....	684
3,950	.....	689
3,975	.....	695
4,000	.....	700
4,025	.....	705
4,050	.....	711
4,075	.....	716
4,100	.....	721
4,125	.....	727
4,150	.....	732
4,175	.....	737
4,200	.....	743
4,225	.....	748
4,250	.....	753
4,275	.....	758
4,300	.....	764
4,325	.....	769
4,350	.....	774
4,375	.....	780
4,400	.....	785
4,425	.....	790
4,450	.....	796
4,475	.....	801
4,500	.....	806
4,525	.....	812
4,550	.....	817
4,575	.....	822
4,600	.....	828
4,625	.....	833
4,650	.....	838
4,675	.....	843
4,700	.....	849
4,725	.....	854
4,750	.....	859
4,775	.....	865
4,800	.....	870
4,825	.....	875
4,850	.....	881
4,875	.....	886
4,900	.....	891
4,925	.....	897
4,950	.....	902
4,975	.....	907
5,000	.....	913
5,025	.....	918
5,050	.....	923
5,075	.....	928
5,100	.....	934
5,125	.....	939
5,150	.....	944
5,175	.....	950
5,200	.....	955

TABLE B
MARRIED PERSON

MONTHLY WAGE (£)	TAX per MONTH (£)
515	0
520	1
525	2
550	6
575	10
600	15
625	19
650	23
675	27
700	32
725	36
750	40
775	44
800	49
825	53
850	57
875	61
900	66
925	70
950	74
975	78
1,000	83
1,025	87
1,050	91
1,075	95
1,100	100
1,125	104
1,150	108
1,175	112
1,200	117
1,225	121
1,250	125
1,275	129
1,300	134
1,325	138
1,350	142
1,375	146
1,400	151
1,425	155
1,450	159
1,475	163
1,500	168

1,525		
1,550	.....	172
1,575	.....	176
1,600	.....	180
1,625	.....	185
1,650	.....	189
1,675	.....	193
1,700	.....	197
1,725	.....	202
1,750	.....	206
1,775	.....	210
1,800	.....	214
1,825	.....	219
1,850	.....	223
1,875	.....	227
1,900	.....	231
1,925	.....	236
1,950	.....	240
1,975	.....	244
2,000	.....	248
2,025	.....	253
2,050	.....	257
2,075	.....	261
2,100	.....	265
2,125	.....	270
2,150	.....	274
2,175	.....	278
2,200	.....	282
2,225	.....	287
2,250	.....	291
2,275	.....	295
2,300	.....	299
2,325	.....	304
2,350	.....	308
2,375	.....	312
2,400	.....	316
2,425	.....	321
2,450	.....	325
2,475	.....	329
2,500	.....	333
2,525	.....	339
2,550	.....	344
2,575	.....	349
2,600	.....	355
2,625	.....	360
2,650	.....	365
2,675	.....	370
2,700	.....	376
2,725	.....	381
2,750	.....	386
2,775	.....	392
2,800	.....	397
	.....	402

2,825	
2,850	408
2,875	413
2,900	418
2,925	424
2,950	429
2,975	434
3,000	440
3,025	445
3,050	450
3,075	455
3,100	461
3,125	466
3,150	471
3,175	477
3,200	482
3,225	487
3,250	493
3,275	498
3,300	503
3,325	509
3,350	514
3,375	519
3,400	525
3,425	530
3,450	535
3,475	540
3,500	546
3,525	551
3,550	556
3,575	562
3,600	567
3,625	572
3,650	578
3,675	583
3,700	588
3,725	594
3,750	599
3,775	604
3,800	610
3,825	615
3,850	620
3,875	625
3,900	631
3,925	636
3,950	641
3,975	647
4,000	652
4,025	657
4,050	663
4,075	668
4,100	673
	679

4,125	.....	684
4,150	.....	689
4,175	.....	695
4,200	.....	700
4,225	.....	705
4,250	.....	710
4,275	.....	716
4,300	.....	721
4,325	.....	726
4,350	.....	732
4,375	.....	737
4,400	.....	742
4,425	.....	748
4,450	.....	753
4,475	.....	758
4,500	.....	764
4,525	.....	769
4,550	.....	774
4,575	.....	780
4,600	.....	785
4,625	.....	790
4,650	.....	795
4,675	.....	801
4,700	.....	806
4,725	.....	811
4,750	.....	817
4,775	.....	822
4,800	.....	827
4,825	.....	833
4,850	.....	838
4,875	.....	843
4,900	.....	849
4,925	.....	854
4,950	.....	859
4,975	.....	865
5,000	.....	870
5,025	.....	875
5,050	.....	880
5,075	.....	886
5,100	.....	891
5,125	.....	896
5,150	.....	902
5,175	.....	907
5,200	.....	912

Made this 16th day of January 1992

W. H. FULLERTON,
Governor.

EXPLANATORY NOTE
(Not forming part of above Order)

These Regulations reduce the amounts to be deducted from employee's remuneration and are consequent on recent changes, with effect from 1st January 1992, in allowances against gross income.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

3rd MARCH 1992

No. 4

The following are published in this Supplement —

Prohibition of Vehicles on Beaches (Amendment) Order 1992 (S.R. & O. No. 3 of 1992);

The BBC (Special Exemption) Order 1992 (S.R. & O. No. 4 of 1992).

SUBSIDIARY LEGISLATION

ROAD TRAFFIC

Prohibition of Vehicles on Beaches (Amendment) Order 1992

(S.R. & O. No. 3 of 1992)

Made: 2nd March 1992

Published: 3rd March 1992

Coming into operation: 3rd March 1992

IN EXERCISE of my powers under sections 2 and 18(1) of the Road Traffic Ordinance(a) and of all other powers me enabling in that behalf I make the following Order -

1. This Order may be cited as the Prohibition of Vehicles on Beaches (Amendment) Order 1992 and comes into operation on 3rd March 1992. *Citation and commencement.*
2. In this Order "the principal Order" means The Prohibition of Vehicles on Beaches Order 1991(b). *The Principal Order.*
3. The Principal Order is amended in the manner set out in the Schedule to this Order. *Amendment of the principal Order.*

SCHEDULE (paragraph 3)

The principal Order is amended -

- (a) in paragraph 1, by adding at the end thereof the words "but on or after 3rd March 1992 applies only to the beach known as Surf Bay";
- (b) in paragraph 2(1), by revoking all words appearing therein after the word "across" and by replacing them with the words "the beach known as Surf Bay is prohibited";
- (c) in paragraph 2(2) by replacing the words "a beach" with the words "a beach known as Surf Bay" and by adding at the end of the words "or for upon some special occasion for some purpose approved by the Governor."
- (d) in paragraph 2(4) -
 - (i) by revoking the word "beach" and by replacing it with the words "the beach known as Surf Bay";
 - (ii) in (a) of 2(4) by inserting after the word "foreshore" the words "at Surf Bay".

(a) Cap 60 Laws of the Falkland Islands 1950 Edition.

(b) S.R. & O. No. 25 of 1991.

(e) by revoking paragraph 3 and by replacing it with the following paragraph -

"3. All those parts (if any) of the beach known as Surf Bay which are not within four miles of the boundary of Stanley are declared to be a road for the purposes of the Road Traffic Ordinance(a) and nothing in paragraph 3 of this Order as originally made shall have effect after 2nd March 1992."

Dated this 2nd day of March 1992

R. SAMPSON,
Acting Governor.

EXPLANATORY NOTE
(not part of above Order)

The effect of this Order is that the principal Order will now only apply to Surf Bay (and not any other beach) and that a person may do things at Surf Bay which are otherwise prohibited by the principal Order with special permission, on a special occasion, of the Governor.

SUBSIDIARY LEGISLATION

FIREARMS

The BBC (Special Exemption) Order 1992

(S.R. & O. No. 4 of 1992)

Made: 2nd March 1992

Published: 3rd March 1992

Coming into operation: 3rd March 1992

IN EXERCISE of my powers under section 25(1) of the Firearms and Ammunition Ordinance 1987(a) I make the following Order -

1. This Order may be cited as the BBC (Special Exemption) Order 1992.

Citation.

2.(1) The British Broadcasting Corporation ("the Corporation") are exempted from the prohibition as to discharge of firearms contained in section 25(1) of the Firearms and Ammunition Ordinance 1987 so far as is necessary to render it lawful to enable the discharge of blank ammunition in public places and on Stanley Common in connection with the making by it of a film presently intended to be titled "An Ungentlemanly Act" (a dramatic work based upon events connected with the invasion and occupation of the Falkland Islands by Argentine forces during the period 2nd April 1982 to 14th June 1982).

Exemption.

(2) The Corporation shall take all steps necessary or expedient to prevent any injury to any person or animal consequent upon the discharge by it of blank ammunition as permitted by subparagraph (2).

(3) In this Order "British Broadcasting Corporation" and "Corporation" includes its employees, agents, contractors and the subcontractors of its contractors engaged in or in connection with the making of the said film.

3. This Order ceases to have effect on the 31st March 1992 unless extended beyond that date by Notice published in the Gazette.

Temporary effect.

Dated this 2nd day of March 1992

R. SAMPSON,
Acting Governor.

(a) No. 4 of 1987



THE FALKLAND ISLANDS GAZETTE Supplement

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Vol. 3

11th MARCH 1992

No. 5

SUBSIDIARY LEGISLATION

CUSTOMS

Customs (Export) (Revocation) Regulations 1992

(S.R. & O. No. 5 of 1992)

Made: 25th February 1992

Published: 11th March 1992

Coming into operation on publication

IN EXERCISE of my powers under section 230 of the Customs Ordinance (a) I make the following Regulations -

1. These Regulations may be cited as the Customs (Export) (Revocation) Regulations 1992.

Citation.

2. The Export Regulations (b) are revoked.

*Revocation of spent
Regulations.*

Made this 25th day of February 1992

W.H. FULLERTON,
Governor.

(a) Cap 16 Laws of the Falkland Islands 1950 Edition.

(b) Pages 147-152 Vol II Laws of the Falkland Islands 1950 Edition.

SUBSIDIARY LEGISLATION

CRIMINAL LAW

Criminal Justice (Amendment) Ordinance 1991
Commencement Order 1992

(S.R. & O. No. 6 of 1992)

Made: 9th March 1992
Published: 11th March 1992
Coming into operation: 16th March 1992

IN EXERCISE of my powers under section 1 of the Criminal Justice (Amendment) Ordinance 1992(a) I make the following Order -

1. This Order may be cited as the Criminal Justice (Amendment) Ordinance 1991 Commencement Order 1992. *Citation.*
2. The Criminal Justice (Amendment) Ordinance 1991 shall come into operation 16th March 1992. *Commencement of Ordinance.*

Made this 9th day of March 1992

R. SAMPSON,
Acting Governor.

(a) No. 20 of 1991.



**THE
FALKLAND ISLANDS GAZETTE
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No. 6

The following is published in this Supplement —

The Fishing Licences (Application and Fees) Order 1992 (S.R. & O. No. 7 of 1992).

SUBSIDIARY LEGISLATION

**THE FISHERIES (CONSERVATION AND MANAGEMENT)
ORDINANCE 1986
(No. 11 of 1986)**

The Fishing Licences (Application and Fees) Regulations Order 1992

(S.R. & O. No. 7 of 1992)

Made: 23rd March 1992
Coming into operation: on publication
Published: 24th March 1992

IN EXERCISE of my powers under section 20 of the Fisheries (Conservation and Management) Ordinance 1986 I make the following Order -

1.(1) This Order may be cited as the Fishing Licences (Applications and Fees) Regulations Order 1992, and shall come into operation on the day it is first published in the Gazette and cease to have effect on the 31st December 1992. *Citation and commencement.*

(2) This Order is hereinafter called "these Regulations" and any paragraph of this Order may be cited as (and is hereafter described as) a regulation bearing the same number as that paragraph and every subparagraph of a paragraph of this Order may be cited as (and is hereafter described as) a paragraph of the same number of the regulation in which it appears.

2. Nothing in these Regulations applies to licences for exploratory or scientific purposes or to fishing within the territorial sea or internal waters. *Limitation of application of these Regulations.*

3. In these Regulations - *Interpretation.*

"Exploratory or scientific purposes" means purposes related to the assessment of the commercial or practical viability of fishing for fish generally or for a particular species of fish or to the assessment or quantification of stocks of any species of fish or fish of any age, stage of maturity or size of a species of fish or the locations in which they or any species of fish or fish of any age, stage of maturity or size may be found;

"fishing licence" means a licence to catch or take fish within the fishing waters;

"the fishing season" means

(a) in relation to an "X" Licence the period commencing on 1st August 1992 and ending 31st October 1992;

(b) in relation to a "Y" Licence, the period commencing on 1st July 1992 and ending on 31st December 1992;

(c) in relation to a "Z" Licence a period commencing on 1st July 1992 and ending on 31st December 1992;

"the principal regulations" means the Fishing Regulations Order 1987.

4. For so long as these Regulations are in force such of the provisions of the principal regulations as are inconsistent with these Regulations shall not be in force, but except as aforesaid the provisions of the principal regulations remain in force and shall be complied with in addition to those of these Regulations. *Suspension of certain provisions of the principal Regulations.*

5.(1) For the purpose of these Regulations there shall be the following categories of licence - *Types of licences.*

- (a) An "X" Licence;
- (b) A "Y" Licence; and
- (c) A "Z" Licence.

(2) An "X" Licence issued under these Regulations shall authorise the catching or taking of squid of the species *Loligo gahi* from on or after the 1st August 1992 until and including 31st October 1992.

(3) A "Y" Licence issued under these Regulations shall permit the catching or taking of any finfish, that is to say a vertebrate fish having a dorsal fin, a ventral or pectoral fin and not in any case include squid of any kind.

(4) A "Z" Licence issued under these Regulations shall permit the catching or taking of any finfish except Hake (*Merluccius* spp.), that is to say a vertebrate fish having a dorsal fin, a ventral or pectoral fin and not in any case including squid or Hake (*Merluccius* spp.) of any kind :

Provided that a "by catch" which in the reasonable opinion of the Director of Fisheries could not reasonably be avoided shall not be deemed to have been caught or taken without the authority of a licence.

6.(1) Applications for licences in respect of the whole or any part of any fishing season shall be made to the Director of Fisheries at the Falkland Islands Fisheries Department, P O Box 122, Stanley, Falkland Islands. *Applications for fishing Licences.*

(2) Any application to which paragraph (1) of this regulation relates shall be accompanied by an application fee of £200 (which shall not be returnable whether or not the application is granted) and shall be made so as to be received there by Friday 10th April 1992.

(3) The Director of Fisheries in his discretion may consider an application lodged after the time and date mentioned in paragraph (2) of this regulation but shall not be bound to do so.

7.(1) Table 1 of the Schedule to these Regulations applies in respect of the fees payable for type "X" Licences. *Fees for Licences.*

(2) Table 2 of the Schedule to these Regulations applies in respect of the fees payable for type "Y" Licences.

(3) Table 3 of the Schedule to these Regulations applies in respect of the fees payable for type "Z" Licences.

(4) All fees payable under this regulation shall be paid in pounds sterling and in accordance with the principal Regulations.

(5) The explanatory notes at the commencement of each Table in the Schedule to these Regulations are for guidance only and shall not have legislative effect.

8. The fees for transshipment or transshipment and export licences for the period 1st July 1992 to 31st December 1992 shall be £150 per transshipment operation. *Transshipment Licence fees.*

THE SCHEDULE

Provisions as to fishing licences in respect of the fishing season

TABLE 1

Squid - Type "X" licences

(Explanatory Notes:

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to trawlers licensed to take squid.
3. The season for this type of licence commences on 1st August 1992 and ends on 31st October 1992.
4. Fees calculated by the Formula set out in this table are for the full season only and are not payable per month.)

Effective text (of legislative effect)

A. In the following Formula "GT" means "Gross Tonnage" as shown in Tonnage Certificates issued in accordance with the International Tonnage Measurement rules.

B. A licence is not transferable.

FORMULA

Fee payable is result of

£ (24.59 X GT + 11056)

TABLE 2

Finfish Only, All Areas - Type "Y" licences

(Explanatory Notes:

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to trawlers licensed to take all finfish species but not squid.

3. The season for this type of licence commences on 1st July 1992 and ends on 31st December 1992, and will be subject to a closed area and mesh restrictions.)

Effective text (of legislative effect)

A. In the following Formula "GT" means "Gross Tonnage" as shown in Tonnage Certificates issued in accordance with the International Tonnage Measurement rules.

B. A licence is not transferable.

FORMULA

Fee payable per licensed month is result of

£ (4.07 X GT + 3899)

TABLE 3

Finfish Only, Species restricted - Type "Z" licences

(Explanatory Notes:

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to trawlers licensed to take all finfish species except Hake (*Merluccius* spp.)
3. The season for this type of licence commences on 1st July 1992 and ends on 31st December 1992, and will be subject to a closed area and mesh restrictions.)

Effective text (of legislative effect)

A. In the following Formula "GT" means "Gross Tonnage" as shown in Tonnage Certificates issued in accordance with the International Tonnage Measurement rules.

B. A licence is not transferable.

FORMULA

Fee payable per licensed month is result of

£ (7.38 X GT - 2151)

Made this 23rd day of March 1992

W.H. FULLERTON,
Governor.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

5th MAY 1992

No. 7

The following are published in this Supplement —

The Mental Health Ordinance 1987 (Commencement) Order 1992 (S.R. & O. No. 8 of 1992);

The King Edward VII Memorial Hospital Stanley (Approved Place: Designation) Order 1992 (S.R. & O. No. 9 of 1992).

SUBSIDIARY LEGISLATION

MENTAL HEALTH

Mental Health Ordinance 1987 (Commencement) Order 1992

(S.R. & O. No. 8 of 1992)

Made: 1st May 1992

Published: 5th May 1992

Coming into force on : 1st June 1992

IN EXERCISE of my powers under section 1 of the Mental Health Ordinance 1987(a) I make the following Order -

1. This Order may be cited as the Mental Health Ordinance 1987 (Commencement) Order 1992 and shall come into force on 1st June 1992 on which date all provisions of the Mental Health Ordinance 1987 shall also come into force. *Citation and commencement.*

Made this 1st day of May 1992.

W.H. FULLERTON,
Governor.

(a) No. 17 of 1987.

EXPLANATORY NOTE
(Not forming part of the Order)

This Order brings the Mental Health Ordinance 1987 into force on 1st June 1992. As a consequence, the Mental Treatment Ordinance (Cap. 46) is then repealed by s.39 of the 1987 Ordinance.

SUBSIDIARY LEGISLATION

MENTAL HEALTH

King Edward VII Memorial Hospital Stanley (Approved Place:
Designation) Order 1992

(S.R. & O. No. 9 of 1992)

Made: 1st May 1992

Published: 5th May 1992

Coming into force on : 1st June 1992

IN EXERCISE of my powers under section 23 of the Mental Health Ordinance 1987(a) I make the following Order -

1. This Order may be cited as the King Edward VII Memorial Hospital Stanley (Approved Place : Designation) Order 1992 and shall come into operation on 1st June 1992. *Citation and commencement.*
2. The King Edward VII Memorial Hospital Stanley is designated as an approved place for the reception, care and treatment of mentally disordered persons (and, for the sake of avoidance of doubt, it is declared that the restriction mentioned in section 23 of the Ordinance does not apply to it). *Designation.*

Made this 1st day of May 1992.

W.H. FULLERTON,
Governor.

(a) No. 17 of 1987.

EXPLANATORY NOTE
(Not part of the above Order)

Under the Mental Health Ordinance 1987 a mentally disordered person can only be involuntarily committed by a magistrate or justices of the peace to an institution or place for treatment if the place to which he is committed has been designated under section 23 of the Ordinance. This Order so designates the King Edward VII Memorial Hospital Stanley.



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THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

29th MAY 1992

No. 8

The following are published in this Supplement —

The Criminal Law (Amendment) Bill 1992;

The Application of Enactments (Amendment) Bill 1992;

The Merchant Shipping (Adoption of Legislation) Bill 1992;

The Marine Mammals Bill 1992;

The Application of Enactments (Legislation relating to Children) Bill 1992.

The Criminal Law (Amendment) Bill 1992
(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Amendment of Crimes Ordinance 1989.
3. Amendment of other Ordinances.
4. Repeals.

SCHEDULE 1 - Amendment of Crimes Ordinance 1989

SCHEDULE 2 - Amendment of other Ordinances

SCHEDULE 3 - Repeals

**A Bill
for
An Ordinance
to amend the Criminal Law of the Falkland Islands**

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

- | | |
|---|--|
| 1. This Ordinance may be cited as the Criminal Law (Amendment) Ordinance 1992. | <i>Short title.</i> |
| 2. The Crimes Ordinance 1989 is amended in the manner specified in Schedule 1 to this Ordinance. | <i>Amendment of Crimes Ordinance 1989.</i> |
| 3. The other Ordinances mentioned in Schedule 2 to this Ordinance are amended in the manner specified in that Schedule. | <i>Amendment of other Ordinances.</i> |
| 4. The Ordinances mentioned in Schedule 2 to this Ordinance are repealed to the extent specified in that Schedule. | <i>Repeals.</i> |

4

SCHEDULE 1

AMENDMENT OF CRIMES ORDINANCE 1989

1. For section 6(1) of the Ordinance substitute the following subsection :

"(1) The English Acts mentioned in Part 1 of Schedule 1 to this Ordinance apply in the Falkland Islands to the extent mentioned in and subject to such modifications and exceptions as are set out in that Part and further subject to the general modifications set out in Part 2 of that Schedule."

2. The Ordinance is amended by the insertion therein of the following sections immediately after the cross-heading "*Offences against the person*" -

19A.(1) Subject to this section and to section 27A of the Criminal Justice Ordinance 1989 (sentencing of persons convicted of grave crimes who were under the age of eighteen years at the time of the offence in question), a person convicted of murder shall be sentenced to imprisonment for life.

Sentencing for murder.

(2) In addition to the circumstances provided for by the said section 27A, a person convicted of murder shall not be sentenced to imprisonment for life if the trial judge, for reasons which he shall state in open court at the time of sentencing, considers that in all the circumstances of the case or of the offender, a different sentence would be more appropriate, when he shall sentence the person under subsection (3) or subsection (4) of this section.

(3) Where the trial judge considers that in all the circumstances of the offence and of any other offences taken into consideration at the time of sentencing require that the person convicted of murder shall be deprived of his liberty for a period of greater than ten years before becoming eligible for release on licence, the trial judge may sentence that person to imprisonment for such term as appears to the trial judge necessary to secure that the offender's eligibility for releases on licence will not arise for such period as the trial judge, at the time of sentencing, considers appropriate.

(4) Where the trial judge considers that the circumstances of the offence or of the person convicted of murder would justify a more lenient sentence than imprisonment for life, the trial judge may sentence the offender to a term of imprisonment not exceeding ten years or in any other manner in which a person liable to be sentenced to imprisonment may generally be sentenced.

(5) Where the trial judge under subsection (1) sentences a person convicted of murder to imprisonment for life he shall at the time of such sentencing state in open court the period which he considers should elapse before that person is released on licence.

19B.(1) Where a person kills another in the course or furtherance of some other offence, the killing shall not amount to murder unless done with the same malice aforethought (express or implied) as is required for a killing to amount to murder when not done in the course or furtherance of another offence.

Abolition of "constructive malice".

(2) For the purpose of the foregoing subsection, a killing done in the course or for the purpose of resisting an officer of justice, or of effecting or assisting an escape or rescue from legal custody, shall be treated as a killing in the course of furtherance of an offence.

19C.(1) Where a person kills or is a party to the killing of another, he shall not be convicted of murder if he was suffering from such abnormality of mind (whether arising from a condition of arrested or retarded development of mind or any inherent causes or induced by disease or injury) as substantially impaired his mental responsibility for his acts and omissions in doing or being a party to the killing. *Persons suffering from diminished responsibility.*

(2) On a charge of murder, it shall be for the defence to prove that the person charged is by virtue of this section not liable to be convicted of murder.

(3) A person who but for this section would be liable, whether as principal or accessory, to be convicted of murder shall be liable instead to be convicted of manslaughter.

(4) The fact that one party to a killing is by virtue of this section not liable to be convicted of murder shall not affect the question whether the killing amounted to murder in the case of any other party to it.

19D.(1) A person who, but for this section, would be liable to be convicted of murder shall be liable instead to be convicted of manslaughter if - *Provocation.*

(a) he acts when provoked (whether by things done or by things said or by both and whether by the deceased person or by another) to lose his self-control; and

(b) the provocation is, in all the circumstances (including any of his personal characteristics that affect its gravity), reasonable cause for the loss of self-control,

but where a person is at the time of committing any act under the influence of alcohol or of any drug which other than in the proper course of medical treatment he administered to himself or permitted any person to administer to him the question as to whether he was provoked to commit that act shall be determined as if he were not under such influence at that time.

(2) For the purposes of subsection (1), medical treatment is not taken properly if -

(a) (i) it is not taken on medical advice; or

(ii) it is taken on medical advice but the taker fails to comply with any condition forming part of the advice; and

(b) the taker is aware that the taking, or the failure, as the case may be, may result in his doing an act capable of constituting an offence of the kind in question.

19E.(1) This section shall apply in the case of a person who is not mentally disordered within the meaning of Section 2 of the Mental Health Ordinance 1987. *Automatism.*

(2) A person shall not be found guilty of an offence if -

(a) he acts in a state of automatism and his act -

(i) is a reflex, spasm or convulsion; or

(ii) occurs while he is in a condition (whether of sleep, unconsciousness, impaired consciousness or otherwise) depriving him of effective control of the act; and

(b) the act or condition is the result neither of anything done or omitted with the mens rea required for the offence nor of voluntary intoxication.

(2) A person shall not be found guilty of an offence by virtue of an omission to act if -

- (a) he is physically incapable of acting in the way required; and
- (b) his being so incapable is the result neither of anything done or omitted with the mens rea required for the offence nor of voluntary intoxication.

3. For section 40 of the Ordinance substitute the following section -

40.(1) A person commits an offence who -

- (a) at a lawful public meeting acts in a disorderly manner for the purpose of preventing the transaction of the business for which the meeting was called;
- (b) with the intention of disrupting any act of religious worship or causing distress or annoyance to any person attending thereat for the purpose of worship -
 - (i) uses abusive or insulting words or behaviour;
 - (ii) displays any writing, sign or other visible representation, or
 - (iii) does any other thing intended to disrupt any act of religious worship,

Endeavour to break up lawful public meetings, disruption of religious worship etc.

within the hearing or sight of any person attending at that act of religious worship and so as to be likely to cause him annoyance and upon conviction of that offence he is liable to imprisonment for a term not exceeding six months or to a fine not exceeding the maximum of level 6 on the standard scale, or both.

(2) For the purposes of subsection (1), it is immaterial -

- (a) whether or not any thing done was likely to occasion a breach of the peace;
- (b) whether the public meeting or act of worship was being held in a building or in the open air.

(3) A police officer may arrest a person without warrant if -

- (a) he engages in conduct constituting an offence under this section;
- (b) the police officer warns him to desist from such conduct; and
- (c) the person engages in further conduct constituting an offence under this section (but not necessarily conduct of the same nature) immediately or shortly after the warning.

(4) A person convicted of an offence under this section is liable to a fine of an amount not exceeding the maximum of level 5 on the standard scale.

4. The Ordinance is amended by the insertion of the following sections at the beginning of Part III -

40A. The common law offence of blasphemy and the common law offence of sedition are abolished.

Abolition of blasphemy and sedition.

40B. It shall be conclusively presumed that no child under the age of ten years can be guilty of an offence.

Age of criminal responsibility.

40C. The common law defence of marital coercion is abolished and its modification by section 47 of the Criminal Justice Act 1925 is repealed in its application to the Falkland Islands. *Abolition of defence of marital coercion.*

5. For Schedule 1, Part 1 of the Ordinance, substitute the following -

SCHEDULE 1

ENGLISH ACTS APPLIED TO THE FALKLAND ISLANDS

PART 1 : GENERAL OFFENCES

General

TREASON ACT 1351
(25 Edw. III, Stat. 5, c.2)

Extent of application
The whole Act.

TREASON ACT 1495
(11 Hen. VII, c.1)

Extent of Application
The whole Act.

SALES OF OFFICES ACT 1551
(5 & 6 Edw. VI, c.16)

Extent of application
Sections 1, 2 and 4.

Modifications

The Act shall be taken to relate to any office under the Crown in the Falkland Islands.

TREASON ACT 1695
(7 & 8 Will. III, c.3)

Extent of application
Sections 5 and 6.

Modifications

In section 5 for the words "within the Kingdome of England dominion of Wales or towne of Berwick upon Tweed" substitute the words "the Falkland Islands", and for the words "unless the same indictment bee found by a grand jury" substitute the words "unless proceedings be commenced".

PIRACY ACT 1698
(11 Will. III, c.7)

Extent of application
Sections 7, 8, 11 and 12.

PIRACY ACT 1721
(8 Geo. I, c.24)

Extent of application
Sections 1, 2 and 6.

DISORDERLY HOUSES ACT 1751
(25 Geo. II, c.36)

Extent of application
Section 8.

TREASON ACT 1790
(30 Geo. III, c.48)

Extent of application
Section 1.

SERVANTS' CHARACTERS ACT 1792
(32 Geo. III, c.56)

Extent of application
Sections 1 to 3 (inclusive), 5, 6 and 8.

TREASON ACT 1795
(36 Geo. III, c.7)

Extent of application
Sections 1 and 5.

INCITEMENT TO MUTINY ACT 1797
(37 Geo. III, c.70)

Extent of application
Sections 1 and 3.

SALES OF OFFICES ACT 1809
(49 Geo. III, c.126)

Extent of application
Preamble, sections 4, 5, 6, 9, 10 and 11.

TREASON ACT 1814
(54 Geo. III, c.146)

Extent of application
Section 1.

UNLAWFUL DRILLING ACT 1819
(60 Geo. III & 1 Geo. IV, c.1)

Extent of application
Sections 1, 2 and 7.

PIRACY ACT 1837
(7 Will. IV & 1 Vict., c.88)

Extent of application

Section 2.

Modifications

For the words "shall suffer death" substitute the words "shall be liable to imprisonment for life".

TREASON ACT 1842

(5 & 6 Vict., c.51)

Extent of application

Section 2.

Modifications

For the words "to be transported beyond the seas for the term of seven years, or to be imprisoned" substitute the words "to imprisonment for a term not exceeding seven years".

TREASON FELONY ACT 1848

(11 & 12 Vict., c.12)

Extent of application

Sections 3 and 7.

Modifications

In section 3, for the words "United Kingdom" where they first, thirdly and fourthly appear, substitute "Falkland Islands" (but not where they secondly appear) and for the words "to be transported beyond the seas for the term of his or her natural life" substitute the words "to imprisonment for life".

PIRACY ACT 1850

(13 & 14 Vict., c.26)

Extent of application

Sections 5 and 6.

MALICIOUS DAMAGE ACT 1861

(24 & 25 Vict., c.97)

Extent of application

Sections 35, 36, 47, 48 and 58.

Modifications

1. In sections 35 and 47 for the words "to be kept in penal servitude for life ... or to be imprisoned" substitute the words "to life imprisonment or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".
2. In section 36, for the words "to be imprisoned for any term not exceeding two years, with or without hard labour" substitute the words "to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 4 on the standard scale or to both such imprisonment and fine".
3. In section 48 for the words "to be kept in penal servitude for any term not exceeding seven years ... or to be imprisoned" substitute the words "to imprisonment for a term not exceeding five years or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment or fine".

FORGERY ACT 1861
(24 & 25 Vict., c.98)

Extent of application
Sections 34, 36 and 37.

Modifications

The sections adopted are modified so that offences against them are all punishable by imprisonment for a term not exceeding seven years or by a fine not exceeding the maximum of level 5 on the standard scale or by both such imprisonment and fine.

OFFENCES AGAINST THE PERSON ACT 1861
(24 & 25 Vict., c.100)

Extent of application
Sections 4, 5, 9, 10, 16, 17, 18, 20 to 38 (inclusive), 44, 45, 47, 57 to 60 (inclusive) and 64.

Modifications

1. For any reference in any section adopted to any person on conviction of any offence being liable to be kept in penal servitude for life substitute a reference to his being liable to life imprisonment.
2. For any reference to any person on conviction of any offence being liable to penal servitude or to be kept in penal servitude for a specified period of years substitute a reference to his being liable on conviction of that offence to imprisonment for a term not exceeding the same period.
3. For any reference to a person being liable on conviction of any offence to penal servitude (with no term therein specified) substitute a reference to his being liable on conviction of that offence to imprisonment for a term not exceeding three years.
4. In sections 28, 29, 30 and 32 omit the words "or to be imprisoned".
5. In sections 34, 35, 36, 38, 47 and 60 omit the words "with or without hard labour".
6. Section 35 is limited in its application in accordance with the provisions of section 17A(1) of the Road Traffic Ordinance.
7. In section 44 for the words "the justices" substitute the words "the court", for the word "they" substitute the word "it" and for the words "shall forthwith make out a certificate" substitute the words "shall cause a certificate to be delivered".

CONSPIRACY, AND PROTECTION OF PROPERTY ACT 1875
(38 & 39 Vict., c.86)

Extent of application
Sections 1, 5, 7, 8, 13, 15, 16 and 17.

Modifications

1. In section 5 omit the words "with or without hard labour".
2. For section 13 substitute the following section :

"13. The expression 'court of summary jurisdiction' means the Magistrate's Court and the Summary Court."

EXPLOSIVE SUBSTANCES ACT 1883

(46 & 47 Vict., c.3)

Extent of application

The whole Act except sections 4(2), 7(2), 7(3) and 7(4), and 9(2).

PUBLIC BODIES CORRUPT PRACTICES ACT 1889

(52 & 53 Vict., c.69)

Extent of application

Sections 1, 2, 3(2), 4, 7 and 10.

Modifications

1. For paragraph (a) of section 2 substitute the following paragraph :

"(a) be liable to imprisonment for a term not exceeding seven years or to a fine not exceeding the maximum of level 10 on the standard scale or to both such imprisonment and fine";

and in paragraph (d) for the word "Parliament" substitute the words "the Legislative Council".

2. In section 7, for the words "but does not include any public body as above defined existing elsewhere than in the United Kingdom" substitute the words "and extends to the Government, and any tender board, appointments board, disciplinary board or committee or any other board or committee appointed by or on behalf of the Governor or the Government to exercise any function in the discharge of the business of the Government of the Falkland Islands".

PREVENTION OF CORRUPTION ACT 1906

(6 Edw., VII, c.34)

Extent of application

Sections 1, 2(1), 2(3) and 2(6), and 4(1).

Modifications

1. In section 1(1) omit the words "indictment" and "with or without hard labour".
2. In section 1(1) after the word "fine", where it first appears insert the words "not exceeding the maximum of level 6 on the standard scale" and omit all words after the word "fine" where it next appears in the subsection.
3. In section 2(1) substitute for all words appearing after the word "instituted" the words "without the consent of the Attorney General".
4. In section 2(6) for the words "Crown Court" substitute the words "Supreme Court".

PERJURY ACT 1911

(1 & 2 Geo. C, c.6)

Extent of application

Sections 1, 1A, 2 to 7 (inclusive), 13 to 16 (inclusive), and 19.

Modifications

1. The Act in so far as it is adopted shall have effect as if it contained the following provision:

"20. If any person in a written statement tendered in evidence in criminal proceedings by virtue of any provision of any enactment enabling it to be so tendered wilfully makes a statement material in those proceedings which he knows to be false or does not believe to be true, he commits an offence and is liable on conviction to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".
2. The above inserted provision may be cited as section 20 of the Perjury Act 1911 in its application to the Falkland Islands.
3. In sections 1A, 2, 3, 4, 5 and 6 omit the words "on indictment".
4. In sections 2(2), 3(1) and 4(1) for the words "penal servitude" substitute the word "imprisonment" and for all words after "seven years" substitute the words "or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine".
5. In section 5 after the words "Act or Parliament" insert the words "or Ordinance".
6. In section 7(2) for the words immediately following "thereof" substitute the words "shall be liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".

PREVENTION OF CORRUPTION ACT 1916

(6 & 7 Geo. V, c.64)

Extent of application

Sections 2 and 4.

FIREARMS ACT 1920

(10 & 11 Geo. V, c.43)

Extent of application

Sections 16 and 19(1).

CRIMINAL JUSTICE ACT 1925

(15 & 16 Geo. V., c.86)

Extent of application

Sections 36, 37 and 41.

Modifications

1. In section 36(1) after the words "or a fine" insert the words "not exceeding the maximum of level 6 on the standard scale".
2. In section 37(2) after the words "Consolidated Fund of the United Kingdom" insert the words "or of the Falkland Islands" and after the word "Act" insert the words "or Ordinance".

JUDICIAL PROCEEDINGS (REGULATION OF REPORTS) ACT 1926

(16 & 17 Geo. V, c.61)

Extent of application

The whole Act, except sections 1(5) and 2(2).

INFANT LIFE (PRESERVATION) ACT 1929

(19 & 20 Geo. V, c.34)

Extent of application

Sections 1, 2(2) and 2(3), and 3(1).

Modifications

1. In section 1(1) omit the words "on indictment" and for the words "penal servitude" substitute the word "imprisonment".
2. In section 2(2) for the words "upon an indictment" substitute the word "of" and in section 2(3) omit the words "upon an indictment".

INCITEMENT TO DISAFFECTION ACT 1934

(24 & 25 Geo. V, c.56)

Extent of application

The whole Act, except section 4(2) and 4(3).

PUBLIC ORDER ACT 1936

(1 Edw. VIII & 1 Geo. VI, c.6)

Extent of application

Sections 1, 2, 7, 9 and 10(1).

Modifications

In section 1(2) omit the words "except such as are authorised by section 6 of the Prosecution of Offences Act 1979".

INFANTICIDE ACT 1938

(1 & 2 Geo. VI, c.36)

Extent of application

The whole Act except sections 1(4), 2(2) and 2(3).

FRAUDULENT MEDIUMS ACT 1951

(14 & 15 Geo. VI, c.33)

Extent of application

Sections 1, 2, and 3(1).

PREVENTION OF CRIME ACT 1953

(1 & 2 Eliz. II, c.14)

Extent of application

The whole Act except sections 1(3), 2(2) and 2(3).

SEXUAL OFFENCES ACT 1956

(4 & 5 Eliz. II, c.69)

Extent of application

Sections 1 to 7 (inclusive), 9 to 12(1) (inclusive), 13 to 15(3) (inclusive), 16(1), 17, 19 to 39 (inclusive), except section 37(2) and 37(4) insofar as it relates to section 37(2) and except section 37(7)(a) and (b), 41 to 47 (inclusive), 52, 53, 55, First Schedule (except paragraph 5) and Second Schedule (except column 2).

Modifications

Nothing in section 37 shall exclude the operation of any enactment of the Falkland Islands (whether made before or after the passing of this Ordinance) which is inconsistent with section 37 and section 37 shall take effect subject to such enactment.

RESTRICTION OF OFFENSIVE WEAPONS ACT 1959

(7 & 8 Eliz. II, c.57)

Extent of application

The whole Act except sections 2(2) and 2(3).

STREET OFFENCES ACT 1959

(7 & 8 Eliz. II, c.57)

Extent of application

Sections 1(1) to (4) (inclusive), 2, 4 and 5(1).

Modifications

1. In section 1(2) omit the words "as defined in section 75 of the Criminal Justice Act 1982".
2. In section 2(1) for the words "a magistrate's court" substitute the words "the Magistrate's Court or the Summary Court".
3. In section 2(2) omit all words after "chief officer of police".

OBSCENE PUBLICATIONS ACT 1959

(7 & 8 Eliz., II, c.66)

Extent of application

Sections 1, 2(1), 2(3) to 2(6) (inclusive), 3, 4 and 5(1).

Modifications

1. In section 2(1) for paragraphs (a) and (b) substitute the words "on conviction to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".
2. In section 3(5) for the words "Crown Court" substitute "Supreme Court".

SUICIDE ACT 1961

(9 & 10 Eliz. II, c.60)

Extent of application

Sections 1, 2 and 3(1).

OBSCENE PUBLICATIONS ACT 1964

(1964, c.74)

Extent of application

The whole Act except section 3(2) and 3(3).

SEXUAL OFFENCES ACT 1967

(1967, c.60)

Extent of publication

The whole Act except sections 3(4), 4(2), 5(2), 7(2)(b), 9 and 11(5).

Modifications

In section 1(4) for the reference to section 128 of the Mental Health Act 1983 substitute a reference to section 32 of the Mental Health Ordinance 1987.

THEFT ACT 1968

(1968, c.60)

Extent of application

The whole Act except sections 12(3), 14, 16(2)(a), 26(2) and 26(4), 29, 30(3) and 30(5), and 36(2) and 36(3).

Modifications

Section 33 has the effect as if the following appeared as subsection (5) of that section :

"(5)(a) the foregoing provisions of this section shall have effect as if all the enactments referred to therein applied to and formed part of the law of the Falkland Islands to the extent referred to therein and to that extent each of the said enactments is adopted as law of the Falkland Islands;

(b) it is an offence against the law of the Falkland Islands to do any act or make any omission within the Falkland Islands which, if done or made in England, would be an offence under any of the enactments referred to in paragraph (a)".

UNSOLICITED GOODS AND SERVICES ACT 1971

(1971, c.30)

Extent of application

Sections 2, 4, 5 6(1) and 7(1).

CRIMINAL DAMAGE ACT 1971

(1971, c.48)

Extent of application

The whole Act except sections 7(1), 8, 11(2) to 11(7) (inclusive), 11(9) to 11(11) (inclusive), 12(1) and 12(3) to 12(6) (inclusive).

Modifications

1. Omit the words "on indictment" wherever they occur.
2. In section 6(3) for the words "The Police Property Act 1897" substitute the words "Sections 34 to 37 of the Police Ordinance", and for "Act" appearing as the last word of that subsection substitute the word "Ordinance".

CRIMINAL JUSTICE ACT 1972
(1972, c.71)

Extent of application
Section 6.

Modifications

1. For section 6(5) substitute the following subsection :

"(5) Any order under the said section 28 made by the Summary Court or the Magistrate's Court shall be suspended :

(a) in any case until the expiration of the period prescribed by law for giving notice of appeal;

(b) where notice of appeal is given within the period so prescribed, until the determination of the appeal;

but this subsection shall not apply where the order is made under section 28(1)(a) or (b) of the Theft Act 1968 in its application to the Falkland Islands and the court so directs, being of the opinion that the title to the goods to be restored, or, as the case may be, delivered or transferred under the order is not in dispute".

2. In section 7(2), substitute the words "the Magistrate's Court or the Summary Court" for the words "magistrate's courts" where they secondly appear in that subsection..

SEXUAL OFFENCES (AMENDMENT) ACT 1976
(1976, c.82)

Extent of application
Sections 1 and 7(1).

CRIMINAL LAW ACT 1977
(1977, c.45)

Extent of application

Part I (except sections 1(3), 5(1) and 5(11); Part II (except section 11 and 13(2)); in Part IV, sections 51 and 54; and in Part VI, section 65(1) and (3).

Modifications

1. For section 7 substitute the following section :

"7.(1) Any person who is on any premises as a trespasser after having entered as such commits an offence if he fails to leave those premises on being required to do so -

(a) by a police officer in uniform; or

(b) by or on behalf of and with the authority of any person who is in law entitled to immediate occupation and use of those premises.

(2) A person who is lawfully upon premises cannot commit an offence under this section.

(3) A person who commits an offence under subsection (1) above is liable on conviction to imprisonment for a term not exceeding six months or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine."

2. For section 10(1) substitute the following subsection :

"(1) Subject to the following provisions of this section, a person commits an offence who resists or intentionally obstructs any person who with the authority of any court in the Falkland Islands is engaged in executing any process issued by that court for the purpose of enforcing any judgment for the recovery of any premises or for the delivery of possession of any premises."

THEFT ACT 1978
(1978, c.31)

Extent of application

The whole Act except sections 4, 5(3), 5(4) and 5(5), 6, and 7(2) and 7(3).

Modifications

- For section 4 substitute the following section :

"4.(1) A person convicted of an offence under section 1 or section 2 of this Act shall be liable to imprisonment for a term not exceeding five years or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine.

(2) A person convicted of an offence under section 3 of this Act shall be liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine."

INDECENT DISPLAYS (CONTROL) ACT 1981
(1981, c.42)

Extent of application

The whole Act except sections 2(1) and 4(2), 5(3), 5(4) and 5(5).

Modifications

1. In section 1(4)(a), after the words "Independent Broadcasting Authority" insert the words "or the Falkland Islands Broadcasting Service or the Services Sound and Vision Corporation".
2. Omit section 1(4)(d) and (e).
3. For section 4(1) substitute the following provision :

"(1) A person convicted of an offence under this Act is liable to imprisonment for a term not exceeding two years, or to a fine not exceeding the maximum of level 6 on the standard scale, or to both such imprisonment and fine."

FORGERY AND COUNTERFEITING ACT 1981
(1981, c.45)

Extent of application

The whole Act except sections 11, 12, 21, 23, 24(6), 26 and 31 to 33 (inclusive).

Modifications

1. Any reference in the Act to -
 - (a) 'Post Office' is construed as a reference to the Falkland Islands Post Office;

(b) 'Inland Revenue Stamp' is construed as a reference to any stamp by use of which payment of any tax or duty may be made or payment thereof or exemption therefrom may be denoted;

(c) 'the Treasury', except in section 27, is construed as a reference to the Financial Secretary;

(d) 'United Kingdom postage stamps' is construed as a reference to Falkland Islands' postage stamps.

2. For paragraph (l) of section 5(5) substitute the following paragraph :

"(l) certified copies relating to an entry in a register of births, adoptions, marriages or deaths and issued by the Registrar General, a registration officer or a person lawfully authorised to register births, adoptions, marriages or deaths (as the case may be);".

3. In section 6(1) -

(a) omit the word "summary";

(b) for paragraph (a) thereof substitute the following paragraph -

"(a) to a fine not exceeding the maximum of level 6 on the standard scale";

(c) in paragraph (b) thereof, for the words "six months" substitute the words "two years except in a case to which subsection (2) applies";

4. In section 18 -

(a) in subsection (1) thereof, immediately after the words "British currency note" wherever they appear, insert the words "or Falkland Islands' currency note"; and

(b) in subsection (2) thereof, immediately after the definition of "British currency note", insert the following definition :

"'Falkland Islands' currency note' means any note which has been issued under the authority of the Commissioners of Currency; and"

5. In section 19 -

(a) in subsection (1) thereof, immediately after the words "British coin" and "British coins" insert the words "or Falkland Islands' coin";

(b) in subsection (2) thereof, after the definition of "imitation British coins", insert the following definition :

"imitation Falkland Islands' coins means any thing which resembles a Falkland Islands' coin in shape, size and the substance of which it is made; and"

(c) add the following subsection as a new subsection (3) :

"(3) For the purposes of this section a British coin is not capable of being an imitation Falkland Islands' coin and a Falkland Islands' coin is not capable of being an imitation British coin".

6. In section 22 -

(a) for the subsection (1) substitute the following subsection :

"(1) A person convicted of an offence to which this subsection applies is liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine."

(b) for subsection (3) substitute the following subsection -

"(3) A person convicted of an offence to which this subsection applies is liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine."

(c) for subsection (5) substitute the following subsection :

"(5) A person convicted of an offence under section 18 or 19 above is liable to a fine not exceeding the maximum of level 4 on the standard scale."

7. In section 24 insert the words "Senior Magistrate or" before the words "justice of the peace" and "justice".

8. In section 27(1)(a)(i) insert the words "the Falkland Islands" after "Northern Ireland".

CRIMINAL ATTEMPTS ACT 1981
(1981, c.47)

Extent of application

The whole Act except sections 5(1), 7(1), 8, 9(4) and 11.

Modifications

1. For section 1(4) substitute the following subsection :

"(4) This section applies to any offence which, if it were completed, would on conviction of the offender render him liable to imprisonment for two years or more, other than -

(a) conspiracy (at common law or under section 1 of the Criminal Law Act 1977 in its application to the Falkland Islands or under any other enactment);

(b) aiding, abetting, counselling, procuring or suborning commission of an offence".

2. For section 4 substitute the following section :

"4.(1) A person guilty by virtue of section 1 of attempting to commit an offence shall -

(a) if the offence is murder or any other offence the sentence for which is fixed by law, be liable on conviction to imprisonment for life;

(b) in any other case, be liable on conviction to any penalty to which he would have been liable on conviction of the substantive offence.

(2) Where a person is charged with an offence under section 1 of an attempt under a special statutory provision of attempting to commit an offence and (in the alternative) with having committed the offence he is also charged with having attempted to commit, the two charges shall, unless the court for some special reason decides to the contrary, be tried together.

(3) Where, in proceedings against a person for an offence under section 1, there is sufficient evidence in law to support a finding that he did an act falling within subsection (1) of that section, the question whether or not he did so is a question of fact.

(4) Where, in proceedings against a person for an offence under a special statutory provision, there is evidence sufficient in law to support a finding that he did an act falling within section 3(3), the question as to whether or not his act fell within that subsection is a question of fact.

(5) Subsection (1) shall have effect subject to such of the provisions of the Sexual Offences Act 1956 in its application to the Falkland Islands as relate to attempts to commit offences under that Act".

3. For section 9(5) substitute the following subsection :

"(5) In this section -

"motor vehicle" means a mechanically propelled vehicle intended or adapted for use on roads;

"trailer" means a vehicle drawn by a motor vehicle except a side-car attached to a motor cycle".

PUBLIC ORDER ACT 1986
(1986, c.64)

Extent of application

The whole Act except Part II (sections 11-16 inclusive), sections 20, 24(2), 25(2)(b) and Part IV (sections 30-37 inclusive).

Modifications

1. In section 1(6) omit the words "or indictment".

2. For section 2(5) substitute the following subsection :

"(5) A person guilty of violent disorder is liable on conviction to imprisonment for a term not exceeding five years or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine".

3. For section 3(7) substitute the following subsection :

"(7) A person guilty of affray is liable on conviction to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".

4. In section 4(4) omit the words "or summary conviction".

5. In section 5(6) omit the words "on summary conviction".

6. In section 7 -

(a) omit the words enclosed by parentheses in subsection (3); and

(b) omit subsection (4).

7. In section 24 -

(a) for the words "If in England and Wales" in subsection (1) substitute the words "If the Senior Magistrate or";

(b) omit subsection (4)(b).

8. In section 26(1) insertion after the word "Parliament" the words "or in the Legislative Council".

9. For section 27(3) substitute the following subsection :

"(3) A person convicted of an offence under this Part is liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of of level 7 on the standard scale or to both such imprisonment and fine".

10. In section 29 -

(a) for the words in parentheses in the definition of "broadcast" substitute the following words :

"within the meaning of the Telecommunications Ordinance 1988"; and

(b) omit the definition of "cable programme service".

11. In section 39 -

(a) omit the word "summary" in subsection (2);

(b) for subsection (5) substitute the following subsection :

"(5) In this section -

"land" does not include buildings other than -

(a) buildings not being a dwelling used solely for agricultural operations and being occupied together with agricultural land or being or forming part of a market garden;

(b) buildings of which the occupier is the Crown (including Her Majesty in right of Her Government in the United Kingdom);

"occupier" means the person in law entitled to possession of the land;

"property" means the property within the meaning of section 10(1) of the Criminal Damage Act 1971 in its application to the Falkland Islands;

"senior police officer" means the most senior in rank of the police officers present at the scene (and where two or more police officers so present hold the same rank the most senior of those officers is the officer who has held rank longest or, if no distinction in rank can thus be made, the oldest of those officers is the most senior);

"trespasser", in relation to land, means a person who is a trespasser as against the occupier of the land;

"vehicle" includes a caravan (that is to say, any structure designed or adapted for human habitation which is capable of being moved from one place to another (whether by being towed, or by being transported as a motor vehicle or trailer) and any motor vehicle so designed or adapted but not including any tent):

and a person may be regarded for the purposes of this section as having the purpose of residing in a place notwithstanding that he has a home elsewhere."

MALICIOUS COMMUNICATIONS ACT 1988

(1988, c.27)

Extent of application

Sections 1 and 3(1).

CRIMINAL JUSTICE ACT 1988

(1988, c.33)

Extent of application

Sections 39, 46(2) and 46(3), 141, 142, 160, 173, Schedules 15 and 16.

Modifications

1. In section 141 -

(a) in subsection (2)(a) for the reference to the Firearms Act 1968 substitute a reference to the Firearms and Ammunition Ordinance 1987;

(b) in subsection (3) for the word "Parliament" substitute the words "the Legislative Council" and for the words "each House of Parliament" substitute the words "the Legislative Council";

(c) in subsections (5)(b) and (8)(b) for the words "section 50(2) or (3) of the Customs and Excise Management Act 1979 (improper importation)" substitute the words "sections 180 to 183 inclusive of the Customs Ordinance";

(d) in subsection (7) for the words "section 1(7) of the Continental Shelf Act 1964" substitute the words "section 2(1) of the Continental Shelf Ordinance 1991".

2. In section 142 -

(a) in subsection (1) omit the word and parentheses "(including in Scotland, the sheriff)";
and

(b) omit subsection (4).

COMPUTER MISUSE ACT 1990

(1990, c.18)

Extent of application

The whole Act except sections 4(5), 4(6)(b) and (c), 6(4), 8(9), 8(10), 10(b), 11(6), 11(7), 12(2), 12(4), 13, 14(6), 15, 16, 18(2) and 18(3).

Modifications

1. In section 11 for the words "A magistrates' court" substitute the words "The Magistrate's Court" and in paragraph (a) for the words "its commission area" substitute the words "the jurisdiction".
2. In section 12(1) omit the words "on indictment" and for the words "the jury find him not guilty of the offence charges, they" substitute the words "he is found not guilty of the offence charged, the court".
3. In section 14 for the words "a circuit judge" substitute the words "the Senior Magistrate".

BROADCASTING ACT 1990 (1990, c.42)

Extent of application
Sections 162, 164, 195, 201, 202 and 204(1).

Animals

NIGHT POACHING ACT 1828 (9 Geo., 4, c.69)

Extent of application
Sections 1, 2, 9 and 12.

Modifications

1. In section 1, substitute the words "wild animal, bird or fish" for the words "game or rabbits" and for the word "game".
2. In section 2 -
 - (a) omit the words "for the lord of the manor or the reputed manor wherein such land may be situate;
 - (b) substitute the words "police officer" for the words "peace officer";
 - (c) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace".
3. In section 9 -
 - (a) substitute the words "wild animal, bird or fish" for the words "game or rabbits";
 - (b) substitute the word "offence" for the word "misdemeanour";
 - (c) omit the word "summary".

GAME ACT 1831 (1 & 2 Will. 4, c.32)

Extent of application
Sections 2, 3, 7 to 12 (inclusive), 24, 30 to 34 (inclusive), 36, 41 and 46.

Modifications

1. In section 2 omit all words appearing after the words "black game".
2. In section 3 -
 - (a) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace" wherever they appear in the section, and omit the words "as to the said justices shall seem meet" wherever they first appear in the section;
 - (b) omit all words relating to any offence of taking partridge, pheasant, black game and grouse or red game during particular seasons of the year.
3. In section 10, omit all words appearing after "wastes or commons" where they secondly appear in the section.
4. In section 11, omit the words "who shall have obtained an annual game certificate".
5. In section 12 -
 - (a) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace";
 - (b) substitute the words "a sum of money" for the words "such sum of money" in both places where those words appear in the section;
 - (c) substitute the words "as to the court shall seem fit" for the words "as to the convicting justices shall seem meet".
6. In section 24 -
 - (a) substitute the words "eggs of any bird whatsoever" for the words "eggs of any bird of game";
 - (b) omit the words "of any swan, wild duck, teal or widgeon";
 - (c) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace";
 - (d) substitute the words "as to the court shall seem fit" for the words "as to the convicting justices shall seem meet".
7. In section 30 -
 - (a) substitute "any wild animal, bird or fish" for the words "game, or woodcocks, snipes or conies" in both places they appear in the section;
 - (b) substitute the words "the Magistrate's Court or the Summary Court" for the words "a justice of the peace";
 - (c) substitute the words "as to the court shall seem fit" for the words "as to the said justice shall seem meet";
 - (d) omit all words from and including the words "and that the lord or steward of the land" to the end of the section.

8. In section 31 -

- (a) substitute the words "any wild animal, bird or fish" for the words "game, or woodcocks, snipes or conies";
- (b) substitute the words "the Magistrate's Court or the Summary Court" for the words "justice of the peace" where they first and secondly appear;
- (c) substitute the words "as to the court shall seem fit" for the words "as to the convicting justice shall seem meet";
- (d) in the proviso, substitute the word "twenty-four hours" for the words "twelve hours";
- (e) in the proviso, substitute the words "a court in accordance with this section" for the words "some justice of the peace";
- (f) in the proviso omit the words "on account of the absence or distance of the residence of any such justice of the peace, or owing to any other reasonable cause".

9. In section 32 -

- (a) substitute the words "any wild animal, bird or fish" for the words "game, or woodcocks, snipes or conies";
- (b) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace";
- (c) substitute the words "as to the court shall seem fit" for the words "as to the convicting justices shall seem meet".

10. In section 36, substitute the words "any wild animal bird or fish" for the word "game" where it first, secondly, fourthly and fifthly appears; (but not where it thirdly and sixthly appears).

NIGHT POACHING ACT 1844
(7 & 8 Vict., c.29)

Extent of application
Section 1.

Modifications

Substitute the words "wild animal, bird or fish" for the words "game or rabbits" in both places in which they appear.

POACHING PREVENTION ACT 1862
(25 & 26 Vict., c.114)

Extent of application
Sections 2 and 3.

Modifications

1. In section 2 -

- (a) substitute the words "police officer" for the words "constable or peace officer in any county, borough or place in Great Britain or Ireland";

(b) substitute the words "wild animal, bird or fish" for the word "game" in all places in which it appears in the section;

(c) substitute the words "such police officer" for the words "such constable or peace officer";

(d) substitute the words "the Senior Magistrate or a justice of the peace" for the words "some justice of the peace";

(e) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace assembled in petty sessions, as provided in the eighteenth and nineteenth of Her present Majesty, chapter one hundred and twenty-six, section nine, as far as regards England and Ireland, and before a sherriff in Scotland;".

2. In section 3 -

(a) omit the words "in England";

(b) omit the words "in Scotland under the Game (Scotland) Act 1832 and in Ireland under the Petty Sessions, Ireland, Act 1851".

GROUND GAME ACT 1880
(43 & 44 Vict., c.47)

Extent of application
(The whole Act, except sections 1(3) and 4.

Modifications
In section 10, omit the words "on any day or seasons".

PROTECTION OF WILD ANIMALS ACT 1911
(1 & 2 Geo., 5, c.27)

Extent of application
The whole Act, except sections 1(7), 4, 5(1) and 6.

Modifications
1. Throughout the Act, substitute the words "police officer" for the words "police constable" and "constable" wherever they appear.

2. In section 14, substitute the words "Supreme Court" for the words "Crown Court".

PERFORMING ANIMALS (REGULATION) ACT 1925
(15 & 16 Geo., 5, c.38)

Extent of application
The whole Act except section 5(3) and 8(2).

Modifications
1. Throughout the Act, and except as provided in succeeding paragraphs, substitute the words "Department of Agriculture" for the words "local authority" and the words "police officer" for the word "constable".

2. In section 1(2) -

- (a) substitute the words "the Department of Agriculture" for the words "Every local authority";
 - (b) omit the words "to the local authority of the district in which he resides, or if he has no fixed place of residence in Great Britain, to the local authority of such one of the prescribed districts he may choose".
3. In section 2(2) substitute the words "Supreme Court" for the words "Crown Court".
 4. In section 2(4) -
 - (a) omit the words "by which the person against whom the order is made registered and to the Secretary of State";
 - (b) substitute for the second sentence the following sentence -

"The Department of Agriculture shall enter the particulars of the order on the register".
 5. In section 3(1) replace all words appearing before paragraph (a) with the words "Any public officer authorised by the Director of Agriculture and any police officer-".
 6. In section 5(1) -
 - (a) omit the definition of "local authority";
 - (b) substitute the word "Governor" for the words "Secretary of State".
 7. In section 5(2) substitute the word "Governor" for the words "Secretary of State".

CINEMATOGRAPH FILMS (ANIMALS) ACT 1937
(1 Edw., 8 & Geo., 6, c.59)

Extent of application
The whole Act except section 2(2).

Modifications

1. In section 1(1), substitute the words "Falkland Islands" for the words "Great Britain".
2. Insert in section 1 as subsection (3A) the following -

"(3A) Nothing in this section applies to a film of a steer-riding competition in the Falkland Islands".
3. In section 1(4) insert a new paragraph (c) -

"(c) the expression "film" includes any medium on which moving images are recorded so that they can be replayed".

PREVENTION OF DAMAGE BY RABBITS ACT 1939
(2 & 3 Geo., 6, c.43)

Extent of application
The whole Act except section 6(3).

DOCKING AND NICKING OF HORSES ACT 1949

(12, 13 & 14 Geo., 6, c.70)

Extent of application

The whole Act except section 2(2), 2(3)(a) and 2(5) and section 5(2) and (3).

Modifications

1. In section 1(2), substitute the words "the Government Veterinary Officer" for the words "a member of the Royal College of Veterinary Surgeons".
2. In section 2(1) -
 - (a) substitute the words "Falkland Islands" for the words "United Kingdom";
 - (b) omit the words "an officer of Customs and Excise";
 - (c) substitute the words "Director of Agriculture" for the words "Minister of Agriculture, Fisheries and Food".
3. In section 2(4), substitute the words "Director of Agriculture" for the words "Minister of Agriculture, Fisheries and Food".

PROTECTION OF ANIMALS (AMENDMENT) ACT 1954

(2 & 3 Eliz., 2, c.40)

Extent of application

The whole Act, except section 4(3) and 4(4).

Modifications

1. In section 1(1) omit the words "or the Protection of Animals (Scotland) Act 1912".
2. In section 41(a) -
 - (a) omit the words ", in relation to England and Wales,";
 - (b) omit the words ", in relation to Scotland, the same meaning as in the Protection of Animals (Scotland) Act 1912".

PROTECTION OF ANIMALS (ANAESTHETICS) ACT 1954

(2 & 3 Eliz., 2, c.46)

Extent of application

The whole Act, except sections 1(3), 1(5), section 2(3) to 2(6) (inclusive) and paragraphs 6 and 6A of the First Schedule and Part II of the Second Schedule.

Modifications

In section 1(5)(a) omit the words "in relation to England and Wales".

PESTS ACT 1954

(2 & 3 Eliz 2., c.68)

Extent of application

Part II (except section 8(4), section 8(6) to 8(9) (inclusive), section 9(3) to 9(5) (inclusive)) and sections 13 and 15(1) in Part III.

Modifications

1. In section 8(3) insert the words "in England" after the word "used".
2. In section 12, omit the proviso.

GAME LAW (AMENDMENT) ACT 1960
(8 & 9 Eliz., 2, c.36)

Extent of application

The whole Act, except section 1(3), 4(5), 6(3) and 6(4).

Modifications

1. Throughout the Act substitute the words "police officer" for the words "police constable" and the words "wild animal, bird or fish" for the word "game".
2. In section 2(2), omit the words "or of the Duchy of Lancaster" and the words "and land belonging to the Duchy of Cornwall".
3. In section 6(3) omit paragraph (c).

ABANDONMENT OF ANIMALS ACT 1960
(8 & 9 Eliz., 2, c.43)

Extent of application

The whole Act, except section 2(b), section 3(2) and section 3(3).

Modifications

In section 2(a), omit "in relation to England and Wales".

ANIMALS (CRUEL POISONS) ACT 1962
(10 & 11 Eliz., 2, c.26)

Extent of application

The whole Act except section 4(3) and section 4(4).

Modifications

1. In section 1(a), omit the words ", or the proviso to section seven of the Protection of Animals (Scotland) Act 1912,".
2. Substitute the following section for section 2 -

"2(1) Where the use of a poison for destroying animals or animals of any description is prohibited or restricted in England by statutory instrument made under section 2(1) of this Act as it has effect in England, the use of that poison for destroying animals or animals of the description specified in that statutory instrument is prohibited or restricted, as the case may be, to the same extent in the Falkland Islands;

(2) Where the use or the use in the particular circumstances or manner of a poison would, by virtue of the provisions of a statutory instrument of the kind to which subsection (1) refers, constitute an offence under this Act in England if used in the like circumstances or manner there, any person so using the poison in the Falkland Islands commits an offence under this Act in its application to the Falkland Islands."

DANGEROUS WILD ANIMALS ACT 1976
(1976 c.38)

Extent of application

The whole Act, except section 2(8), section 3(2), section 5, section 10(2) and (3).

1. Throughout the Act, except where otherwise provided by succeeding paragraphs, substitute the words "the Governor" for the words "a local authority" and the words "the authority" (when those words refer to a local authority) and the words "the Governor's" for the words "the authority's".
2. In section 1(5), substitute the words "the Government Veterinary Officer" for the words "veterinary surgeon or veterinary practitioner" and for the words "surgeon or practitioner".
3. In section 1(7), substitute the word "he" for the word "it".
4. In section 2(1), substitute the words "Supreme Court" for the words "magistrates' court".
5. In section 3(1), substitute the words "The Government Veterinary Officer or any other public officer authorised by the Director of Agriculture may" for the words appearing from the beginning of the subsection up to (and including) the words "to do so".
6. In section 4(1), substitute the words "the Government Veterinary Officer or any other public officer authorised by the Director of Agriculture may seize the animal and deal with it in any manner the Governor may direct him to deal with it (and it shall be lawful for the Governor to direct the destruction of the animal) and neither the Crown, the Governor or any public officer shall, subject to the Constitution, be liable to pay any compensation to any person in respect of the exercise of powers under this subsection" for all words appearing in the subsection from and including the words "the local authority" up to the end of the subsection.
7. Substitute the following subsections for section 4(3) and section 4(4) -

"(3) Any expenditure incurred in the exercise of powers under subsection (1)(a) shall be recoverable by the Crown as a civil debt from the person who was at the time of the seizure a keeper of the animal concerned.

(4) Any expenditure incurred in the exercise of powers under subsection (1)(b) shall be recoverable by the Crown as a civil debt from the person to whom the licence was granted".
8. In section 6(1) omit the word "summary".
9. Substitute the following subsection for section 6(2) -

"(2) Where a person is convicted of any offence under this Act, the court by which he is convicted may cancel any licence held by him under this Act or any other law or enactment and relating to the keeping of the animal and, whether or not he is the holder of any such licence, disqualify him from keeping any dangerous wild animal for such period as the court thinks fit."
10. In section 7(4), omit the definitions of "local authority", "veterinary practitioner" and "veterinary surgeon".
11. Substitute the following for section 8 -

"8. The Schedule to this Act shall have effect in the Falkland Islands as it is from time to time amended or modified pursuant to the provisions of section 8 of this Act as it has effect in England".

Auctions

AUCTIONS (BIDDING AGREEMENTS) ACT 1927

(17 & 18 Geo. V, c.12)

Extent of application

Sections 1 and 4(1).

Modifications

1. In section 1(1), for the words after the word "Act" and appearing before the word "Provided" substitute the following words :

"and shall be liable on conviction to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".

MOCK AUCTIONS ACT 1961

(9 & 10 Eliz. II, c.47)

Extent of application

The whole Act, except sections 2 and 4(2).

Modifications

For section 1(2) substitute the following subsection -

"(2) A person convicted of an offence under this Act is liable to imprisonment for a term not exceeding three months or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine".

AUCTIONS (BIDDING AGREEMENTS) ACT 1969

(1969, c.56)

Extent of application

Sections 1(1) and 1(5), 2, 3(1), 3(2), 3(3), 3(5), 4 and 5(1).

Modifications

1. In section 2(1) for the words "summary conviction or conviction on indictment" substitute the words "conviction" and for paragraphs (a) and (b) substitute the words "of not more than three years."
2. In section 2(2) for paragraphs (a) and (b) substitute the words -

"to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".

Betting and Gaming

GAMING ACT 1845

(8 & 9 Vict., c.109)

Extent of application
Section 17.

Modifications

In section 17 for paragraphs (a) and (b) substitute the words -

"to imprisonment for a term not exceeding two years and to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".

Charities

WAR CHARITIES ACT 1940
(3 & 4 Geo. VI, c.31)

Extent of application
Sections 1(1) and 9(2).

Children

CHILDREN AND YOUNG PERSONS ACT 1933
(23 Geo. V, c.12)

Extent of application

Sections 1(1) to 1(3) (inclusive), 3 to 5 (inclusive), 7, 10 to 12 (inclusive), 14, 17, 20, 21, 23 to 30 (inclusive), 39 and 40 and First Schedule.

Modifications

1. The Act, so far as adopted, is modified generally -
 - (a) by deleting all references to byelaws and substituting for them references to regulations;
 - (b) by deleting all references to duly qualified medical practitioners and by substituting for them references to Government medical officers.
2. In paragraph (a) of section 1(1) omit the words "on indictment" and omit the whole of paragraph (b).
3. Omit section 3(2).
4. Omit the proviso to section 7(1).
5. In section 10(1A) for the words "local education authority" and "authority" substitute the words "Attorney General".
6. In section 10(4) for the words "Board of Education" substitute the words "Governor".
7. Omit the proviso to section 11.
8. In section 12(3) for the reference to Cinematograph Act 1909 substitute a reference to the Cinematograph Exhibitions Ordinance 1952.
9. Section 12(5) is replaced by the following subsection :

"(5) Proceedings for an offence under this section may only be instituted by or on the direction of the Attorney General".

10. In section 20(2) for the words "A local authority" and "authority" substitute the words "the Governor".

11. Omit section 20(3).

12. In section 23 for the words "a chief officer of police" substitute the words "the Attorney General" and for the words "section 37 of the Children and Young Persons Act 1963" substitute the words "section 30 of this Act in its application to the Falkland Islands".

13. In section 24(2) for the words "A local authority" substitute the words "the Governor".

14. Omit section 24(3) and (5).

15. In section 24(4) for the word "authority", in both places where it occurs, substitute the word "Governor".

16. In section 25(2) and (3) for the words "a police magistrate" and "the police magistrate", wherever they occur, substitute the words "the Senior Magistrate".

17. Omit section 25(9).

18. Omit section 26(5) and (6).

19. Omit section 27(3).

20. In section 28(1) for the words "by the local authority or by a constable" substitute the words "by or on behalf of the Government or by a police officer".

21. In section 28(2) for the words "Any authorised officer of the said authority or any constable" substitute the words "A police officer".

22. In section 28(3) -

(a) for the words "any officer or constable" substitute the words "a police officer"; and

(b) omit the word "summary".

23. Omit section 29(1) to (3) inclusive.

24. In section 30, add the following definition :

"The expression 'performance' includes -

(a) any performance in connection with which a charge is made (whether for admission or otherwise);

(b) any performance in licensed premises within the meaning of the Licensing Ordinance;

(c) any broadcast performance;

(d) any performance included in a cable programme service;

(e) any performance recorded (by whatever means) with a view to its use in such a service or in a film intended for public exhibition,

and a child shall be treated for the purposes of this Act as taking part in a performance if he takes the place of a performer in any rehearsal or in any preparation for the recording of the performance".

25. In section 39(2) omit the word "summary".

26. In the First Schedule, in the third paragraph omit the words "forty-two, forty-three" and after the third paragraph insert the following paragraph :

"Common assault, or battery."

**CHILDREN AND YOUNG PERSONS (HARMFUL PUBLICATIONS)
ACT 1955
(3 & 4 Eliz. II, c.28)**

Extent of application

The whole Act, except section 5(3) to 5(5) (inclusive).

**INDECENCY WITH CHILDREN ACT 1960
(8 & 9 Eliz. II, c.33)**

Extent of application

The whole Act except sections 1(2), 2(3) and 3(2) and 3(3).

**CHILDREN AND YOUNG PERSONS ACT 1963
(9 & 10 Eliz. II, c.39)**

Extent of application

Section 35(2).

Modifications

In section 35(2) -

- (a) omit the words "or section 30 of the principal Scottish Act";
- (b) for the words "either of those sections" substitute the words "that section".

**TATTOOING OF MINORS ACT 1969
(1969, c.24)**

Extent of application

The whole Act, except section 4(2) and 4(3).

**PROTECTION OF CHILDREN ACT 1978
(1978, c.37)**

Extent of application

The whole Act except sections 1(6) and 1(7), 2(1) and 2(2), 8, 9(2) and 9(3).

Modifications

1. Sections 1(3), 2(3), 3 and 7 shall have effect as if any reference in them to the Act included a reference to section 22(4) of the Crimes Ordinance 1989.

2. For section 6(1) to (3) substitute the following section -

"A person convicted of an offence under this Act is liable to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".

CHILD ABDUCTION ACT 1984
(1984, c.37)

Extent of application

The whole Act, except sections 6 to 10 (inclusive), 11(1), 11(2), 11(4), 11(5), 12, and 13(2) and 13(3).

Modifications

1. In section 1(3)(c) and section 1(5) for the reference to section 7 of the Guardianship of Minors Act 1971, substitute a reference to section 9 of the Guardianship of Minors Ordinance 1979 and omit the reference to section 1(3) of the Guardianship Act 1973.
2. In section 1(8), immediately before the words "a local authority", insert the words "the Government".
3. For section 4(1) substitute the following subsection :

"(1) A person convicted of an offence under this Part of this Act shall be liable to imprisonment for seven years".

Libel and Slander

LIBEL ACT 1843
(6 & 7 Vict., c.96)

Extent of application

Sections 4 to 7 (inclusive) and section 9.

Modifications

1. Add at the end of sections 4 and 5 the words "but no prosecution for an offence to which this section relates shall be brought except by, or with the consent of, the Attorney General".
2. In section 4, omit the words "in the common gaol or house of correction".
3. In section 6, substitute the words "but shall not, subject to section 10 of the Constitution, amount to a defence" for the words "but shall not amount to a defence".
4. In sections 6 and 7 omit the words "indictment or" in all places where they appear.

NEWSPAPERS, PRINTERS AND READING ROOMS REPEALS ACT 1869
(32 & 33 Vict, c.24)

Extent of application

The whole Act.

Modifications

1. In the provisions of the Second Schedule relating to section 28 of 39 Geo. 3 c.79 (re-enacted by section 2 of the Act) substitute the words "the Legislative Council" for the words "either House of Parliament".

2. Omit the provisions of the Second Schedule relating to section 25 of 39 Geo. 3 c.79 and to section 36 of that Act.
3. Omit the provisions of the Second Schedule relating to section 19 of the Stamp Duties on Newspapers Act 1836.
4. In the provisions of the Second Schedule relating to section 4 of the Printers and Publishers Act 1839 and section 1 of the Seditious Meetings Act 1846 substitute the words "the Attorney General" for the words "Her Majesty's Attorney General or Solicitor General in England or Her Majesty's Advocate in Scotland".

Post Office

POST OFFICE ACT 1953
(1 & 2 Eliz. II, c.36)

Extent of application

Sections 11(1) and 11(2), 22, 23(1), 26, 27(4), 28, 32, 53, 55, 56(1) and 56(2), 57 to 62 (inclusive), 63(4) to 63(7), 64, 65, 68, 69(1), 87 and 92(1).

Modifications

1. Where, in any provision adopted, there is a reference to a person being liable on conviction to a fine, and the maximum amount of that fine is not specified, the maximum fine is the maximum of level 4 on the standard scale.
2. For section 11(2) substitute the following subsection :

 "(2) A person contravening subsection (1) commits an offence and is liable on conviction to imprisonment for a term not exceeding twelve months or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine".
3. In section 63(4) for the words "subsection (1) of this section" substitute the words "section 11 of the Post Office Ordinance".
4. In section 68 omit the words "punishable on indictment".

Theatres

THEATRES ACT 1968
(1968, c.54)

Extent of application

Sections 2 to 4 (inclusive), 6 to 10 (inclusive), 13(1), 13(2), 13(3), 15, 16, 18 and 20(1).

Modifications

1. In section 2(2) for paragraphs (a) and (b) substitute the following words :

 "on conviction to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".
2. In section 2(3) omit the words "on indictment".
3. Omit section 2(4)(b) and (c).

4. Omit sections 4(4) and 5.
5. In section 15(1) -
 - (a) before the words "justice of the peace" and "justice" insert the words "Senior Magistrate or";
 - (b) omit the words "authorised officer of the licensing authority"; and
 - (c) omit the sentence commencing "In the application of this subsection to Scotland".
6. In section 15(2) for the words "authorised officer of the licensing authority" substitute the words "police officer".
7. For section 15(3) substitute the following subsection :

"(3) A police officer exercising the power conferred by subsection (2) above shall not, if wearing uniform, be required to produce any authority".
8. In section 18(1) omit the definition of "licensing authority".

SCHEDULE 2

AMENDMENT OF OTHER ORDINANCES

Application of Enactments Ordinance 1954

1. In paragraph 31 delete sections 36, 37 and 47 of the Criminal Justice Act 1925.
2. In paragraph 38 delete sections 50 and 53 of the Children and Young Persons Act 1933.

Prison Ordinance 1966

In section 52 -

- (a) substitute a comma for the full stop appearing after the words "prison walls";
- (b) insert thereafter the words -

"but nothing in this section shall enable regulations to be made which authorise the corporal punishment of any prisoner".

Criminal Justice Ordinance 1989

1. In section 22(3), substitute the words "Subject to section 27A" for all words preceding the words "the only custodial orders".
2. In section 23(1), substitute the words "Subject to sections 27 and 27A" for all the words preceding paragraph (a) of that subsection.
3. In section 27(1) -
 - (a) substitute the words "of any offence" for the words "of murder or any other offence";

(b) substitute the words "section 27A" for all words following the words "detained under".

4. In section 27(2) substitute the words "eighteen years" for the words "seventeen years".

5. Insert as section 27A the following section -

"27A.(1) This section applies where a person is convicted by a court of a grave offence and appears to that court to have been under the age of eighteen years at the time of the commission of that offence.

Punishment of grave offences committed by persons under eighteen.

(2) For the purposes of this section, "grave offence" means -

(a) treason;

(b) murder; and

(c) any other offence punishable in the case of an adult by life imprisonment or by imprisonment for fourteen years or more.

(3) Where this section applies, the court -

(a) if the offence of which the person concerned is convicted is treason or murder, sentence him to be detained during Her Majesty's pleasure (when the person so sentenced shall be liable to be detained in such place and under such conditions as the Governor, in his discretion, may direct);

(b) if the offender is convicted of any other grave offence, and the court is of opinion that no other method in which he might lawfully be dealt with is suitable, sentence the offender to be detained for such period (not exceeding the maximum term of imprisonment which could be imposed in the case of an adult) as the court shall specify (when the offender shall be liable to be detained during that period in such place and subject to such conditions as the Governor acting in his discretion may direct)."

6. At the beginning in section 29(1), insert the words "Subject to section 27A".

7. Insert the following new cross-heading and sections immediately after section 65 -

Release of prisoners on licence and supervision of prisoners after release.

65A.(1) In this section and in sections 65B to 65F "Advisory Committee" means the Advisory Committee established by section 64(1) of the Constitution.

Meeting of "Advisory Committee" and additional functions of that Committee.

(2) In addition to the functions it has under section 65(3) of the Constitution, the Advisory Committee shall have the functions conferred upon it by sections 65B to 65F.

65B.(1) It shall be the duty of the Advisory Committee to advise the Governor with respect to -

General duties of the Advisory Committee to advise the Governor in relation to release of prisoners on licence.

(a) the release on licence under section 65C(1) or 65D, and the recall under section 65E, of this Ordinance of persons whose cases have been referred to the Advisory Committee by the Governor;

(b) the conditions of such licences and the variation or cancellation of such conditions; and

(c) any other matter so referred which is connected with the release on licence or recall of persons to whom the said section 65C or 65D applies.

(2) The following provisions shall have effect with respect to the proceedings of the Advisory Committee on any case referred to it under the provisions of this Ordinance, that is to say -

(a) the Advisory Committee shall deal with the case on consideration of any documents given to it by the Governor and of any reports it has called for and any information whether oral or in writing that it has obtained; and

(b) if in any particular case the Advisory Committee thinks it necessary to interview the person to whom the case relates before reaching a decision the Advisory Committee may request one of its members to interview him and shall take into account the report of that interview by that member;

and, without prejudice to the foregoing, the Governor may by rules make provision with respect to the proceedings of the Advisory Committee on cases referred to it, including provision authorising such cases to be dealt with by a prescribed number of members of the Advisory Committee.

(2) The documents to be given by the Governor to the Advisory Committee under subsection (2) shall include -

(a) where the case referred to the Advisory Committee is one of release under section 65C or 65D of this Ordinance, any written representations made by the person to whom the case relates in connection with or since his last interview in accordance with rules under subsection (4);

(b) where the case so referred relates to a person recalled under section 65E, any written representations made under that section.

(4) The Governor acting in his discretion may by rules make such provision as he considers necessary or expedient in relation to the exercise by the Advisory Committee of its functions under this Ordinance.

65C.(1) The Governor may release on licence a person serving a sentence of imprisonment, other than imprisonment for life, or serving a sentence of youth custody, after he has served not less than one third of this sentence or twelve months, whichever expires the later.

Release on licence of persons serving determinate sentences.

(2) Where a sentence of imprisonment for an offence has been passed on a person with an order under section 33(7) (sentences partly suspended) -

(a) if the offender has not been released from prison since the sentence for the offence was passed, the only portion of that sentence that is to be taken into account for the purposes of subsection (1) of this section is any portion of it that he is required to serve in prison under section 33(7) of (11); and

(b) if he is released from prison but part of his sentence for the offence is subsequently restored under section 33(1), he shall be treated for the purpose of subsection (1) of this section, as if his only sentence for the offence were the part of his sentence so restored.

(3) A person whose sentence falls to be reduced under section 65G shall, for the purpose of determining under subsection (2) of this section whether he has served one third of his sentence, be treated as if any period spent in custody and taken into account under that section were included in his sentence and as if he had served that period as part of that sentence.

(4) Without prejudice to his earlier release under subsection (1) of this section, the Governor may direct that person serving a sentence of imprisonment in respect of whom an extended sentence certificate under section 39(4) of this Ordinance was issued when the sentence was passed shall, instead of being granted remission of any part of his sentence under the Prison Regulations, be released on licence at any time on or after the day on which he could have been discharged from prison if the remission had been granted.

(5) A person subject to a licence under this section shall comply with such conditions, if any, as may for the time being be specified in the licence.

(6) The Governor shall consult the Advisory Committee before including on release, or subsequently inserting, a condition in a licence under this section or varying or cancelling any such condition; and for the purposes of this subsection the Governor shall be treated as having consulted the Advisory Committee about a proposal to include, insert, vary or cancel a condition in any case if he has consulted the Advisory Committee about the implementation of proposals of that description generally or in that class of case.

(7) A licence granted to any person under this section shall, unless previously revoked under section 65E, remain in force until a date specified in the licence being -

(a) in the case of a licence granted to a person in respect of whom an extended sentence certificate was issued under section 39(4) when sentence was passed on him, the date of the expiration of the sentence; and

(b) in any other case, the remission date.

(8) In this section -

(a) "Prison Regulations" mean the regulations made under section 52 of the Prison Ordinance 1966 and for the time being in force; and

(b) "the remission date", in relation to a person released on licence under this section, means the date on which he could have been discharged from prison on remission of part of his sentence under the Prison Regulations, if, after the date of his release on licence, he had not forfeited remission on any part of the sentence under those regulations.

65D.(1) The Governor may release on licence a person serving a sentence of imprisonment for life or custody for life or a person detained under section 27A, but shall not do so in the case of a person sentenced under the provisions of section 19A of the Crimes Ordinance 1989 or to detention under Her Majesty's pleasure or for life except after consultation with the Chief Justice.

Release on licence of persons sentenced to imprisonment for life, etc.

(2) Subsections (5) and (6) of section 65C shall apply in relation to a licence under this section as they apply in relation to a licence under that section.

(3) A licence granted under this section to any person sentenced under section 27A(3) to be detained otherwise than for life shall, unless previously revoked under section 65E, remain in force until a date specified in the licence, being the date of the expiration of the sentence.

65E.(1) Where any person is subject to a licence under section 65C or 65D, the Governor may revoke that person's licence and recall him to prison.

Revocation of licences and conviction of prisoners on licence.

(2) A person recalled to prison under subsection (1) may make representations in writing in respect to his recall and shall on his return to prison be informed of the reasons for his recall and of his right to make such representations.

(3) The Governor shall refer to the Advisory Committee the case of a person recalled under subsection (1) who makes representations under subsection (2) and if the Advisory Committee recommends the immediate release on licence of a person whose case is referred to it under subsection (2), the Governor shall consider that recommendation and where he considers it appropriate again to release that person under section 65D(1), he may do so without the consultation required by that subsection.

(4) If a person subject to a licence under section 65C or 65D is convicted of any offence punishable on conviction by imprisonment for a period of twelve months or more, then, except in a case to which subsection (5) of this section applies, the court by which he is convicted, if that is the court which exercises the powers of sentencing him or the higher court to which he is committed for sentence, if he is committed to such a court for sentence, as the case may be, may, whether or not it passes any other sentence on him, revoke the licence.

(5) A licence under section 65C or 65D shall be treated as revoked where -

(a) the offender -

(i) was sentenced to imprisonment with an order under section 33(7) (sentences partly suspended); and

(ii) was released on licence before the expiration of any part of his sentence which he was required to serve in prison under section 33(7); and

(b) by virtue of section 37(11) a court restores any part of the sentence held in suspense,

and subsection (6) of this section shall apply to the offender accordingly.

(6) On the revocation of the licence of any person under this section, he shall be liable to be detained in pursuance of his sentence, and, if at large, shall be deemed to be unlawfully at large.

(7) If in the case of a person subject to a licence under section 65C a court revokes that licence under subsection (4) of this section, the Governor shall not thereafter release him under section 65C(1) before the expiration of one year from the date of revocation or before the expiration of one third of the period during which the licence would have remained in force, whichever is the later; but the foregoing provisions of this subsection shall not affect any power to release him otherwise than under section 65C(1).

(8) This section shall have effect, in its application to a person's sentence to youth custody under section 23 or 24 or to be detained under section 27A as if for any reference to a prison there were a reference to any place in which that person was detained immediately before he was released on licence.

65F.(1) The powers of the Governor under sections 65C(1), 65D(1) and 65E(1) shall wherever possible be exercised by the Governor after consultation with the Advisory Committee.

*Supplementary to
65C, 65D and
65E.*

(2) Where under any of the provisions of section 65C, 65D, 65E or subsection (1) of this section the Governor is required to consult the Advisory Committee or the Chief Justice before exercising any power under any of those sections or in fact does so, he shall decide the matter and act in accordance with his own deliberate judgment but if he shall decide to act contrary to any advice he may have received as a result of any such consultation, he shall notify the Executive Council of his reasons for so doing.

(3) Where a person who is subject to a licence under section 65C or 65D is recalled to prison, the period during which he was absent from prison in pursuance of that licence shall count as if he had been imprisoned throughout that period, except that it shall not be counted towards remission of his sentence under section 29 of the Prison Ordinance 1966."

8. Insert the following new cross-heading and five sections immediately after section 65F (inserted by the preceding paragraph of this Schedule) -

"Miscellaneous provisions relating to prisons and prisoners

65G. Paragraphs 46(2)(g) and 46(3) of the Prison Regulations 1966 are revoked.

*Abolition of corporal
punishment in prison.*

65H.(1) The length of any sentence of imprisonment imposed on an offender by a court shall be treated as reduced by any relevant period but where he was previously subject to a probation order, a community service order, an order for conditional discharge or a suspended sentence in respect of that offence, any such period falling before the order was made or suspended sentence passed shall be disregarded for the purposes of this section.

*Computation of sentences
of imprisonment.*

(2) In subsection (1) "relevant period" means any period during which the offender was in custody in connection with the offence for which the sentence was passed -

(a) by reason only of having been committed to custody by an order of a court made in connection with any proceedings relating to that sentence or the offence for which it was passed or any proceedings from which those proceedings arose; or

(b) by reason of his having been so committed and having been concurrently detained otherwise than by order of a court.

(3) For the purposes of this section a suspended sentence shall be treated as a sentence of imprisonment when it takes effect under section 34 and as being imposed by the order under which it takes effect.

(4) Where a person is sentenced to imprisonment with an order under section 33(7), subsection (1) of this section -

(a) operates to reduce the part of the sentence required to be served in prison;

(b) operates to reduce the whole period of the sentence for the purposes of section 34(11); but

(c) does not operate to reduce any part of the sentence which is ordered under section 33(7) to be held in suspense.

(5) Where -

- (a) an offender has been sentenced to imprisonment with an order under section 33(7);
- (b) he has been released from prison after serving part of his sentence; and
- (c) an order is subsequently made restoring part of his sentence,

the restored part shall for the purposes of this section be treated as a sentence of imprisonment imposed by the order restoring it (but shall not be reduced by a period spent in custody by the offender before the original sentence was passed).

(6) Any reference in this Ordinance or in any other enactment (whether passed before or after the commencement of this section) to the length of any sentence or imprisonment shall, unless the context otherwise requires, be construed as a reference to the sentence pronounced by the court and not the sentence as reduced by this section.

(7) This section applies to an order under section 22(3) and detention under section 28(1) as it applies to sentences of imprisonment.

65I. Any power conferred by this Ordinance or under any other enactment to release a person from a prison or other institution to which the Prison Ordinance 1966 applies or from a young offender institution may be exercised notwithstanding that he is not for the time being detained in that institution and a person released by virtue of this section shall, after his release, be treated in all respects as if he had been released from that institution.

Exercise of powers of release.

65J.(1) On an information in writing being laid before the Senior Magistrate or a Justice of the Peace and substantiated on oath, alleging that any person is an offender unlawfully at large from a prison or institution to which the Prison Ordinance 1966 applies or from a young offender institution, in either case being a place in which he is required to be detained after having been convicted of an offence, the Senior Magistrate or Justice of the Peace may issue a warrant to arrest him and bring him before an appropriate court.

Power of Senior Magistrate and Justices of the Peace to issue warrants for arrest of escaped prisoners.

(2) For the purposes of this section "appropriate court" means -

- (a) where the warrant was issued by a Senior Magistrate, the Magistrate's Court;
- (b) where the warrant was issued by a Justice of the Peace, the Summary Court.

(3) Where a person is brought before a court in pursuance of a warrant for his arrest under this section, the court shall, if satisfied that he is the person named in the warrant and as to the facts mentioned in the information, order him to be returned to the prison or other institution where he is required or liable to be detained.

65K. Any person required or authorised by or under this Ordinance or any other written law to be taken to any place or to be kept in custody shall, while being so taken or kept, be deemed to be in legal custody.

Legal custody.

65L. Where the Governor in exercise of his powers under section 65(1)(k) of the Constitution substitutes a term of imprisonment for a sentence of death, the person concerned shall be deemed to have been sentenced to that term of imprisonment by the court by which he was convicted.

Effect of commutation of death sentence to sentence of imprisonment.

9. In section 73(1)(c) substitute the words "section 27A" for the words "section 53 of the Children and Young Persons Act 1933 (young offenders convicted of grave crimes) in its application to the Falkland Islands".

10. In -

(a) Table A in section 73(2), and

(b) section 73(7)(a),

substitute the words "section 27A" for the words "section 53 of the Children and Young Persons Act 1933 in its application to the Falkland Islands."

11. For section 75(1)(a) substitute the following paragraph -

(a) the exercise by the Governor of -

(i) any of his powers under any provision of this Ordinance to release a person on licence or;

(ii) his powers pardon an offender under section 65 of the Ordinance.

Defamation Ordinance 1988

1. In Schedule 1 to the Ordinance -

(a) delete paragraphs 1 and 2;

(b) add, at the end of paragraph 3, the words ", except sections 4 to 7 (inclusive) (which are applied as law of the Falkland Islands, subject to modifications, by the Crimes Ordinance 1989)";

(c) replace paragraph 5 with the following paragraph -

"5. Sections 1 and 2 and so much of the Second Schedule to the Newspapers, Printers and Reading Rooms Repeal Act 1869 (32 and 33 Vict., c.24) as is not applied by the Crimes Ordinance 1989 (which applies, with modifications, so much of the said Schedule as has reference to criminal proceedings for libel);";
and

(d) add, at the end of paragraph 7, the words "except sections 8 and 10".

2. In part I of Schedule 2, delete paragraphs (b) and (d).

SCHEDULE 3

REPEALS

Post Office Ordinance
(Cap 52)

Extent to which repealed
Section 3(1).

Seditious Offences Ordinance
(Cap 63)

Extent to which repealed
The whole Ordinance

Homicide Ordinance 1961

Extent to which repealed
The whole Ordinance

Murder (Abolition of Death Penalty) Ordinance 1966

Extent to which repealed
The whole Ordinance

Prison Ordinance 1966

Extent to which repealed
Section 30.

Crimes Ordinance 1989

Extent to which repealed
Sections 20 and 21.

The Application of Enactments (Amendment) Bill 1992
(No: of 1992)

ARRANGMENT OF PROVISIONS

Section

1. Short title.
2. Deletions and repeal.
3. Application of imperial enactment.

SCHEDULE 1
SCHEDULE 2

**A Bill
for
An Ordinance
to amend the Application of Enactments Ordinance 1954**

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Application of Enactments (Amendment) Ordinance 1992. *Short title.*
- 2.(1) The enactments specified in Schedule 1 to this Ordinance are deleted from the Schedule to the Application of Enactments Ordinance 1954, as amended, without prejudice to their continued application in the Falkland Islands by virtue of any other written law of the Falkland Islands or any imperial enactment: *Deletions and repeal.*

 Provided that in the continued application of those enactments in the Falkland Islands, the exceptions and modifications stated in respect of those enactments in the Application of Enactments Ordinance 1954, as amended, shall remain in force.
 - (2) The enactments specified in Schedule 2 to this Ordinance are deleted from the Schedule to the Application of Enactments Ordinance 1954, as amended, without qualification.
 - (3) The Application of Enactments (Intestates' Estates and Family Provision) Ordinance 1964 is repealed without prejudice to its continued application in the Falkland Islands by virtue of any other written law of the Falkland Islands :

 Provided that in its continued application in the Falkland Islands, the modifications stated in respect of it in the 1964 Ordinance shall remain in force.
3. The Civil Liability (Contribution) Act 1978 is added as an item in the Schedule to the Application of Enactments Ordinance 1954. *Application of imperial enactment.*

SCHEDULE 1

(Section 2(1))

**ENACTMENTS DELETED FROM APPLICATION OF ENACTMENTS ORDINANCE 1954,
AS AMENDED, WITHOUT PREJUDICE TO THEIR CONTINUED APPLICATION
IN THE FALKLAND ISLANDS UNDER ANY WRITTEN LAW OF THE
FALKLAND ISLANDS**

<i>Item No. in Schedule to Application of Enactments Ordinance 1954</i>	<i>Regnal year and Chapter</i>	<i>Short title</i>	<i>Extent of deletion</i>
1.	3A	6 Ed. VII, c.41	Marine Insurance Act 1906 Whole Act in so far as applicable in the Falkland Islands
2.	7	8 Ed. VII, c.53	Law of Distress (Amendment) Act 1908 "
3.	7A	9 Ed. VII, c.12	Marine Insurance (Gambling Policies) Act 1909 "
4.	17	5 & 6 Geo. V, c.90	Indictments Act 1915 "
5.	21	7 & 8 Geo. V, c.48	Bills of Exchange (Time of Noting) Act 1917 "
6.	27	15 Geo. V, c.23	Administration of Estates Act 1925 "
7.	29	15 & 16 Geo. V, c.49	Supreme Court of Judicature (Consolidation) Act 1925 Sections 155, 159-66
8.	31	15 & 15 Geo. V, c.86	Criminal Justice Act 1925 Sections 12(4) para. 2, 28(1), 28(2), 39
9.	38	23 & 24 Geo. V, c.12	Children & Young Persons Act 1933 Sections 15, 42, 43
10.	40	23 & 24 Geo. V, c.36	Administration of Justice (Miscellaneous Provisions) Act 1933 Section 7
11.	42	24 & 25 Geo. V, c.41	Law Reform (Miscellaneous Provisions) Act 1934 Section 1

12.	44	25 & 26 Geo. V, c.30	Law Reform (Married Women and Tortfeasors) Act 1935	Sections 1, 2(1), 3, 4, 5, 8(1) and (3) and First Schedule
13.	46	1 & 2 Geo. VI, c.28	Evidence Act 1938	Whole Act in so far as applicable in the Falkland Islands
14.	55	11 & 12 Geo. V, c.41	Law Reform (Personal Injuries) Act 1948	Section 1
15.	56	11 & 12 Geo. VI, c.58	Criminal Justice Act 1948	Sections 39(1), (3) and (5), 41(1), 44
16.	Unnu- mbered	2 & 3 Eliz. II, c.34	Law Reform (Enforcement of Contracts) Act 1954	Section 1

SCHEDULE 2

(Section 2(2))

**ENACTMENTS DELETED FROM APPLICATION OF ENACTMENTS ORDINANCE
1954, AS AMENDED, WITHOUT QUALIFICATION**

<i>Item No. in Schedule to Application of Enactments Ordinance 1954</i>	<i>Regnal year and Chapter</i>	<i>Short title</i>	<i>Extent of deletion</i>
1.	2	6 Ed. VII c.16	Extradition Act 1906 Whole Act in so far as applicable in the Falkland Islands
2.	5	8 Ed. VII, c.7	Fatal Accidents (Damages) Act 1908 "
3.	8	9 Ed. VII, c.37	Oaths Act 1909 "
4.	11	3 & 4 Geo. V, c.4	Prisoners (Temporary Discharge for Ill-health) Act 1913 "
5.	13	4 & 5 Geo. V, c.6	Affiliation Orders Act 1914 "
6.	15	4 & 5 Geo. V, c.58	Criminal Justice Administration Act 1914 Sections 14, 28(2), 38, 39(1), 40(1)(a), 40(1)(c), 41

7.	18	5 & 5 Geo. V, c.94	Evidence (Amendment) Act 1915	Sections 5 and 6
8.	22	9 & 10 Geo. V, c.54	Animals (Anaesthetics) Act 19191	Whole Act in so far as applicable in the Falkland Islands
9.	26	13 & 14 Geo. V, c.23	Bastardy Act 1923	"
10.	29	15 & 16 Geo. V, c.49	Supreme Court of Judicature (Consolidation) Act 1925	Sections 167(7), 185, 186, 187, 188
11.	31	15 & 16 Geo. V, c.86	Criminal Justice Act 1925	Sections 12(6), 28(3), 35, 38, 41
12.	32	16 & 17 Geo. V, c.29	Adoption of Children Act 1926	Whole Act in so far as applicable in the Falkland Islands
13.	33	16 & 17 Geo. V, c.60	Legitimacy Act 1926	"
14.	34	18 & 19 Geo. V, c.26	Administration of Justice Act 1928	Section 16
15.	36	19 & 20 Geo. V, c.36	Age of Marriage Act 1929	Whole Act in so far as applicable in the Falkland Islands
16.	37	22 & 23 Geo. V, c.39	Extradition Act 1932	"
17.	38	23 & 24 Geo. V, c.12	Children and Young Persons Act 1933	Sections 2, 16, 41, 51, 57, 58, 91, 100, 102(1)(a) and (2)
18.	41	24 & 25 Geo. V, c.14	Arbitration Act 1934	Whole Act in so far as applicable in the Falkland Islands
19.	42	24 & 25 Geo. V, c.41	Law Reform (Miscellaneous Provisions) Act 1934	Sections 2, 3 and 4
20.	44	25 & 26 Geo. V, c.30	Law Reform (Married Women & Tortfeasors Act 1935	Sections 6, 8(2)
21.	47	1 & 2 Geo. VI, c.63	Administration of Justice (Miscellaneous Provisions) Act 1938	Sections 7, 8, 9, 10(1)
22.	48	2 & 3 Geo. VI, c.21	Limitation Act 1939	Whole Act in so far as applicable in the Falkland Islands

23.	56	11 & 12 Geo. VI, c.58	Criminal Justice Act 1948	Sections 1, 2, 13, 14, 15, 16, 19, 41(3), (4) and (5), 44, 79, 80
24.	59	12 & 13 Geo. VI, c.100	Law Reform (Miscellaneous Provisions) Act 1949	Sections 1, 5, 6, 7
25.	64	1 & 2 Eliz. II, c.48	Merchandise Marks Act 1953	Sections 1(1)-(5), 4 and 5
26.	Unnu- mbered	7 & 8 Eliz. II, c.65	Fatal Accidents Act 1959	Whole Act in so far as applicable in the Falkland Islands
27.	Unnu- mbered	2 & 3 Eliz. II, c.34	Law Reform (Enforcement of Contracts) Act 1954	"
28.	Unnu- mbered	2 & 3 Eliz. II, c.36	Law Reform (Limitation of Actions, etc.) Act 1954	"
29.	Unnu- mbered	7 & 8 Eliz. II, c.73	Legitimacy Act 1959	"
30.	Unnu- mbered	8 Edw. VII, c.47	Lunacy Act 1908	"

OBJECTS AND REASONS

To amend the Application of Enactments Ordinance 1954 by the deletion of obsolete provisions of English law.

The Merchant Shipping (Adoption of Legislation) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

Introductory

1. Short title.
2. Commencement.
3. Interpretation.

Adoption of Acts

4. Adoption of Acts.
5. Prior application of adopted statute.
6. Automatic application of certain repealing or amending legislation having effect in the United Kingdom.
7. Powers to make statutory instruments under adopted statutes.
8. Amendment of Schedule 1 by Order.

Adoption of statutory instruments

9. Statutory instruments adopted by this Ordinance.
10. Further provisions as to adopted statutory instruments.
11. Amendment of Schedule 2 by Order.
12. Repeal. (No. 30 of 1987)

SCHEDULE 1 : Adoption of Acts

SCHEDULE 2 : Adoption of Statutory Instruments

A Bill
for
An Ordinance

to adopt as law of the Falkland Islands, subject to modifications and exceptions, certain United Kingdom Acts of Parliament and statutory instruments made thereunder, and for purposes connected with the foregoing purposes

BE IT ENACTED by the Legislature of the Falkland Islands as follows :

Introductory

1. This Ordinance may be cited as the Merchant Shipping (Adoption of Legislation) Ordinance 1992. *Short title.*

2. This Ordinance shall come into operation on such date as the Governor may appoint by Order under this subsection provided that different provisions as to commencement may be made by such an Order in relation to different provisions of this Ordinance and that more than one Order may be made under this section. *Commencement.*

- 3.(1) In this Ordinance, unless the context otherwise requires - *Interpretation.*
 - "Act" means an Act of the Parliament at Westminster;
 - "any other written law of the Falkland Islands" means any Ordinance of the Falkland Islands other than this Ordinance or subsidiary legislation made under any Ordinance of the Falkland Islands other than this Ordinance;
 - "the adopted statutes" has the meaning given by section 4(1) of this Ordinance and "an adopted statute" has a corresponding meaning;
 - "adopted statutory instruments" has the meaning given by section 9(2);
 - "any law", in relation to a law of the United Kingdom, means an Act or a statutory instrument made under any Act;
 - "British citizen" and "British Dependent Territories citizen" have the same meanings as they have under the British Nationality Act 1981; *(1981 c.61)*

"Falkland Islands ship" means a ship which is -

- (a) registered in the Falkland Islands; or
- (b) not registered in or under the law of any country but which is wholly owned -
 - (i) by a person or persons ordinarily resident in the Falkland Islands who is, or each of whom is, a British citizen or a British Dependent Territories citizen, or
 - (ii) a body corporate or bodies corporate which is, or each of which is, incorporated under a law of the Falkland Islands and has, or each of which has, its registered office in the Falkland Islands or, in the case of a body corporate not having a registered office, has its principal place of business in the Falkland Islands;
 - (iii) by a combination of persons each of whom would fall within (i) or (ii) above if that person were the sole owner of the ship;

"fishing vessel" means a vessel for the time being used (or, in the context of an application for registration, intended to be used) for or in connection with fishing for sea fish, other than a vessel used (or intended to be used) for fishing otherwise than for profit;

"registered in the Falkland Islands", in relation to a ship, means registered at a port of registry in the Falkland Islands;

"sea fish" includes shellfish, salmon and migratory trout;

"statutory instrument" has the same meaning as that expression has under section 1 of the Statutory Instruments Act 1946; *(9 & 10 Geo.6 c.36)*

"United Kingdom ship" has the same meaning as it has under section 21(2) of the Merchant Shipping Act 1979.

Adoption of Acts

4.(1) Subject to subsection (2), the Acts mentioned in Part II of Schedule 1 are adopted to the extent and subject to the modifications specified in that Part and as so adopted are hereafter in this Ordinance called "the adopted statutes". *Adoption of Acts.*

(2) If any adopted statute is at any time after subsection (1) comes into force by any law of the United Kingdom extended so as to apply to the Falkland Islands or to Falkland Islands ships (and whether or not subject to any modification) then, to the extent that the adopted statute is so extended, subsection (1) ceases to have effect in relation to that adopted statute.

5.(1) If, immediately before section 4(1) comes into force, any adopted statute applied to the Falkland Islands ships by virtue of any provision of any other written law of the Falkland Islands it ceases so to apply when section 4(1) comes into force and that provision of that written law of the Falkland Islands shall not apply to it at any time thereafter. *Prior application of adopted statute.*

(2) When section 4(1) comes into force, section 78 of the Interpretation and General Clauses Ordinance 1977 ceases to apply to any adopted statute. *(No. 14 of 1977)*

6.(1) This section has effect where a provision of an Act ("the adopted provision") has been adopted by section 4(1) (whether or not with modifications) as law of the Falkland Islands and, after section 4(1) comes into force, the adopted provision is in the United Kingdom - *Automatic application of certain repealing or amending legislation having effect in the United Kingdom.*

- (a) amended;
- (b) repealed;
- (c) repealed and replaced; or
- (d) indirectly amended, that is to say, other than by way of change in the text of the adopted provision, modified or extended in its application so as not to be applicable in circumstances in which it previously applied or modified or extended so as to be applicable in circumstances in which it previously did not apply.

(2) Where the adopted provision is amended in the United Kingdom, the amendments shall have effect in the Falkland Islands, or in relation to Falkland Islands ships, as the case may be, subject to the relevant modifications, when they have effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(3) Where the adopted provision is repealed in the United Kingdom, then notwithstanding section 4(1), the adopted provision ceases to have effect in the Falkland Islands or in relation to Falkland Islands ships, as the case may be, at the same time as the repeal takes effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(4) Where the adopted provision is replaced in the United Kingdom or in relation to United Kingdom ships, as the case may be, by another provision of law ("the new provision") the new provision, subject to the relevant modifications, has effect in the Falkland Islands or in relation to Falkland Islands ships, as the case may be, at the same time as it has effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(5) Where the adopted provision is indirectly amended in the manner mentioned in subsection (1)(d), the modifications or extensions, subject to the relevant modifications, have effect in the Falkland Islands or in relation to Falkland Islands ships, as the case may be, at the same time as they have effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(6) In this section, "relevant modifications" means -

- (a) such of the modifications specified in Part I of Schedule 1 as are relevant in all the circumstances of the case;
- (b) such of the modifications (if any) specified in Part II of Schedule 1 in relation to the adopted provision as are relevant to the amendment, replacing provision or indirect amendment in question.

7.(1) Notwithstanding any provision of the Interpretation and General Clauses Ordinance 1977, neither the Governor nor any other person in the Falkland Islands is, unless otherwise provided by an adopted statute, capable of exercising any power to make any subsidiary legislation under any provision of that statute.

Powers to make statutory instruments under adopted statutes.

(2) Where any provision conferring upon any person or authority in the United Kingdom power to make any statutory instrument ("an enabling provision") is included in an adopted statute -

- (a) for the sake of avoidance of doubt it is declared that nothing in any provision of that adopted statute requiring that person or authority to have consulted any person in the United Kingdom before exercising that power shall be construed as requiring that person to have consulted any person in the Falkland Islands before exercising that power;

(b) without prejudice to section 10(2) of this Ordinance, any statutory instrument made under the enabling provision after section 4(1) of this Ordinance comes into force and which applies in the United Kingdom or to United Kingdom ships, as the case may be, applies in the Falkland Islands or to Falkland Islands ships, as the case may be, unless such application would be inconsistent with any other statutory instrument made by the same person or authority explicitly or implicitly by its terms extending -

(i) generally to British ships registered at a port of registry outside the United Kingdom and not to United Kingdom ships;

(ii) generally to dependent territories of the United Kingdom or to ships registered in a dependent territory of the United Kingdom, and not to United Kingdom ships; or

(iii) particularly to the Falkland Islands or to Falkland Islands ships,

but a statutory instrument so made which does not apply in the United Kingdom or to United Kingdom ships and which is not of one of the descriptions mentioned in (i) to (iii) above does not apply to the Falkland Islands or to Falkland Islands ships by virtue of this subsection.

8.(1) The Governor may by Order amend Schedule 1 to this Ordinance so as to apply as law of the Falkland Islands, with or without modifications specified in that Order any provision of any Act which -

Amendment of Schedule 1 by Order.

(a) relates to merchant shipping or to fishing vessels; and

(b) was enacted or came into force after the coming into force of section 4(1) of this Ordinance.

(2) Subsection (1) has effect and an Order under that subsection shall have effect without prejudice to the prior effect of the provisions of section 6 of this Ordinance in respect of any provision to which an Order under subsection (1) relates.

(3) Sections 4(2) and 5 to 7 inclusive of this Ordinance apply, from the date of an Order under subsection (1) of this section, to any provision of any Act to which that Order relates as if that provision had appeared in Part II of Schedule 1 to this Ordinance as originally enacted.

Adoption of statutory instruments

9.(1) Subject to -

Statutory instruments adopted by this Ordinance.

(a) section 10(1) of this Ordinance; and

(b) the modifications set out in Part I of Schedule 2 to this Ordinance,

the statutory instruments mentioned in Part II of the said Schedule 2 are adopted as law of the Falkland Islands.

(2) A statutory instrument adopted by subsection (1) is hereafter in this Ordinance called "an adopted statutory instrument".

10.(1) If an adopted statutory instrument is, at any time after section 9(1) of this Ordinance comes into force, by any law of the United Kingdom extended so as to apply to the Falkland Islands or to Falkland Islands ships, as the case may be, and whether or not subject to any modification specified in that law, section 9(1) ceases to have effect in respect of that adopted statutory instrument as soon as that law of the United Kingdom by its terms comes into force in relation to the Falkland Islands or Falkland Islands' ships, as the case may be .

Further provisions as to adopted statutory instruments.

(2) Section 6 of this Ordinance applies in respect of adopted statutory instruments as it does to adopted statutes but with the following modifications -

- (a) the substitution for all references in section 6 to section 4(1) of references to section 10(1);
- (b) the substitution for all references to Part I of Schedule 1 to this Ordinance of references to Part I of Schedule 2 to this Ordinance;
- (c) the substitution for all references to Part II of Schedule 1 to this Ordinance of references to Part II of Schedule 2 to this Ordinance;
- (d) the substitution of the word "revoked" for the word "repealed" wherever it appears in that section;
- (e) in relation to section 6(1), the substitution of the words "a statutory instrument" for the words "an Act".

11.(1) The Governor may by Order amend Schedule 2 to this Ordinance -

Amendment of Schedule 2 by Order.

- (a) as to Part II of that Schedule, so as to delete therefrom any adopted statutory instrument which is no longer applicable to the Falkland Islands or to Falkland Islands' ships as the case may be;
- (b) as to Part II of that Schedule, so as to add thereto any statutory instrument, whether made before or after section 9(1) of this Ordinance comes into force, which the Governor considers it necessary or expedient to apply to the Falkland Islands or to Falkland Islands ships, as the case may be, or which only so applies by virtue of section 10(2) of this Ordinance;
- (c) as to Part I thereof (general modifications of adopted statutory instruments) so as to add to or amend the modifications to adopted statutory instruments thereby required;
- (d) as to Part II thereof to modify the application of any adopted statutory instrument or to vary the modifications (if any) of the application of any such statutory instrument adopted by it.

(2) Subsection (1) has effect and an Order under subsection (1)(b) has effect without prejudice to the prior effect of the provisions of section 6 of this Ordinance as applied to adopted statutory instruments by section 10(2).

(3) Section 6 of this Ordinance as applied to adopted statutory instruments by section 10(2) applies, from the date of an Order under subsection (1)(b) of this section, to any provision of any adopted statutory instrument to which that Order relates as if that provision had appeared in Part II of Schedule 2 to this Ordinance as originally enacted.

(4) If, immediately before the section 9(1) comes into force, any adopted statutory instrument applied to the Falkland Islands or to Falkland Islands' ships by virtue of any provision of the written law of the Falkland Islands it ceases so to apply when section 10(1) comes into force.

(5) When section 10(1) comes into force, section 78 of the Interpretation and General Clauses Ordinance ceases to apply to any adopted statutory instrument.

12. The Fishing Vessels (Safety Provisions) Ordinance 1987 is repealed with effect from the date on which section 4(1) of this Ordinance comes into force. *Repeal. (No. 30 of 1987)*

SCHEDULE 1 (section 4(1))

ADOPTION OF ACTS OF THE PARLIAMENT OF WESTMINSTER

PART I

General modifications to adopted statutes

SCHEDULE 1 (section 4(1))

Adoption of provisions of United Kingdom Acts of Parliament

Part I

General modifications to adopted statutes

1. Every reference to a "United Kingdom ship" is to be construed as a reference to a "Falkland Islands ship" (as defined in section 3 above of this Ordinance) and every reference to a ship "registered in the United Kingdom" is to be construed as a reference to a ship "registered in the Falkland Islands" as defined in 3 above of this Ordinance.

2. There shall be omitted

(a) every reference to -

(i) Northern Ireland; or

(ii) Scotland, and

(b) every provision relating solely to Northern Ireland or Scotland.

3. Every reference to England and Wales is to be construed as a reference to the Falkland Islands.

4. Every reference to the High Court (including the Crown Court) is to be construed as a reference to the Supreme Court of the Falkland Islands.

5. Where an offence under an adopted statute is, in England, punishable in a specified manner if tried on indictment it shall, in the Falkland Islands, be triable summarily in the Magistrate's Court and punishable in the same manner as the same offence is punishable on indictment in England and any lower punishment specified in relation to summary trial in England shall, in the Falkland Islands, be applicable in respect of summary trial of the offence before the Summary Court and the Magistrate's Court and the Summary Court shall have the like jurisdiction in the Falkland Islands as the High Court in England and a magistrates' court respectively in England would have

in relation to the like offence.

6. Every reference to an offence being punishable by a fine of a specified level on the standard scale is to be construed as meaning that that offence is punishable by the maximum of that level of the standard scale existing at the time of the offence in the Falkland Islands under section 4 of the Criminal Justice Ordinance 1989.

7. Every reference to an offence being punishable by a fine not exceeding the statutory maximum is to be construed as if the statutory maximum were £5,000.

8. Every provision providing that proceedings for an offence may not be commenced except by or with the consent of a person or persons specified in that provision is to be construed as if the only person therein specified were the Attorney General of the Falkland Islands.

9. Every reference, other than in a provision enabling the making of any statutory instrument, to a Secretary of State, the Board of Trade, the Department of Transport or to a Minister, except where stated in Part II of this Schedule to the contrary, is to be construed as a reference to the Governor.

Part II

Adoptions and modifications

MERCHANT SHIPPING (SAFETY AND LOAD LINES) ACT 1932

(22 & 23 Geo., 5 c.9)

Extent to which adopted

Sections 24 and 30.

MERCHANT SHIPPING (SAFETY CONVENTIONS) ACT 1949

(12 & 13 Geo., 6 c.43)

Extent to which adopted

The whole Act so far as it is in force in England at the coming into force of section 4(1) of this Ordinance and as amended up to that time.

Modifications

1. Except in sections 13(5), 13(9), 19(1), 21(2), 23(1), 28, 33 and 35 substitute the words "the Governor or any person acting under his direction or with his authority" for the words "the Minister" wherever they appear.

2. In sections 13(5), 13(9) and 35(2) substitute the words "the Governor" for the words "the Minister" wherever they appear.

MERCHANT SHIPPING ACT 1964

(1964 c.67)

Extent to which adopted

The whole Act so far as it is in force in England at the coming into force of section 4(1) of this Ordinance and as amended up to that time.

Modifications

1. Substitute the words "the Governor or any person acting under his direction or with his authority" -

- (a) for the words "the Minister or such person as he may authorise" in section 3(1);
- (b) for the words "the Minister or any person authorised by him" in section 3(5); and
- (c) for the words "a person authorised by the Minister" in section 3(6).

2. In section 3(2) -

- (a) substitute the words "the Governor" for the words "the Minister";
- (b) substitute the words "by the Minister" for the words "by him".

3. In section 3(6), substitute the words "by the Governor" for the words "by the Minister" appearing after paragraph (b) of that subsection.

MERCHANT SHIPPING (LOAD LINES) ACT 1967 (1967 c.27)

Extent of adoption

Sections 1, 3 to 17 inclusive, 19 and 20, 23, 24(4) to (6) inclusive, 25 to 29 inclusive, 31(2) and 32 to 34.

Modifications

1. Except in sections 11(2)(b), 12(3), 24(6), 29(2) and 32(6), all references to the Board of Trade are to be construed as references to the Governor.

2. In section 24(6), substitute the words "the Governor or a person authorised by him" for the words "the Board of Trade".

THE ANCHOR AND CHAIN CABLES ACT 1967 (1967 c.64)

Extent of application

The whole Act so far as it is in force in England at the coming into force of section 4(1) of this Ordinance and as amended up to that time.

FISHING VESSELS (SAFETY PROVISIONS) ACT 1970 (1970 c.27)

Extent of application

The whole Act, except sections 7 and 8, so far as it is in force in England at the coming into force of section 4(1) of this Ordinance.

MERCHANT SHIPPING ACT 1979 (1979 c.39)

Extent of application

Sections 21, 22, 25, 27, 28, 30, 41 to 44, 46 and 50(1) and (2).

SCHEDULE 2

(section 9(1))

ADOPTION OF STATUTORY INSTRUMENTS

PART I

General modifications of adopted statutory instruments

1. Every reference to a "United Kingdom ship" is to be construed as a reference to a Falkland Islands' ship.
2. There shall be omitted -
 - (a) every reference to -
 - (i) Northern Ireland; or
 - (ii) Scotland, and
 - (a) every provision relating solely to Northern Ireland or Scotland.
3. Every reference to England and Wales is to be construed as a reference to the Falkland Islands.
4. Every reference to the High Court (including the Crown Court) is to be construed as a reference to the Supreme Court of the Falkland Islands.
5. Where an offence under an adopted statutory instrument is, in England, punishable in a specified manner, it shall in the Falkland Islands, be triable summarily in the Magistrate's Court and punishable in the same manner as the same offence is punishable on indictment in England and any lower punishment specified in relation to summary trial in England shall, in the Falkland Islands, be applicable in respect of summary trial of the offence before the Summary Court and the Magistrate's Court and the Summary Court shall have the like jurisdiction in the Falkland Islands as the High Court or a magistrates' court respectively in England would have in relation to the like offence.
6. Every reference to an offence being punishable by a fine of a specified level on the standard scale is to be construed as meaning that that offence is punishable by the maximum of that level of the standard scale existing at the time of the offence in the Falkland Islands under section 4 of the Criminal Justice Ordinance 1989.
7. Every reference to an offence being punishable by a fine not exceeding that statutory maximum is to be construed as if the statutory maximum were £5,000.
8. Every reference, other than in a provision enabling the making of any Order, regulation or rule, to a Secretary of State, the Board of Trade, the Department of Transport or to a Minister shall, except where stated in Part II of this Schedule to the contrary, be construed as a reference to the Governor.

PART II

Adoptions and modifications

TITLE	SI Number	Amended by S.I.
A. CREW		
1. Merchant Shipping (Repatriation) Regulations 1979	97	-
2. Merchant Shipping (Code of Safe Working Practice) Regulations 1980	686	-
3. Merchant Shipping (Health and Safety: General Duties) Regulations 1984	408	1988/1396
4. Merchant Shipping (Safety Officials and Reporting of Accidents and Dangerous Occurrences) Regulations 1982	876	1984/93
5. Merchant Shipping (Health and Safety: General Duties) Regulations 1984	408	1988/1396
6. Merchant Shipping (Protective Clothing and Equipment) Regulations 1985	1664	-
7. Merchant Shipping (Guarding of Machinery and Safety of Electrical Equipment) Regulations 1988	1636	1988/2274
8. Merchant Shipping (Means of Access) Regulations 1988	1637	1988/2274
9. Merchant Shipping (Entry into Dangerous Spaces) Regulations 1988	1638	1988/2274
10. Merchant Shipping (Hatches and Lifting Plant) Regulations 1988	1639	1988/2274

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
11. Merchant Shipping (Safe Movement on Board Ship) Regulations 1988	1641	1988/2274
12. Merchant Shipping (Safety at Work Regulations) (Non-UK Ships) Regulations 1988	2274	-
13. Merchant Shipping (Provisions and Water) Regulations 1989	102	-
<i>B. CREW ACCOMMODATION</i>		
1. Merchant Shipping (Crew Accommodation) Regulations 1978	795	1979/491 1984/41 1989/184
<i>C. DANGEROUS GOODS</i>		
1. Merchant Shipping (Dangerous Goods) Regulations 1981	1747	1986/1069
2. Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1990	2605	-
<i>D. DIVING</i>		
1. Merchant Shipping (Diving Operations) Regulations 1975	116	1975/2062
<i>E. FIRE AND LIFE SAVING</i>		
1. Merchant Shipping (Life-Saving Appliances) Regulations 1980	538	1981/577 1986/1072 1991/1300
2. Merchant Shipping (Fire Appliances) Regulations 1980	544	1981/574 1985/1194 1986/1070
3. Merchant Shipping (Fire Protection) (Ships Built Before 25th May 1980) Regulations 1985	1218	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
4. Merchant Shipping (Fire Protection) Regulations 1984	1218	1985/1193 1986/1070
5. Merchant Shipping (Life-saving Appliances) Regulations 1980	538	1981/577 1986/1072
6. Merchant Shipping (Life-saving Appliances) Regulations 1986	1066	1991/1300
7. Merchant Shipping (Musters and Training) Regulations 1986	1071	-
<i>F. FISHING VESSELS</i>		
1. Merchant Shipping (Crew Agreements, Lists of Crew and Discharge of Seamen) (Fishing Vessels) Regulations 1972	919	-
2. Merchant Shipping (Seamen's Wages and Accounts) (Fishing Vessels) Regulations 1972	1701	1988/2064
3. Merchant Shipping (Radio) (Fishing Vessels) Rules 1974	1919	1982/1292
4. Merchant Shipping (Crew Accommodation) (Fishing Vessels) Regulations 1975	2220	-
5. Fishing Vessels (Safety Provisions) Rules 1975	330	1975/471 1976/432 1977/313 1977/498 1978/1873 1981/567 1991/1342
6. Merchant Shipping (Official Log Books) (Fishing Vessels) Regulations 1981	570	-
7. Merchant Shipping (Fishing Boats Registry) Order 1981	740	1988/252

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
8. Fishing Vessels (Certification of Deck Officers and Engineer Officers) Regulations 1984	1115	-
9. Fishing Vessels (Reporting of Accidents) Regulations 1985	855	-
10. Fishing Vessels (Life-Saving Appliances) Regulations 1988	38	-
11. Fishing Vessels (Safety Training) Regulations 1989	126	-
12. Merchant Shipping (Fishing Vessels - Tonnage) Regulations 1988	1909	-
13. Merchant Shipping (Transitional Provisions - Fishing Vessels) Order 1988	1911	-
14. Merchant Shipping (Registration of Fishing Vessels) Regulations 1988	1926	-
15. Merchant Shipping (Fishing Vessels' Names) Regulations 1988	2003	-
G. LOAD LINES		
1. Merchant Shipping (Load Lines) Rules 1968	1053	1970/1003 1979/1267 1980/641 1990/2128
2. Merchant Shipping (Load Lines) (Length of Ship) Regulations 1968	1072	-
3. Merchant Shipping (Load Lines) (Deck Cargo) Regulations 1968	1089	-
4. Merchant Shipping (Load Lines) (Exemption) Order 1968	1116	1990/365 1991/1298

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
5. Merchant Shipping (Load Lines) (Particulars of Depth of Loading) Regulations 1972	1841	-
6. Merchant Shipping (Load Lines Convention) (Various Countries) Order 1977	1875	-
7. Merchant Shipping (Load Lines Convention) (Countries) Order 1981	236	-
8. Merchant Shipping (Grain) Regulations 1985	1217	-
H. LOGBOOKS		
1. Merchant Shipping (Official Logbook) Regulations 1981	569	1991/2145
I. MEDICAL EXAMINATIONS		
1. Merchant Shipping (Medical Examinations) Regulations 1983	808	1990/1985
J. MEDICAL STORES		
1. Merchant Shipping (Medical Stores) Regulations 1986	144	1988/1116
2. Merchant Shipping (Medical Stores) (Fishing Vessels) Regulations 1988	1547	-
K. PILOT LADDERS AND HOISTS		
1. Merchant Shipping (Pilot Ladders and Hoists) Regulations 1990	543	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
L. RADIO AND NAVIGATIONAL EQUIPMENT		
1. Merchant Shipping (Radio Installations) Regulations 1980	529	1981/582 1984/346 1984/1223 1985/1216 1986/1075
2. Merchant Shipping (Radio Installations Survey) Regulations 1981	583	-
3. Merchant Shipping (Navigational Equipment) Regulations 1984	1203	1985/659
4. Merchant Shipping (Radio and Radio-Navigational Equipment Survey) Regulations 1991	1341	-
N. SAFETY CONVENTIONS		
1. Merchant Shipping (Safety Convention) (Transitional Provisions) Regulations 1980	531	-
2. Merchant Shipping (Modification of Merchant Shipping (Safety Convention) Act 1949 and Merchant Shipping Act 1964) Regulations 1980	539	-
O. SAFETY OF NAVIGATION		
1. Merchant Shipping (Carriage of Nautical Publications) Rules 1975	700	
2. Merchant Shipping (Signals of Distress) Rules 1977	1010	
3. Merchant Shipping (Navigational Warnings) Regulations 1980	534	1981/406
4. Merchant Shipping (Distress Signals and Prevention of Collision) Regulations 1983	708	1991/638

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
P. SHIPS CONSTRUCTION AND EQUIPMENT		
1. Anchor and Chain Cables Rules 1970	1453	-
2. Merchant Shipping (Passenger Ship Construction) Regulations 1980	535	1985/660 1986/1074 1987/1886 1988/1693
3. Merchant Shipping (Automatic Pilot and Testing of Steering Gear) Regulations 1981	571	-
4. Merchant Shipping (Cargo Ship Construction and Survey) Regulations 1981	572	1984/1219 1985/663
5. Merchant Shipping (Damage) Regulations 1982	841	-
6. Merchant Shipping (Cargo Safety Equipment Survey) Regulations 1981	573	1985/211
7. Merchant Shipping (Passenger Ship Classification) Regulations 1981	1472	-
8. Merchant Shipping (Passenger Ship Construction and Survey) Regulations 1984	1216	1986/1074 1987/1886 1988/1693 1990/892
9. Merchant Shipping (Cargo Ship Construction and Survey) Regulations 1984	1217	1986/1067
10. Merchant Shipping (Application of Construction and Survey Regulations to Other Ships) Regulations 1985	661	-
11. Merchant Shipping (Gas Carriers) Regulations 1986	1073	-

TITLE	SI Number	Amended by S.I.
12. Merchant Shipping (Closing of Openings in Hulls and Watertight Bulkheads) Regulations 1987	1298	-
13. Merchant Shipping (Closing of Openings in Enclosed Superstructures and in Bulkheads above the Bulkhead Deck) Regulations 1988	317	-
14. Merchant Shipping (Weighing of Goods Vehicles and Other Cargo) Regulations 1988	1275	-
15. Merchant Shipping (Pilot Boats) Regulations 1991	65	-
Q. SHIPS - LIABILITY		
1. Merchant Shipping (Liability of Shipowners and Others) (Calculation of Tonnage) Order 1986	1040	-
R. SHIPS - OPERATION		
1. Merchant Shipping (Deck Cargo Tonnage) Regulations 1983	808	-
2. Merchant Shipping (Passenger Boarding Cards) Regulations 1988	191	-
S. TONNAGE		
1. Merchant Shipping (Tonnage) Regulations 1982	841	1988/1910
2. Merchant Shipping Tonnage (Various Countries) Order 1982	1085	-
T. MANNING AND CERTIFICATION		
1. Merchant Shipping (Ships' Doctors) Regulations 1981	1065	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
2. Merchant Shipping (Certification and Watchkeeping) Regulations 1982	1699	-
3. Merchant Shipping (Engine Room Watch Ratings) Regulations 1984	95	-
4. Merchant Shipping (Navigation Watch) Regulations 1984	96	-
5. Fishing Vessels (Certification of Deck Officers and Engineer Officers) Regulations 1984	1115	-
6. Merchant Shipping (Tankers - Officers and Ratings) Regulations 1984	94	-
7. Merchant Shipping (Certificates of Proficiency in Survival Craft) Regulations 1984	97	-
8. Merchant Shipping (Certification of Deck Officers) Regulations 1985	1664	1987/884
9. Merchant Shipping (Certification of Marine Engineer Officers and Licensing of Marine Engine Operators) Regulations 1986	1935	1987/884
<i>U. PREVENTION AND CONTROL OF POLLUTION</i>		
1. Merchant Shipping (Prevention of Oil Pollution) Order 1983	1106	1985/2002
2. Merchant Shipping (Prevention of Oil Pollution) Regulations 1983	1398	1985/2040
3. Prevention of Pollution (Reception Facilities) Order 1984	862	-
4. Merchant Shipping International Oil Pollution Compensation Fund (Parties to Convention) Order 1986	2223	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
5. Merchant Shipping (Oil Pollution) (Parties to Convention) Order 1986	2225	-
6. Merchant Shipping (Indemnification of Shipowners) Order 1987	220	-
7. Merchant Shipping (Prevention and Control of Pollution) Order 1987	470	-
8. Merchant Shipping (IBC Code) Regulations 1987	549	1990/2602
9. Merchant Shipping (BCH Code) Regulations 1987	550	1990/2603
10. Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations 1987	551	1990/2604
11. Merchant Shipping (Reporting of Pollution Incidents) Regulations 1987	586	-
12. Merchant Shipping (Prevention of Pollution by Garbage) Order 1988	2252	-
13. Merchant Shipping (Prevention of Pollution by Garbage) Regulations 1988	2292	-
14. Merchant Shipping (Reception Facilities for Garbage) Regulations 1988	2293	-
15. Marine Pollution/Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1990	2605	-
V. STATUTORY FEES		
1. Merchant Shipping (Fees) Regulations 1990	555	1990/1254

TITLE	SI Number	Amended by S.I.
2. Merchant Shipping (Fees) Regulations 1991	784	-
W. MISCELLANEOUS		
1. Merchant Shipping (Metrication) Regulations 1973	1979	-
2. Merchant Shipping (Ships' Names) Regulations 1979	341	1988/2001
3. Merchant Shipping (Formal Investigations) Rules 1985	1001	-
4. Merchant Shipping (Accident Investigation) Regulations 1989	1172	1990/123
5. Merchant Shipping (Emergency Information for Passengers) Regulations 1990	660	-

OBJECTS AND REASONS

To adopt such United Kingdom Acts and statutory instruments as laws of the Falkland Islands as are appropriate to the continuance of Port Stanley as a Port of Registry which, other than exceptionally, will be limited to vessels not of special classes, and which either are smaller than 500 grt or are fishing vessels permission for the registration of which has been granted.

The Marine Mammals Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Interpretation.
3. Prohibition of taking killing etc of marine mammals.
4. Regulations.
5. Jurisdiction of Courts.
6. Repeals.

SCHEDULE

**A Bill
for
An Ordinance**

to prohibit the killing or taking of marine mammals on land or in the internal waters, territorial sea or fishery waters of the Falkland Islands

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Marine Mammals Ordinance 1992.

Short title.

2. In this Ordinance, and unless the context otherwise requires -

Interpretation.

"cetacean" means any creature such as a whale, dolphin or porpoise and which is an aquatic placental mammal is adapted for aquatic life and has a blowhole for breathing;

"court" means the Summary Court or the Magistrate's Court;

"Falkland Islands waters" means the internal waters, territorial sea and fishery waters of the Falkland Islands;

"marine mammal" means any cetacean, otter or pinniped;

"otter" means any mammal of the subfamily *Lutrinae*;

"pinniped" means any animal such as a seal, fur seal or sealion which is an aquatic placental mammal which has a streamlined body and limbs specialised as flippers.

3.(1) Except as provided by subsection (2) it shall be unlawful for any person -

*Prohibition of
taking killing etc
of marine mammals.*

(a) with intent to do so, to take, wound or kill any marine mammal on land within the Falkland Islands or within Falkland Islands waters;

(b) on land in the Falkland Islands or within Falkland Islands waters to administer any noxious substance to any marine mammal;

(c) to use on land within the Falkland Islands or within Falkland Islands waters any explosive in such manner as, in all the circumstances of the case, is likely to cause harm to any marine mammal; or

(d) to use within Falkland Islands waters, any net, trawl line or hook of a type or length prescribed for the purposes of this paragraph by regulations made under section 4, in any manner prohibited by such regulations.

(2) Nothing in subsection (1) prohibits -

(a) any person doing anything reasonably done with the intent of relieving or preventing suffering by the marine mammal to which that thing is done;

(b) any person doing anything reasonably done with the intent of preserving the life of or preventing injury to the person doing that thing or any other person,

but, in a prosecution for an offence under subsection (3), it is for the person doing that thing to prove on the balance of probabilities that it was done with one or other of the intents mentioned in (a) and (b) and that it was reasonably done with the intent in question.

(3) A person who contravenes subsection (1) is liable if he be not a body corporate to a fine of an amount not exceeding £10,000 or to imprisonment for a period not exceeding twelve months, but if a body corporate to a fine of an amount not exceeding £250,000.

(4) Where an offence under subsection (3) has been committed by a person with the consent or connivance of or is proved to be attributable to the neglect of a body corporate or of a director, manager, secretary or similar officer of the body corporate or any person who was purporting to act in that capacity, the body corporate in question and that director, manager, secretary or similar officer or person so purporting to act shall each be taken to have committed that offence and may be proceeded against accordingly in addition to or instead of the first-named person.

In this subsection "director" in relation to a body corporate which -

(a) is established under any law of an overseas country or territory; and

(b) is a body whose affairs are managed by its members,

means a member of that body corporate.

(5) Where an offence under subsection (3) has been committed by a person who, at the time in question, was aboard any vessel, the master of the vessel and the master's employer shall be taken also to have committed that offence and may each be proceeded against accordingly in addition to or instead of the first-named person.

For the purposes of this subsection the registered owner of the vessel shall be deemed to be the employer of the master of the vessel unless the contrary is proved.

(6) A police officer or a fishery protection officer may arrest without warrant any person whom he reasonably suspects to have committed an offence under subsection (3) and a fishery protection officer may detain any vessel aboard which he reasonably suspects such an offence has been committed.

(7) A fishery protection officer may for the purposes of better detention of a vessel require that ship to proceed to any port in the Falkland Islands and there remain for so long as it is detained under this section.

(8) A vessel shall not be detained under this section after the latest to expire of such of the following periods as may in the circumstances be applicable -

(a) a period of seventy-two hours after it was first detained unless some person aboard that vessel is within that period charged with an offence under this section;

(b) where a person aboard that vessel is charged with an offence under subsection (3), after the determination of proceedings in relation to the prosecution of that offence or the earlier release of the vessel by order of a court; or

(c) where a court has convicted the registered owner of the vessel of an offence under subsection (3), after any fine imposed by the court on the registered vessel owner of the vessel following such conviction has been paid.

(9) Where a police officer or fishery protection officer has under subsection (6) the power to arrest any person, he or any other police officer or fishery protection officer also has power without warrant to search any premises or vessel in or upon which he reasonably believes the person he has arrested or may arrest to be or to have been at the time of the offence, but a search under this paragraph shall be limited to a search for anything which may have been used in or in connection with the commission of the offence.

(10) A police officer or a fishery protection officer may seize and detain for the purpose of it being used as evidence in a prosecution for an offence under subsection (3) anything which he reasonably suspects has been used in or in connection with the commission of such an offence.

(11) A court may make such order as it thinks fit as to the disposal of anything seized or detained under subsection (1), but if no person prosecuted for an offence under subsection (3) is convicted of an offence in or in connection with which that thing was seized and detained, the court in which proceedings for prosecution of that offence were commenced shall order that that thing be returned to the person who appears to the court to be the person who would have been entitled to possession of that thing if it had not been seized.

4. The Governor may make any regulations which appear to him to be necessary or convenient for the achievement of the purposes of this Ordinance and, without prejudice to the generality of the foregoing may make regulations - *Regulations.*

(a) prohibiting the use within Falkland Islands waters of any nets trawl line or hook of a type or length prescribed in those regulations (and being such as, in the opinion of the Governor, are likely to take, kill, wound or harm any marine mammal and whether or not the purpose of the net appears to the Governor to take kill or wound any marine mammal);

(b) restricting the use of any net trawl line or hook within Falkland Islands waters to circumstances in which it appears to the Governor its use is less likely to take, kill or wound a marine mammal.

5. The Summary Court and the Magistrate's Court shall each have power to try and determine any proceedings for an offence under this Ordinance and to impose any sentence provided for by this Ordinance. *Jurisdiction of Courts.*

6. The Ordinances specified in the Schedule are repealed. *Repeals.*

SCHEDULE (section 6)

Cap.62 Seal Fishery Ordinance
Cap.76 Whale Fishery Ordinance

OBJECTS AND REASONS

To prohibit the taking, killing, wounding etc of marine mammals and to make ancillary provision. To repeal the Seal Fishery Ordinance and Whale Fishery Ordinance which although they are obsolete (and which do not extend beyond the outer limit of the territorial sea) permit a person holding a licence under them to take and kill whales and seals ("seal" under the Seal Fishery Ordinance being defined so as to include a Sea Otter). No licences have been granted under either of the repealed Ordinances for many years and all licences granted have long since expired.

The Application of Enactments (Legislation Relating to Children)
Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Exclusion of the Children Act 1989.

**A Bill
for
An Ordinance**

to exclude the application to the Falkland Islands of any of the provisions of the Children Act 1989 as might, but for this Ordinance, so apply

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Application of Enactments (Legislation relating to Children Etc) Ordinance 1992. *Short title.*

2.(1) The provisions of Part XI of the Interpretation and General Clauses Ordinance 1977 shall not have effect (and shall be deemed never to have had effect) so as to apply to the Falkland Islands any provision of the Children Act 1989. *Exclusion of Children Act 1989.*

(2) All those provisions of any imperial enactment which -

(a) applied as law of the Falkland Islands immediately prior to 16th November 1989 (the date of the Royal Assent to the Children Act 1989); and

(b) if this section had not been enacted, are provisions which would by virtue of any provision of Part XI of the Interpretation and General Clauses Ordinance 1977 have ceased to have effect in the Falkland Islands on the coming into force of any provision of the said Act,

shall continue to apply as law of the Falkland Islands and shall be deemed to have applied as law of the Falkland Islands at all times since the 15th November 1989, and as if the Children Act 1989 had never been enacted.

(3) Where any provision of any imperial enactment first applied to the Falkland Islands after 15th November 1989 but prior to the enactment of this Ordinance and, but for that fact, subsection (2) would have effect in relation to that provision, then subsection (2) shall apply and have effect in relation to that provision with the substitution of the date on which that provision first applied in the Falkland Islands for the date of 15th November 1989.

OBJECTS AND REASONS

The Children Act 1989 made far-reaching reforms in the law relating to children and associated matters many of which relate to circumstances very different from those in the Falkland Islands and which are completely unsuitable to them. This Bill would prevent that Act applying to the Falkland Islands, and continue to apply the pre-existing law. It is intended that most, if not all, of that pre-existing law should, as soon as possible itself be replaced by locally made law.



THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

29th MAY 1992

No. 9

The following are published in this Supplement —

The Insolvency Bill 1992;

The Prohibited Goods Bill 1992.

The Insolvency Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Exclusion of the Insolvency Act 1986.

A Bill for An Ordinance

to continue the application of certain provisions of the Bankruptcy and Insolvency Act 1913 the Bankruptcy Act 1914 and the Deeds of Arrangement Act 1914 to the Falkland Islands

BE IT ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Insolvency Ordinance 1992.

Short title.

2.(1) Nothing in Part XI of the Interpretation and General Clauses Ordinance 1977 shall have effect (or be deemed ever to have had effect) so as to apply to the Falkland Islands any provision of the Insolvency Act 1986.

Exclusion of Insolvency Act 1986.

(2) The provisions of the Bankruptcy and Insolvency Act 1913, Bankruptcy Act 1914 and the Deeds of Arrangement Act 1914 (which were applied, subject to modifications as law of the Falkland Islands by section 2 of and the Schedule to the Application of Enactments Ordinance 1954) shall continue to have effect in the Falkland Islands and shall be deemed at all times since 24th July 1986 (the date on which the Insolvency Act 1986 received the Royal Assent) to have had effect in the Falkland Islands as if the Insolvency Act 1986 had never been enacted.

No. 13 of 1954.

(3) For all purposes of the law of the Falkland Islands the Insolvency Act 1985 shall be deemed never to have been enacted.

OBJECTS AND REASONS

To prevent the application of the Insolvency Act 1986 to the Falkland Islands.

The Prohibited Goods Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Interpretation.
3. Seizure, forfeiture and destruction of prohibited goods.
4. Forfeiture in other cases.
5. Storage of goods.
6. Forfeited goods to be destroyed.
7. Costs of storage and destruction.
8. Absence of Senior Magistrate.
9. Compensation for forfeiture destruction or disposal of goods.
10. Warrant to search etc.
11. Saving for other Ordinances.
12. Obstruction.

**A Bill
for
An Ordinance**

to provide that the importer of any prohibited goods shall be liable to pay the cost of their storage and destruction and for related purposes.

BE IT ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Prohibited Goods Ordinance 1992.

Short title.

2. In this Ordinance -

Interpretation.

"authorised person" means -

(a) a customs officer in all cases;

(b) all public officers employed in the Department of Agriculture in relation to any animal, bird, fish or reptile or other creature whatsoever any meat or dairy product, fresh or frozen any egg any foodstuff intended for consumption whether by humans or otherwise, any tree, plant, bush or shrub, any semen, any seed and any medicine, drug or poison intended for use upon or in relation to any creature, plant, tree or shrub whatsoever, other than a human, any fertiliser insecticide, pesticide or other substance intended to be applied or upon the soil or to any creature (other than a human) or to a plant, tree, bush or shrub;

(c) the Chief Medical Officer and every Government Medical Officer in relation to any foodstuff apparently intended for human consumption, any substance apparently intended to be used as a medicine or drug, and whether upon or in relation to humans or not, and any substance which is or appears to be a controlled substance under the provisions of the Misuse of Drugs Ordinance 1987;

(d) any police officer in relation to any gun, ammunition, crossbow, flick knife or substance which is or appears to be a controlled substance under the said Ordinance or any material which appears to be obscene; and

(e) so far as he is so authorised in relation to goods of the kind in question, any public officer authorised by the Governor in writing;

"owner" means -

- (a) in relation to goods which have been brought to the Falkland Islands from elsewhere but have not been released pursuant to the Customs Ordinance for delivery to the consignee of the goods, the consignee;
- (b) in any other case, the person who appears to be in possession of the goods other than for the purpose of carriage of the goods to another person in the Falkland Islands, when it means that other person;

"prohibited goods" means anything whatsoever the importation or carriage coastwise of which is -

- (a) the importation of which is prohibited under any written law of the Falkland Islands (including, without prejudice to the generality of the foregoing, a proclamation under section 35 of the Customs Ordinance, and the provisions of section 36 of that Ordinance);
- (b) the carriage of coastwise which is prohibited under any written law of the Falkland Islands except under the authority of a licence or permission granted under that or any other written law of the Falkland Islands, but where such a licence or permission has been granted if and only if any conditions of that licence or permission, stated therein either explicitly or by reference or applying by reason of the provisions of any written law, have not been complied with in relation to the importation or carriage coastwise of the goods.

3.(1) Subject to this section, an authorised person may seize, and take possession in the name of the Crown of, any goods which he reasonably believes to be prohibited goods.

Seizure, forfeiture and destruction of prohibited goods.

(2) Whenever an authorised person exercises powers under subsection (1) he shall forthwith by notice in writing inform the owner of those goods of that seizure and the reasons for it.

(3) A person upon whom a notice under subsection (2) has been served may within two days of its service upon him by notice in writing appeal to the Magistrate's Court against the seizure of the goods.

(4) On receipt of a notice of appeal under section (3), the court shall proceed to determine the appeal as expeditiously as may be possible in all the circumstances of the case.

(5) The court shall not allow an appeal under subsection (3) unless it is satisfied, on the balance of probabilities, that the goods are not prohibited goods. Where it is so satisfied it -

(a) shall order the release of the goods to the appellant or other person entitled to immediate possession of the goods;

(b) may order the Crown to pay to the appellant (or if he is not the person entitled to immediate possession of the goods, to that person) such sum as it appears to the court will reasonably compensate him for any loss he has suffered by reason of the detention of the goods,

but unless it is so satisfied, the court shall order that the goods be forfeit to the Crown. No appeal shall lie from a decision of the court under this section.

(6) Nothing in subsection (1) enables the seizure of any goods after the expiry of a period of fourteen days from the day on which they were first landed in the Falkland Islands.

4. Where -

Forfeiture in other cases.

- (a) a notice has been served under section 3(2); and
- (b) two days have expired since the service of that notice and notice of appeal has been lodged under section 3(3),

the authorised person who served the notice under section 3(2) or any other authorised person may by further written notice to the same person upon whom the first-mentioned notice was served declare the goods to be forfeit to the Crown whereupon the goods shall be so forfeit and shall be dealt with in accordance with section 6.

5.(1) Where a notice has been served under section 3(2) the authorised person who served the notice shall secure that the goods are stored in some place in the possession of or under the control of the Crown until such time as they are - *Storage of goods.*

- (a) released under section 3(5)(a);
- (b) ordered to be forfeit to the Crown under section 3(5)(b); or
- (c) declared to be forfeit under section 4,

whichever, in the circumstances of the case, is appropriate.

(2) Where goods are stored under subsection (1) they shall so far as is reasonably possible be stored in such a manner that they are preserved from theft, damage or deterioration, but neither the Crown nor any servant of the Crown shall be liable for any damage or deterioration to the goods -

- (a) occasioned by any third party; or
- (b) due to the deterioration of goods which, of their nature, are perishable; or
- (c) which are not due to the wilful act or default of the Crown or the servant of the Crown in question; or
- (d) for which a gratuitous bailee of the goods would not be liable.

6.(1) Unless otherwise directed by the Chief Executive the head of the relevant department of the Government shall so soon as is reasonably possible destroy or arrange for the destruction of any goods forfeited to the Crown under this Ordinance. *Forfeited goods to be destroyed.*

(2) Where the head of the relevant department of the Government has been directed by the Chief Executive to deal with the goods in some manner other than by destroying them or arranging for their destruction he shall deal with them in that manner.

(3) In this section, "head of the relevant department of the Government" means the head of that department of the Government of which the authorised person who served the notice under section 3(2) was a member at the time of service of that notice.

7.(1) Where goods are forfeited to the Crown under this Ordinance, the owner of the goods shall repay to the Crown, on demand - *Costs of storage and destruction.*

- (a) the costs of their storage until they are dealt with under section 6;
- (b) the costs of the destruction or otherwise dealing with the goods,

and, if he shall fail to do so, they shall be recoverable from him by the Crown as a civil debt.

(2) In subsection (1) "costs" includes -

- (a) any sum the Crown has paid to any other person in connection with the storage, destruction or other disposal of the goods;
- (b) such sums as may be reasonable charged by the Crown in relation to the storage or preservation of the goods, including, in the case of perishable goods, charges for electricity or other energy consumed in connection with their preservation.

8.(1) In the absence from the Falkland Islands of the Senior Magistrate or his unavailability for any reason to exercise the functions of the Magistrate's Court under section 3 and in the case of a vacancy for the time being in the post of Senior Magistrate, those powers shall be had and may be exercised by the Summary Court.

Absence of Senior Magistrate.

(2) The certificate of the Chief Executive that the jurisdiction of the Summary Court conferred by subsection (1) is, at the date of the certificate, exercisable shall be conclusive as to that matter.

9.(1) No person shall be entitled to compensation from the Crown or any Crown servant for the forfeiture, destruction or other disposal of any goods under the provisions of this Ordinance.

Compensation for forfeiture destruction or disposal of goods.

(2) Subsection (1) shall not affect any rights any person has in contract against the person who sold or disposed of the goods to him.

10.(1) An authorised person may if he has reasonable cause to believe and

Warrant to search etc.

(a) that there are upon any land or premises any goods which are prohibited goods under this Ordinance; and

(b) that those goods were first landed in the Falkland Islands within the preceding fourteen days;

apply to the Senior Magistrate or a justice of the peace for a warrant authorising him to enter upon that land or those premises and search for those goods and seize the same, and the Senior Magistrate or justice of the peace if satisfied by evidence given on oath that that belief is reasonable shall grant such a warrant.

(2) A warrant granted under subsection (1) shall have effect to authorise the applicant for it and every other authorised person to enter upon the land or premises specified in the warrant and there seize under section 3(2) any prohibited goods he may find, whereupon that authorised person shall comply with section 3(2).

11. Where any prohibited goods may be seized, forfeited or destroyed under any provision of any other written law of the Falkland Islands, nothing in this Ordinance shall be construed as precluding the exercise of powers under that provision other written law in respect of those goods instead of under the provisions of this Ordinance.

Saving for other Ordinances.

12. A person who obstructs an authorised person -

Obstruction.

- (a) in the exercise of his powers under section 3(1); or
- (b) in the execution of a warrant granted under section 10(1),

commits an offence and is liable on conviction thereof to a fine not exceeding the maximum of level 5 on the standard scale.

OBJECTS AND REASONS

To provide further powers as to the seizure of prohibited goods.



THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

31st JULY 1992

No. 9

The following is published in this Supplement —

The Civil Cases (Fees : Crown) Rules 1992 (S.R. & O. No. 11 of 1992).

SUBSIDIARY LEGISLATION

ADMINISTRATION OF JUSTICE

The Civil Cases (Fees : Crown) Rules 1992

(S. R. & O. No. 11 of 1992)

Made: 30th July 1992

Published: 31st July 1992

Coming into operation : on publication

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance^(a) I make the following Rules -

1. These Rules may be cited as the Civil Cases (Fees : Crown) Rules 1992 and shall come into force upon the date of their first publication in the Gazette.

Citation.

2. Notwithstanding the provisions of any other regulations orders or rules applicable in the Falkland Islands, where the Crown is a party to any civil proceedings, then except insofar as such fees paid by another party to the proceedings are included in or are the subject of an order for costs in those proceedings made by a court against the Crown, none of the fees prescribed by any such regulations orders or rules are payable by the Crown.

*Fees not payable
by the Crown.*

Made this 30th day of July 1992

R. SAMPSON,
Acting Governor.

^(a) Cap. 3 1950 Edition of the Laws of the Falkland Islands.



THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

10th JULY 1992

No. 10

The following are published in this Supplement —

The Appropriation Ordinance (No. 1 of 1992);

The Road Traffic (Amendment) Ordinance (No. 2 of 1992);

The Insolvency Ordinance (No. 3 of 1992);

The Non-Contributory Old Age Pensions (Amendment) Ordinance (No. 4 of 1992);

The Application of Enactments (Amendment) Ordinance (No. 5 of 1992);

The Application of Enactments (Legislation Relating to Children Etc) Ordinance (No. 6 of 1992);

The Prohibited Goods Ordinance (No. 7 of 1992);

The Marine Mammals Ordinance (No. 8 of 1992);

The Old Age Pensions (Amendment) Ordinance (No. 9 of 1992);

The Criminal Law (Amendment) Ordinance (No. 10 of 1992);

The Merchant Shipping (Adoption of Legislation) Ordinance (No. 11 of 1992);

The Appropriation Ordinance 1992

(No: 1 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Appropriation of £39,652,150 for the service of the year 1992-1993.

SCHEDULE

ELIZABETH II

3



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Appropriation Ordinance 1992

(No: 1 of 1992)

An Ordinance
provide for the service of the Financial Year commencing on 1 July 1992
and ending on 30 June 1993.

(assented to: 24th June 1992)
(commencement: 1st July 1992)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Appropriation Ordinance 1992. *Short title.*
2. The Financial Secretary may cause to be issued out of the Consolidated Fund and applied to the service of the year commencing on 1 July 1992 and ending on 30 June 1993 ("the financial year"), sums not exceeding in aggregate the sum of THIRTY NINE MILLION SIX HUNDRED AND FIFTY TWO THOUSAND ONE HUNDRED AND FIFTY 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 and which will come in course of payment during the financial year. *Appropriation of
£39,652,150 for the
service of the year
1992-1993.*

SCHEDULE

Number	Head of Service	£
PART I OPERATING BUDGET		
100	Aviation	1,624,620
150	Posts and Telecommunications	334,820
200	Medical and Dental	2,160,700
250	Education and Training	2,152,230
300	Customs and Harbour	123,000
320	Fisheries	6,178,200
350	Public Works	5,056,120
390	Fox Bay Village	57,350
400	Agriculture	741,770
450	Attorney General/Justice	394,480
500	Falkland Islands Defence Force	181,730
550	Police, Fire & Rescue & Immigration	552,680
600	Secretariat, Treasury, Central Store, Broadcasting etc	1,914,160
650	Pensions and Gratuities	380,400
700	Social Welfare	355,600
750	Governor	174,670
800	Legislature	204,840
850	Falkland Islands Government Office	292,990
TOTAL OPERATING BUDGET		22,880,360
PART II CAPITAL BUDGET		
950	Expenditure	16,771,790
TOTAL EXPENDITURE		£39,652,150

Ref: TRE/14/25

LEGISLATIVE



Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Road Traffic (Amendment) Ordinance 1992

(No: 2 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title and commencement.
2. Amendment of section 4 of the Road Traffic Ordinance (Cap. 60).



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Road Traffic (Amendment) Ordinance 1992

(No: 2 of 1992)

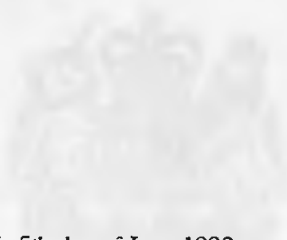
An Ordinance
to amend the Road Traffic Ordinance.

(assented to: 24th June 1992)
(commencement: 1st July 1992)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Road Traffic (Amendment) Ordinance 1992 and shall come into operation on 1st July 1992. *Short title and commencement.*
- 2.(1) Section 4(1) of the Road Traffic Ordinance is repealed and replaced by the following section *Amendment of section 4 of the Road Traffic Ordinance (Cap. 60).*
- "4.(1) Subject to subsection (3) there shall be charged, levied and paid in respect of every motor vehicle or trailer used on a road, duty at the following annual rates - *Motor Vehicle and Trailer Licences.*

Trailer	£4.00
Motorcycle	£15.00
Cars, Landrovers	£36.00
Vans, Lorries, tractors and other heavy vehicles	£57.00".

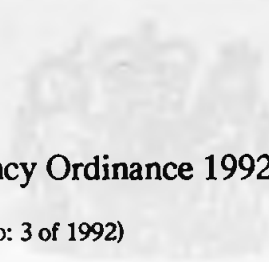


Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.



The Insolvency Ordinance 1992

(No: 3 of 1992)

ARRANGEMENT OF PROVISIONS

Section

- 1. Short title.
- 2. Exclusion of the Insolvency Act 1986.

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Insolvency Ordinance 1992

(No: 3 of 1992)

An Ordinance
to continue the application of certain provisions of the Bankruptcy and
Insolvency Act 1913 the Bankruptcy Act 1914 and the Deeds of
Arrangement Act 1914 to the Falkland Islands.

(assented to: 24th June 1992)
(commencement: on publication)
(published: 10th July 1992)

BE IT ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Insolvency Ordinance 1992.

Short title.

2.(1) Nothing in Part XI of the Interpretation and General Clauses Ordinance 1977 shall have effect (or be deemed ever to have had effect) so as to apply to the Falkland Islands any provision of the Insolvency Act 1986.

Exclusion of Insolvency Act 1986.

(2) The provisions of the Bankruptcy and Insolvency Act 1913, Bankruptcy Act 1914 and the Deeds of Arrangement Act 1914 (which were applied, subject to modifications as law of the Falkland Islands by section 2 of and the Schedule to the Application of Enactments Ordinance 1954) shall continue to have effect in the Falkland Islands and shall be deemed at all times since 24th July 1986 (the date on which the Insolvency Act 1986 received the Royal Assent) to have had effect in the Falkland Islands as if the Insolvency Act 1986 had never been enacted.

No. 13 of 1954.

(3) For all purposes of the law of the Falkland Islands the Insolvency Act 1985 shall be deemed never to have been enacted.

FALKLAND ISLANDS



THE GOVERNMENT OF THE FALKLAND ISLANDS

Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Non-Contributory Old Age Pensions (Amendment) Ordinance 1992

(No: 4 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title and commencement.
2. The principal Ordinance.
3. Replacement of Schedule.

SCHEDULE

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Non-Contributory Old Age Pensions (Amendment) Ordinance 1992

(No: 4 of 1992)

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

(assented to: 24th June 1992)
(commencement: 1st July 1992)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows :

- 1. This Ordinance may be cited as the Non-Contributory Old Age Pensions (Amendment) Ordinance 1992 and shall come into force on 1st July 1992. *Short title and commencement.*
- 2. In this Ordinance, "the principal Ordinance" means the Non-Contributory Old Age Pensions Ordinance 1961. *The principal Ordinance.*
- 3. The Schedule to the principal Ordinance is replaced by the following Schedule - *Replacement of Schedule.*

"SCHEDULE

Married man	£72.00
Unmarried person	£51.50
Man or women separate or living apart from his or her wife	£51.50".

	<u>Current</u> 1991/92 £	<u>Proposed</u> 1992/93 £	<u>Increase</u> £ %	
Married Rate Pension	67.00	72.00	5.00	7.46
Single Rate Pension	48.00	51.50	3.50	7.29



Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Application of Enactments (Amendment) Ordinance 1992

(No: 5 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Deletions and repeal.
3. Application of imperial enactment.

SCHEDULE 1
SCHEDULE 2

ELIZABETH II



 Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Application of Enactments (Amendment) Ordinance 1992

(No: 5 of 1992)

An Ordinance
to amend the Application of Enactments Ordinance 1954.

(assented to: 24th June 1992)
(commencement: on publication)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Application of Enactments (Amendment) Ordinance 1992. *Short title.*
- 2.(1) The enactments specified in Schedule 1 to this Ordinance are deleted from the Schedule to the Application of Enactments Ordinance 1954, as amended, without prejudice to their continued application in the Falkland Islands by virtue of any other written law of the Falkland Islands or any imperial enactment: *Deletions and repeal.*

 Provided that in the continued application of those enactments in the Falkland Islands, the exceptions and modifications stated in respect of those enactments in the Application of Enactments Ordinance 1954, as amended, shall remain in force.
 - (2) The enactments specified in Schedule 2 to this Ordinance are deleted from the Schedule to the Application of Enactments Ordinance 1954, as amended, without qualification.
 - (3) The Application of Enactments (Intestates' Estates and Family Provision) Ordinance 1964 is repealed without prejudice to its continued application in the Falkland Islands by virtue of any other written law of the Falkland Islands :
 Provided that in its continued application in the Falkland Islands, the modifications stated in respect of it in the 1964 Ordinance shall remain in force.
3. The Civil Liability (Contribution) Act 1978 is added as an item in the Schedule to the Application of Enactments Ordinance 1954. *Application of imperial enactment.*

SCHEDULE 1

(Section 2(1))

**ENACTMENTS DELETED FROM APPLICATION OF ENACTMENTS ORDINANCE 1954,
AS AMENDED, WITHOUT PREJUDICE TO THEIR CONTINUED APPLICATION
IN THE FALKLAND ISLANDS UNDER ANY WRITTEN LAW OF THE
FALKLAND ISLANDS**

<i>Item No. in Schedule to Application of Enactments Ordinance 1954</i>	<i>Regnal year and Chapter</i>	<i>Short title</i>	<i>Extent of deletion</i>
1.	3A	6 Ed. VII, c.41	Marine Insurance Act 1906 Whole Act in so far as applicable in the Falkland Islands
2.	7	8 Ed. VII, c.53	Law of Distress (Amendment) Act 1908 "
3.	7A	9 Ed. VII, c.12	Marine Insurance (Gambling Policies) Act 1909 "
4.	17	5 & 6 Geo. V, c.90	Indictments Act 1915 "
5.	21	7 & 8 Geo. V, c.48	Bills of Exchange (Time of Noting) Act 1917 "
6.	27	15 Geo. V, c.23	Administration of Estates Act 1925 "
7.	29	15 & 16 Geo. V, c.49	Supreme Court of Judicature (Consolidation) Act 1925 Sections 155, 159-66
8.	31	15 & 15 Geo. V, c.86	Criminal Justice Act 1925 Sections 12(4) para. 2, 28(1), 28(2), 39
9.	38	23 & 24 Geo. V, c.12	Children & Young Persons Act 1933 Sections 15, 42, 43
10.	40	23 & 24 Geo. V, c.36	Administration of Justice (Miscellaneous Provisions) Act 1933 Section 7
11.	42	24 & 25 Geo. V, c.41	Law Reform (Miscellaneous Provisions) Act 1934 Section 1

12.	44	25 & 26 Geo. V, c.30	Law Reform (Married Women and Tortfeasors) Act 1935	Sections 1, 2(1), 3, 4, 5, 8(1) and (3) and First Schedule
13.	46	1 & 2 Geo. VI, c.28	Evidence Act 1938	Whole Act in so far as applicable in the Falkland Islands
14.	55	11 & 12 Geo. V, c.41	Law Reform (Personal Injuries) Act 1948	Section 1
15.	56	11 & 12 Geo. VI, c.58	Criminal Justice Act 1948	Sections 39(1), (3) and (5), 41(1), 44
16.	Unnu- mbered	2 & 3 Eliz. II, c.34	Law Reform (Enforcement of Contracts) Act 1954	Section 1

SCHEDULE 2

(Section 2(2))

**ENACTMENTS DELETED FROM APPLICATION OF ENACTMENTS ORDINANCE
1954, AS AMENDED, WITHOUT QUALIFICATION**

<i>Item No. in Schedule to Application of Enactments Ordinance 1954</i>	<i>Regnal year and Chapter</i>	<i>Short title</i>	<i>Extent of deletion</i>
1.	2	6 Ed. VII c.16	Extradition Act 1906 Whole Act in so far as applicable in the Falkland Islands
2.	5	8 Ed. VII, c.7	Fatal Accidents (Damages) Act 1908 "
3.	8	9 Ed. VII, c.37	Oaths Act 1909 "
4.	11	3 & 4 Geo. V, c.4	Prisoners (Temporary Discharge for Ill-health) Act 1913 "
5.	13	4 & 5 Geo. V, c.6	Affiliation Orders Act 1914 "
6.	15	4 & 5 Geo. V, c.58	Criminal Justice Administration Act 1914 Sections 14, 28(2), 38, 39(1), 40(1)(a), 40(1)(c), 41

7.	18	5 & 5 Geo. V, c.94	Evidence (Amendment) Act 1915	Sections 5 and 6
8.	22	9 & 10 Geo. V, c.54	Animals (Anaesthetics) Act 1919	Whole Act in so far as applicable in the Falkland Islands
9.	26	13 & 14 Geo. V, c.23	Bastardy Act 1923	"
10.	29	15 & 16 Geo. V, c.49	Supreme Court of Judicature (Consolidation) Act 1925	Sections 167(7), 185, 186, 187, 188
11.	31	15 & 16 Geo. V, c.86	Criminal Justice Act 1925	Sections 12(6), 28(3), 35, 38, 41
12.	32	16 & 17 Geo. V, c.29	Adoption of Children Act 1926	Whole Act in so far as applicable in the Falkland Islands
13.	33	16 & 17 Geo. V, c.60	Legitimacy Act 1926	"
14.	34	18 & 19 Geo. V, c.25	Administration of Justice Act 1928	Section 16
15.	36	19 & 20 Geo. V, c.35	Age of Marriage Act 1929	Whole Act in so far as applicable in the Falkland Islands
16.	37	22 & 23 Geo. V, c.39	Extradition Act 1932	"
17.	38	23 & 24 Geo. V, c.12	Children and Young Persons Act 1933	Sections 2, 16, 41, 51, 57, 58, 91, 100, 102(1)(a) and (2)
18.	41	24 & 25 Geo. V, c.14	Arbitration Act 1934	Whole Act in so far as applicable in the Falkland Islands
19.	42	24 & 25 Geo. V, c.41	Law Reform (Miscellaneous Provisions) Act 1934	Sections 2, 3 and 4
20.	44	25 & 26 Geo. V, c.30	Law Reform (Married Women & Tortfeasors Act 1935	Sections 6, 8(2)
21.	47	1 & 2 Geo. VI, c.63	Administration of Justice (Miscellaneous Provisions) Act 1938	Sections 7, 8, 9, 10(1)
22.	48	2 & 3 Geo. VI, c.21	Limitation Act 1939	Whole Act in so far as applicable in the Falkland Islands

23.	56	11 & 12 Geo. VI, c.58	Criminal Justice Act 1948	Sections 1, 2, 13, 14, 15, 16, 19, 41(3), (4) and (5), 44, 79, 80
24.	59	12 & 13 Geo. VI, c.100	Law Reform (Miscellaneous Provisions) Act 1949	Sections 1, 5, 6, 7
25.	64	1 & 2 Eliz. II, c.48	Merchandise Marks Act 1953	Sections 1(1)-(5), 4 and 5
26.	Unnu- mbered	7 & 8 Eliz. II, c.65	Fatal Accidents Act 1959	Whole Act in so far as applicable in the Falkland Islands
27.	Unnu- mbered	2 & 3 Eliz. II, c.34	Law Reform (Enforcement of Contracts) Act 1954	"
28.	Unnu- mbered	2 & 3 Eliz. II, c.36	Law Reform (Limitation of Actions, etc.) Act 1954	"
29.	Unnu- mbered	7 & 8 Eliz. II, c.73	Legitimacy Act 1959	"
30.	Unnu- mbered	8 Edw. VII, c.47	Lunacy Act 1908	"

Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Application of Enactments (Legislation Relating to Children Etc) Ordinance 1992

(No: 6 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Exclusion of the Children Act 1989.

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Application of Enactments (Legislation Relating to Children)
Ordinance 1992

(No: 6 of 1992)

An Ordinance

to exclude the application to the Falkland Islands of any of the provisions of the Children Act 1989 as might, but for this Ordinance, so apply.

(assented to: 23rd June 1992)

(commencement: on publication)

(publication: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Application of Enactments (Legislation relating to Children Etc) Ordinance 1992. *Short title.*

2.(1) The provisions of Part XI of the Interpretation and General Clauses Ordinance 1977 shall not have effect (and shall be deemed never to have had effect) so as to apply to the Falkland Islands any provision of the Children Act 1989. *Exclusion of Children Act 1989.*

(2) All those provisions of any imperial enactment which -

(a) applied as law of the Falkland Islands immediately prior to 16th November 1989 (the date of the Royal Assent to the Children Act 1989); and

(b) if this section had not been enacted, are provisions which would by virtue of any provision of Part XI of the Interpretation and General Clauses Ordinance 1977 have ceased to have effect in the Falkland Islands on the coming into force of any provision of the said Act,

shall continue to apply as law of the Falkland Islands and shall be deemed to have applied as law of the Falkland Islands at all times since the 15th November 1989, and as if the Children Act 1989 had never been enacted.

(3) Where any provision of any imperial enactment first applied to the Falkland Islands after 15th November 1989 but prior to the enactment of this Ordinance and, but for that fact, subsection (2) would have effect in relation to that provision, then subsection (2) shall apply and have effect in relation to that provision with the substitution of the date on which that provision first applied in the Falkland Islands for the date of 15th November 1989.



Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.



The Prohibited Goods Ordinance 1992

(No: 7 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Interpretation.
3. Seizure, forfeiture and destruction of prohibited goods.
4. Forfeiture in other cases.
5. Storage of goods.
6. Forfeited goods to be destroyed.
7. Costs of storage and destruction.
8. Absence of Senior Magistrate.
9. Compensation for forfeiture destruction or disposal of goods.
10. Warrant to search etc.
11. Saving for other Ordinances.
12. Obstruction.

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Prohibited Goods Ordinance 1992

(No: 7 of 1992)

An Ordinance

to provide that the importer of any prohibited goods shall be liable to pay the cost of their storage and destruction and for related purposes.

(assented to: 23rd June 1992)
(commencement: on publication)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Prohibited Goods Ordinance 1992.
2. In this Ordinance -

Short title.

"authorised person" means -

- (a) a customs officer in all cases;
- (b) all public officers employed in the Department of Agriculture in relation to any animal, bird, fish or reptile or other creature whatsoever any meat or dairy product, fresh or frozen any egg any foodstuff intended for consumption whether by humans or otherwise, any tree, plant, bush or shrub, any semen, any seed and any medicine, drug or poison intended for use upon or in relation to any creature, plant, tree or shrub whatsoever, other than a human, any fertiliser insecticide, pesticide or other substance intended to be applied or upon the soil or to any creature (other than a human) or to a plant, tree, bush or shrub;
- (c) the Chief Medical Officer and every Government Medical Officer in relation to any foodstuff apparently intended for human consumption, any substance apparently intended to be used as a medicine or drug, and whether upon or in relation to humans or not, and any substance which is or appears to be a controlled substance under the provisions of the Misuse of Drugs Ordinance 1987;

Interpretation.

(d) any police officer in relation to any gun, ammunition, crossbow, flick knife or substance which is or appears to be a controlled substance under the said Ordinance or any material which appears to be obscene; and

(e) so far as he is so authorised in relation to goods of the kind in question, any public officer authorised by the Governor in writing;

owner means -

(a) in relation to goods which have been brought to the Falkland Islands from elsewhere but have not been released pursuant to the Customs Ordinance for delivery to the consignee of the goods, the consignee;

(b) in any other case, the person who appears to be in possession of the goods other than for the purpose of carriage of the goods to another person in the Falkland Islands, when it means that other person;

"prohibited goods" means anything whatsoever the importation or carriage coastwise of which is -

(a) the importation of which is prohibited under any written law of the Falkland Islands (including, without prejudice to the generality of the foregoing, a proclamation under section 35 of the Customs Ordinance, and the provisions of section 36 of that Ordinance);

(b) the carriage coastwise of which is prohibited under any written law of the Falkland Islands except under the authority of a licence or permission granted under that or any other written law of the Falkland Islands, but where such a licence or permission has been granted if and only if any conditions of that licence or permission, stated therein either explicitly or by reference or applying by reason of the provisions of any written law, have not been complied with in relation to the importation or carriage coastwise of the goods.

3.(1) Subject to this section, an authorised person may seize, and take possession in the name of the Crown of, any goods which he reasonably believes to be prohibited goods.

Seizure, forfeiture and destruction of prohibited goods.

(2) Whenever an authorised person exercises powers under subsection (1) he shall forthwith by notice in writing inform the owner of those goods of that seizure and the reasons for it.

(3) A person upon whom a notice under subsection (2) has been served may within two days of its service upon him by notice in writing appeal to the Magistrate's Court against the seizure of the goods.

(4) On receipt of a notice of appeal under section (3), the court shall proceed to determine the appeal as expeditiously as may be possible in all the circumstances of the case.

(5) The court shall not allow an appeal under subsection (3) unless it is satisfied, on the balance of probabilities, that the goods are not prohibited goods. Where it is so satisfied it -

(a) shall order the release of the goods to the appellant or other person entitled to immediate possession of the goods;

(b) may order the Crown to pay to the appellant (or if he is not the person entitled to immediate possession of the goods, to that person) such sum as it appears to the court will reasonably compensate him for any loss he has suffered by reason of the detention of the goods,

but unless it is so satisfied, the court shall order that the goods be forfeit to the Crown. No appeal shall lie from a decision of the court under this section.

(6) Nothing in subsection (1) enables the seizure of any goods after the expiry of a period of fourteen days from the day on which they were first landed in the Falkland Islands.

4. Where -

Forfeiture in other cases.

- (a) a notice has been served under section 3(2); and
- (b) two days have expired since the service of that notice and notice of appeal has been lodged under section 3(3),

the authorised person who served the notice under section 3(2) or any other authorised person may by further written notice to the same person upon whom the first-mentioned notice was served declare the goods to be forfeit to the Crown whereupon the goods shall be so forfeit and shall be dealt with in accordance with section 6.

5.(1) Where a notice has been served under section 3(2) the authorised person who served the notice shall secure that the goods are stored in some place in the possession of or under the control of the Crown until such time as they are -

Storage of goods.

- (a) released under section 3(5)(a);
- (b) ordered to be forfeit to the Crown under section 3(5)(b); or
- (c) declared to be forfeit under section 4,

whichever, in the circumstances of the case, is appropriate.

(2) Where goods are stored under subsection (1) they shall so far as is reasonably possible be stored in such a manner that they are preserved from theft, damage or deterioration, but neither the Crown nor any servant of the Crown shall be liable for any damage or deterioration to the goods -

- (a) occasioned by any third party; or
- (b) due to the deterioration of goods which, of their nature, are perishable; or
- (c) which are not due to the wilful act or default of the Crown or the servant of the Crown in question; or
- (d) for which a gratuitous bailee of the goods would not be liable.

6.(1) Unless otherwise directed by the Chief Executive the head of the relevant department of the Government shall so soon as is reasonably possible destroy or arrange for the destruction of any goods forfeited to the Crown under this Ordinance.

Forfeited goods to be destroyed.

(2) Where the head of the relevant department of the Government has been directed by the Chief Executive to deal with the goods in some manner other than by destroying them or arranging for their destruction he shall deal with them in that manner.

(3) In this section, "head of the relevant department of the Government" means the head of that department of the Government of which the authorised person who served the notice under section 3(2) was a member at the time of service of that notice.

7.(1) Where goods are forfeited to the Crown under this Ordinance, the owner of the goods shall repay to the Crown, on demand - *Costs of storage and destruction.*

(a) the costs of their storage until they are dealt with under section 6;

(b) the costs of the destruction or otherwise dealing with the goods,

and, if he shall fail to do so, they shall be recoverable from him by the Crown as a civil debt.

(2) In subsection (1) "costs" includes -

(a) any sum the Crown has paid to any other person in connection with the storage, destruction or other disposal of the goods;

(b) such sums as may be reasonable charged by the Crown in relation to the storage or preservation of the goods, including, in the case of perishable goods, charges for electricity or other energy consumed in connection with their preservation.

8.(1) In the absence from the Falkland Islands of the Senior Magistrate or his unavailability for any reason to exercise the functions of the Magistrate's Court under section 3 and in the case of a vacancy for the time being in the post of Senior Magistrate, those powers shall be had and may be exercised by the Summary Court. *Absence of Senior Magistrate.*

(2) The certificate of the Chief Executive that the jurisdiction of the Summary Court conferred by subsection (1) is, at the date of the certificate, exercisable shall be conclusive as to that matter.

9.(1) No person shall be entitled to compensation from the Crown or any Crown servant for the forfeiture, destruction or other disposal of any goods under the provisions of this Ordinance. *Compensation for forfeiture destruction or disposal of goods.*

(2) Subsection (1) shall not affect any rights any person has in contract against the person who sold or disposed of the goods to him.

10.(1) An authorised person may if he has reasonable cause to believe and *Warrant to search etc.*

(a) that there are upon any land or premises any goods which are prohibited goods under this Ordinance; and

(b) that those goods were first landed in the Falkland Islands within the preceding fourteen days;

apply to the Senior Magistrate or a justice of the peace for a warrant authorising him to enter upon that land or those premises and search for those goods and seize the same, and the Senior Magistrate or justice of the peace if satisfied by evidence given on oath that that belief is reasonable shall grant such a warrant.

(2) A warrant granted under subsection (1) shall have effect to authorise the applicant for it and every other authorised person to enter upon the land or premises specified in the warrant and there seize under section 3(2) any prohibited goods he may find, whereupon that authorised person shall comply with section 3(2).

11. Where any prohibited goods may be seized, forfeited or destroyed under any provision of any other written law of the Falkland Islands, nothing in this Ordinance shall be construed as precluding the exercise of powers under that provision other written law in respect of those goods instead of under the provisions of this Ordinance. *Saving for other Ordinances.*

12. A person who obstructs an authorised person -

Obstruction.

(a) in the exercise of his powers under section 3(1); or

(b) in the execution of a warrant granted under section 10(1),

commits an offence and is liable on conviction thereof to a fine not exceeding the maximum of level 5 on the standard scale.

Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Marine Mammals Ordinance 1992

(No: 8 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Interpretation.
3. Prohibition of taking killing etc of marine mammals.
4. Importation or exportation of marine mammals.
5. Regulations.
6. Jurisdiction of Courts.
7. Repeals.

SCHEDULE

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Marine Mammals Ordinance 1992

(No: 8 of 1992)

An Ordinance
to prohibit the killing or taking of marine mammals on land or in the
internal waters, territorial sea or fishery waters of the Falkland Islands.

(assented to: 23rd June 1992)
(commencement: on publication)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Marine Mammals Ordinance 1992.

Short title.

2. In this Ordinance, and unless the context otherwise requires -

Interpretation.

"cetacean" means any creature such as a whale, dolphin or porpoise and which is an aquatic placental mammal is adopted for aquatic life and has a blowhole for breathing;

"court" means the Summary Court or the Magistrate's Court;

"Falkland Islands waters" means the internal waters, territorial sea and fishery waters of the Falkland Islands;

"marine mammal" means any cetacean, otter or pinniped;

"otter" means any mammal of the subfamily *Lutrinae*;

"pinniped" means any animal such as a seal, fur seal or sealion which is an aquatic placental mammal which has a streamlined body and limbs specialised as flippers.

3.(1) Except as provided by subsection (2) it shall be unlawful for any person -

*Prohibition of
taking killing etc
of marine mammals.*

(a) with intent to do so, to take, wound or kill any marine mammal on land within the Falkland Islands or within Falkland Islands waters;

(b) on land in the Falkland Islands or within Falkland Islands waters to administer any noxious substance to any marine mammal;

(c) to use on land within the Falkland Islands or within Falkland Islands waters any explosive in such manner as, in all the circumstances of the case, is likely to cause harm to any marine mammal; or

(d) to use within Falkland Islands waters, any net, trawl line or hook of a type or length prescribed for the purposes of this paragraph by regulations made under section 4, in any manner prohibited by such regulations.

(2) Nothing in subsection (1) prohibits -

(a) any person doing anything reasonably done with the intent of relieving or preventing suffering by the marine mammal to which that thing is done;

(b) any person doing anything reasonably done with the intent of preserving the life of or preventing injury to the person doing that thing or any other person,

but, in a prosecution for an offence under subsection (3), it is for the person doing that thing to prove on the balance of probabilities that it was done with one or other of the intents mentioned in (a) and (b) and that it was reasonably done with the intent in question.

(3) A person who contravenes subsection (1) is liable if he be not a body corporate to a fine of an amount not exceeding £10,000 or to imprisonment for a period not exceeding twelve months, but if a body corporate to a fine of an amount not exceeding £250,000.

(4) Where an offence under subsection (3) has been committed by a person with the consent or connivance of or is proved to be attributable to the neglect of a body corporate or of a director, manager, secretary or similar officer of the body corporate or any person who was purporting to act in that capacity, the body corporate in question and that director, manager, secretary or similar officer or person so purporting to act shall each be taken to have committed that offence and may be proceeded against accordingly in addition to or instead of the first-named person.

In this subsection "director" in relation to a body corporate which -

(a) is established under any law of an overseas country or territory; and

(b) is a body whose affairs are managed by its members,

means a member of that body corporate.

(5) Where an offence under subsection (3) has been committed by a person who, at the time in question, was aboard any vessel, the master of the vessel and the master's employer shall be taken also to have committed that offence and may each be proceeded against accordingly in addition to or instead of the first-named person.

For the purposes of this subsection the registered owner of the vessel shall be deemed to be the employer of the master of the vessel unless the contrary is proved.

(6) A police officer or a fishery protection officer may arrest without warrant any person whom he reasonably suspects to have committed an offence under subsection (3) and a fishery protection officer may detain any vessel aboard which he reasonably suspects such an offence has been committed.

(7) A fishery protection officer may for the purposes of better detention of a vessel require that ship to proceed to any port in the Falkland Islands and there remain for so long as it is detained under this section.

(8) A vessel shall not be detained under this section after the latest to expire of such of the following periods as may in the circumstances be applicable -

(a) a period of seventy-two hours after it was first detained unless some person aboard that vessel is within that period charged with an offence under this section;

(b) where a person aboard that vessel is charged with an offence under subsection (3), after the determination of proceedings in relation to the prosecution of that offence or the earlier release of the vessel by order of a court; or

(c) where a court has convicted the registered owner of the vessel of an offence under subsection (3), after any fine imposed by the court on the registered vessel owner of the vessel following such conviction has been paid.

(9) Where a police officer or fishery protection officer has under subsection (6) the power to arrest any person, he or any other police officer or fishery protection officer also has power without warrant to search any premises or vessel in or upon which he reasonably believes the person he has arrested or may arrest to be or to have been at the time of the offence, but a search under this paragraph shall be limited to a search for anything which may have been used in or in connection with the commission of the offence.

(10) A police officer or a fishery protection officer may seize and detain for the purpose of it being used as evidence in a prosecution for an offence under subsection (3) anything which he reasonably suspects has been used in or in connection with the commission of such an offence.

(11) A court may make such order as it thinks fit as to the disposal of anything seized or detained under subsection (1), but if no person prosecuted for an offence under subsection (3) is convicted of an offence in or in connection with which that thing was seized and detained, the court in which proceedings for prosecution of that offence were commenced shall order that that thing be returned to the person who appears to the court to be the person who would have been entitled to possession of that thing if it had not been seized.

4.(1) Except as provided by subsection (2) it is unlawful for any person to import into or export from the Falkland Islands any marine mammal or any part of a marine mammal living or dead.

*Importation or exportation
of marine mammals.*

(2) Subsection (1) does not apply in respect of the importation or exportation of any marine mammal or part of a marine mammal under the authority and in accordance with any conditions imposed under a licence granted by the Governor on the advice of the Executive Council.

(3) On the grant of a licence under subsection (2) such conditions may be imposed as the Governor on the advice of the Executive Council thinks fit.

(4) Section 2(3) and (4) apply in respect of a contravention of subsection (1) of this section as they do in respect of a contravention of section (1) of that section.

(5) A police officer or a customs officer may arrest without a warrant any person whom he reasonably suspects to be in the course of committing or attempting to commit an offence under this section and may seize without a warrant any marine mammal or part of a marine mammal which he reasonably believes to be the subject of such an offence.

5. The Governor may make any regulations which appear to him to be necessary or convenient for the achievement of the purposes of this Ordinance and, without prejudice to the generality of the foregoing may make regulations -

Regulations.

(a) prohibiting the use within Falkland Islands waters of any nets trawl line or hook of a type or length prescribed in those regulations (and being such as, in the opinion of the Governor, are likely to take, kill, wound or harm any marine mammal and whether or not the purpose of the net appears to the Governor to take kill or wound any marine mammal);

(b) restricting the use of any net trawl line or hook within Falkland Islands waters to circumstances in which it appears to the Governor its use is less likely to take, kill or wound a marine mammal.

6. The Summary Court and the Magistrate's Court shall each have power to try and determine any proceedings for an offence under this Ordinance and to impose any sentence provided for by this Ordinance. *Jurisdiction of Courts.*

7. The Ordinances specified in the Schedule are repealed. *Repeals.*

SCHEDULE (section 7)

- Cap. 62 Seal Fishery Ordinance
- Cap. 76 Whale Fishery Ordinance

Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Old Age Pensions (Amendment) Ordinance 1992

(No: 9 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title and commencement.
2. The principal Ordinance.
3. Repeal and replacement of section 6(2) of the principal Ordinance.
4. Repeal and replacement of section 6B of the principal Ordinance.
5. Replacement of the Schedule.

SCHEDULE

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Old Age Pensions (Amendment) Ordinance 1992

(No: 9 of 1992)

An Ordinance
amend the Old Age Pensions Ordinance 1952.

*(assented to: 23rd June 1992)**(commencement: 1st July 1992)**(published: 10th July 1992)*

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Old Age Pensions (Amendment) Ordinance 1992 and shall come into force on 1st July 1992.

Short title and commencement.

2. In this Ordinance, "the principal Ordinance" means The Old Age Pensions Ordinance 1952.

The principal Ordinance.

3. Section 6(2) of the principal Ordinance is repealed and replaced by the following new section 6(2) -

Repeal and replacement of section 6(2) of the principal Ordinance.

"(2) Subject to the provisions of this Ordinance -

(a) Every employed male person and every employed female contributor other than the widow of a contributor shall be liable to pay weekly contributions at the rate of £4.80 per week if between the ages of 17 and 64 years;

(b) every employer of an employed person or a female contributor other than the widow of a contributor shall be liable to pay weekly contributions at the rate of £7.20 per week if the employed male person or female contributor is between the ages of 17 and 64 years;

(c) every self-employed male person and every self-employed female contributor shall be liable to pay weekly contributions at the rate of £12.00 per week if between the ages of 17 and 64 years".

4. Section 6B of the principal Ordinance is repealed and replaced by the following new section 6B -

Repeal and replacement of section 6B of the principal Ordinance.

"6B Notwithstanding any other provisions of this Ordinance relating to the payment of contributions and pensions, the following special provisions shall apply to female contributors

(a) a female contributor shall be entitled to an unmarried pension at the rate set out in the Schedule;

(b) contributions shall be compulsory by and in respect of a female contributor during such period or periods as she earns at a rate of £4,280 or more per annum together with an additional sum of £1,070 per annum for every child of school age maintained by her;

(c) the contributions payable by and in respect of a female contributor shall be at the rate set out in section 6 of this Ordinance;

(d) every female contributor other than the widow of a contributor shall, on reaching the age of 50, be liable to contribute continuously to the Fund at the rates prescribed in section 6 until she reaches the age of 64;

(e) any female unable to make the contributions required under the immediately preceding paragraph shall apply to the Board for assistance in the payment of such contributions if necessary to the full extent of contributions and, if the Board is satisfied that she is unable to make the contributions required, contributions on her behalf shall be paid out of the Consolidated Fund:

Provided that if at any time during the period of ten years preceding her sixtieth birthday such female contributor is gainfully employed and is in receipt of an income at a rate of not less than £4,280 per annum together with an additional £1,070 per annum for each child of school age, she shall, so long as she is so gainfully employed, pay contributions at the rate prescribed in section 6;

(f) a female contributor whose employment is of a casual nature, involving several employers during any one week, shall be deemed to be a self-employed person".

5. The Schedule to the principal Ordinance is replaced by the following Schedule -

Replacement of the Schedule.

"SCHEDULE

Section 4(2)

RATES OF PENSION

Married man.. . . . £83.50 per week.

Unmarried man, or widower, or man whose marriage has been dissolved by decree of a competent court, or man separate or living apart from his wife who cannot prove that he is contributing to her support.. . . . £53.50 per week.

Widow of pensioner during widowhood.. . . . £53.50 per week.

Unmarried female contributor or a married female contributor not living with or being maintained by her husband.. . . . £53.50 per week."

	<u>Current</u> <u>1991/92</u> £	<u>Proposed</u> <u>1992/93</u> £	<u>Increase</u> £ %	
Married Rate Pension	78.00	83.50	5.50	7.05
Single Rate Pension	50.00	53.50	3.50	7.00
<u>Contributions</u>				
Self-employed	11.20	12.00	.80	7.14
Employer	6.70	7.20	.50	7.46
Employee	4.50	4.80	.30	6.66
<u>Minimum Earnings</u>				
Female Contributions	4000.00	4280.00	280.00	7.00
Plus additional per child	1000.00	1070.00	70.00	7.00

Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Criminal Law (Amendment) Ordinance 1992

(No: 10 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Amendment of Crimes Ordinance 1989.
3. Amendment of other Ordinances.
4. Repeals.

SCHEDULE 1 - Amendment of Crimes Ordinance 1989

SCHEDULE 2 - Amendment of other Ordinances

SCHEDULE 3 - Repeals

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Criminal Law (Amendment) Ordinance 1992

(No: 10 of 1992)

**An Ordinance
to amend the Criminal Law of the Falkland Islands.**

(assented to: 23rd June 1992)
(commencement: on publication)
(published: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

- | | |
|---|--|
| 1. This Ordinance may be cited as the Criminal Law (Amendment) Ordinance 1992. | <i>Short title.</i> |
| 2. The Crimes Ordinance 1989 is amended in the manner specified in Schedule 1 to this Ordinance. | <i>Amendment of Crimes Ordinance 1989.</i> |
| 3. The other Ordinances mentioned in Schedule 2 to this Ordinance are amended in the manner specified in that Schedule. | <i>Amendment of other Ordinances.</i> |
| 4. The Ordinances mentioned in Schedule 3 to this Ordinance are repealed to the extent specified in that Schedule. | <i>Repeals.</i> |

SCHEDULE 1

AMENDMENT OF CRIMES ORDINANCE 1989

1. For section 6(1) of the Ordinance substitute the following subsection :

"(1) The English Acts mentioned in Part 1 of Schedule 1 to this Ordinance apply in the Falkland Islands to the extent mentioned in and subject to such modifications and exceptions as are set out in that Part and further subject to the general modifications set out in Part 2 of that Schedule."

2. The Ordinance is amended by the insertion therein of the following sections immediately after the cross-heading "*Offences against the person*" -

19A.(1) Subject to this section and to section 27A of the Criminal Justice Ordinance 1989 (*Sentencing for murder.*) (sentencing of persons convicted of grave crimes who were under the age of eighteen years at the time of the offence in question), a person convicted of murder shall be sentenced to imprisonment for life.

(2) In addition to the circumstances provided for by the said section 27A, a person convicted of murder shall not be sentenced to imprisonment for life if the trial judge, for reasons which he shall state in open court at the time of sentencing, considers that in all the circumstances of the case or of the offender, a different sentence would be more appropriate, when he shall sentence the person under subsection (3) or subsection (4) of this section.

(3) Where the trial judge considers that in all the circumstances of the offence and of any other offences taken into consideration at the time of sentencing require that the person convicted of murder shall be deprived of his liberty for a period of greater than ten years before becoming eligible for release on licence, the trial judge may sentence that person to imprisonment for such term as appears to the trial judge necessary to secure that the offender's eligibility for releases on licence will not arise for such period as the trial judge, at the time of sentencing, considers appropriate.

(4) Where the trial judge considers that the circumstances of the offence or of the person convicted of murder would justify a more lenient sentence than imprisonment for life, the trial judge may sentence the offender to a term of imprisonment not exceeding ten years or in any other manner in which a person liable to be sentenced to imprisonment may generally be sentenced.

(5) Where the trial judge under subsection (1) sentences a person convicted of murder to imprisonment for life he shall at the time of such sentencing state in open court the period which he considers should elapse before that person is released on licence.

19B.(1) Where a person kills another in the course or furtherance of some other offence, the killing shall not amount to murder unless done with the same malice aforethought (express or implied) as is required for a killing to amount to murder when not done in the course or furtherance of another offence. (*Abolition of "constructive malice".*)

(2) For the purpose of the foregoing subsection, a killing done in the course or for the purpose of resisting an officer of justice, or of effecting or assisting an escape or rescue from legal custody, shall be treated as a killing in the course of furtherance of an offence.

19C.(1) Where a person kills or is a party to the killing of another, he shall not be convicted of murder if he was suffering from such abnormality of mind (whether arising from a condition of arrested or retarded development of mind or any inherent causes or induced by disease or injury) as substantially impaired his mental responsibility for his acts and omissions in doing or being a party to the killing.

Persons suffering from diminished responsibility.

(2) On a charge of murder, it shall be for the defence to prove that the person charged is by virtue of this section not liable to be convicted of murder.

(3) A person who but for this section would be liable, whether as principal or accessory, to be convicted of murder shall be liable instead to be convicted of manslaughter.

(4) The fact that one party to a killing is by virtue of this section not liable to be convicted of murder shall not affect the question whether the killing amounted to murder in the case of any other party to it.

19D.(1) A person who, but for this section, would be liable to be convicted of murder shall be liable instead to be convicted of manslaughter if -

Provocation.

(a) he acts when provoked (whether by things done or by things said or by both and whether by the deceased person or by another) to lose his self-control; and

(b) the provocation is, in all the circumstances (including any of his personal characteristics that affect its gravity), reasonable cause for the loss of self-control,

but where a person is at the time of committing any act under the influence of alcohol or of any drug which other than in the proper course of medical treatment he administered to himself or permitted any person to administer to him the question as to whether he was provoked to commit that act shall be determined as if he were not under such influence at that time.

(2) For the purposes of subsection (1), medical treatment is not taken properly if -

(a) (i) it is not taken on medical advice; or

(ii) it is taken on medical advice but the taker fails to comply with any condition forming part of the advice; and

(b) the taker is aware that the taking, or the failure, as the case may be, may result in his doing an act capable of constituting an offence of the kind in question.

19E.(1) This section shall apply in the case of a person who is not mentally disordered within the meaning of Section 2 of the Mental Health Ordinance 1987.

Automatism.

(2) A person shall not be found guilty of an offence if -

(a) he acts in a state of automatism and his act -

(i) is a reflex, spasm or convulsion; or

(ii) occurs while he is in a condition (whether of sleep, unconsciousness, impaired consciousness or otherwise) depriving him of effective control of the act; and

(b) the act or condition is the result neither of anything done or omitted with the mens rea required for the offence nor of voluntary intoxication.

(2) A person shall not be found guilty of an offence by virtue of an omission to act if -

- (a) he is physically incapable of acting in the way required; and
- (b) his being so incapable is the result neither of anything done or omitted with the mens rea required for the offence nor of voluntary intoxication.

3. For section 40 of the Ordinance substitute the following section -

40.(1) A person commits an offence who -

Endeavour to break up lawful public meetings, disruption of religious worship etc.

- (a) at a lawful public meeting acts in a disorderly manner for the purpose of preventing the transaction of the business for which the meeting was called;
- (b) with the intention of disrupting any act of religious worship or causing distress or annoyance to any person attending thereat for the purpose of worship -
 - (i) uses abusive or insulting words or behaviour;
 - (ii) displays any writing, sign or other visible representation, or
 - (iii) does any other thing intended to disrupt any act of religious worship,

within the hearing or sight of any person attending at that act of religious worship and so as to be likely to cause him annoyance and upon conviction of that offence he is liable to imprisonment for a term not exceeding six months or to a fine not exceeding the maximum of level 6 on the standard scale, or both.

(2) For the purposes of subsection (1), it is immaterial -

- (a) whether or not any thing done was likely to occasion a breach of the peace;
- (b) whether the public meeting or act of worship was being held in a building or in the open air.

(3) A police officer may arrest a person without warrant if -

- (a) he engages in conduct constituting an offence under this section;
- (b) the police officer warns him to desist from such conduct; and
- (c) the person engages in further conduct constituting an offence under this section (but not necessarily conduct of the same nature) immediately or shortly after the warning.

(4) A person convicted of an offence under this section is liable to a fine of an amount not exceeding the maximum of level 5 on the standard scale.

4. The Ordinance is amended by the insertion of the following sections at the beginning of Part III -

40A. The common law offence of blasphemy and the common law offence of sedition are abolished.

Abolition of blasphemy and sedition.

40B. It shall be conclusively presumed that no child under the age of ten years can be guilty of an offence.

Age of criminal responsibility.

40C. The common law defence of marital coercion is abolished and its modification by section 47 of the Criminal Justice Act 1925 is repealed in its application to the Falkland Islands. *Abolition of defence of marital coercion.*

5. For Schedule 1, Part 1 of the Ordinance, substitute the following -

SCHEDULE 1

ENGLISH ACTS APPLIED TO THE FALKLAND ISLANDS

PART 1 : GENERAL OFFENCES

General

TREASON ACT 1351
(25 Edw. III, Stat. 5, c.2)

Extent of application
The whole Act.

TREASON ACT 1495
(11 Hen. VII, c.1)

Extent of Application
The whole Act.

SALES OF OFFICES ACT 1551
(5 & 6 Edw. VI, c.16)

Extent of application
Sections 1, 2 and 4.

Modifications

The Act shall be taken to relate to any office under the Crown in the Falkland Islands.

TREASON ACT 1695
(7 & 8 Will. III, c.3)

Extent of application
Sections 5 and 6.

Modifications

In section 5 for the words "within the Kingdome of England dominion of Wales or towne of Berwick upon Tweed" substitute the words "the Falkland Islands", and for the words "unless the same indictment bee found by a grand jury" substitute the words "unless proceedings be commenced".

PIRACY ACT 1698
(11 Will. III, c.7)

Extent of application
Sections 7, 8, 11 and 12.

PIRACY ACT 1721
(8 Geo. I, c.24)

Extent of application
Sections 1, 2 and 6.

DISORDERLY HOUSES ACT 1751
(25 Geo. II, c.36)

Extent of application
Section 8.

TREASON ACT 1790
(30 Geo. III, c.48)

Extent of application
Section 1.

SERVANTS' CHARACTERS ACT 1792
(32 Geo. III, c.56)

Extent of application
Sections 1 to 3 (inclusive), 5, 6 and 8.

TREASON ACT 1795
(36 Geo. III, c.7)

Extent of application
Sections 1 and 5.

INCITEMENT TO MUTINY ACT 1797
(37 Geo. III, c.70)

Extent of application
Sections 1 and 3.

SALES OF OFFICES ACT 1809
(49 Geo. III, c.126)

Extent of application
Preamble, sections 4, 5, 6, 9, 10 and 11.

TREASON ACT 1814
(54 Geo. III, c.146)

Extent of application
Section 1.

UNLAWFUL DRILLING ACT 1819
(60 Geo. III & 1 Geo. IV, c.1)

Extent of application
Sections 1, 2 and 7.

PIRACY ACT 1837
(7 Will. IV & 1 Vict., c.88)

Extent of application
Section 2.

Modifications

For the words "shall suffer death" substitute the words "shall be liable to imprisonment for life".

TREASON ACT 1842
(5 & 6 Vict., c.51)

Extent of application
Section 2.

Modifications

For the words "to be transported beyond the seas for the term of seven years, or to be imprisoned" substitute the words "to imprisonment for a term not exceeding seven years".

TREASON FELONY ACT 1848
(11 & 12 Vict., c.12)

Extent of application
Sections 3 and 7.

Modifications

In section 3, for the words "United Kingdom" where they first, thirdly and fourthly appear, substitute "Falkland Islands" (but not where they secondly appear) and for the words "to be transported beyond the seas for the term of his or her natural life" substitute the words "to imprisonment for life".

PIRACY ACT 1850
(13 & 14 Vict., c.26)

Extent of application
Sections 5 and 6.

MALICIOUS DAMAGE ACT 1861
(24 & 25 Vict., c.97)

Extent of application
Sections 35, 36, 47, 48 and 58.

Modifications

1. In sections 35 and 47 for the words "to be kept in penal servitude for life ... or to be imprisoned" substitute the words "to life imprisonment or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".
2. In section 36, for the words "to be imprisoned for any term not exceeding two years, with or without hard labour" substitute the words "to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 4 on the standard scale or to both such imprisonment and fine".
3. In section 48 for the words "to be kept in penal servitude for any term not exceeding seven years ... or to be imprisoned" substitute the words "to imprisonment for a term not exceeding five years or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment or fine".

FORGERY ACT 1861
(24 & 25 Vict., c.98)

Extent of application
Sections 34, 36 and 37.

Modifications

The sections adopted are modified so that offences against them are all punishable by imprisonment for a term not exceeding seven years or by a fine not exceeding the maximum of level 5 on the standard scale or by both such imprisonment and fine.

OFFENCES AGAINST THE PERSON ACT 1861
(24 & 25 Vict., c.100)

Extent of application
Sections 4, 5, 9, 10, 16, 17, 18, 20 to 38 (inclusive), 44, 45, 47, 57 to 60 (inclusive) and 64.

Modifications

1. For any reference in any section adopted to any person on conviction of any offence being liable to be kept in penal servitude for life substitute a reference to his being liable to life imprisonment.
2. For any reference to any person on conviction of any offence being liable to penal servitude or to be kept in penal servitude for a specified period of years substitute a reference to his being liable on conviction of that offence to imprisonment for a term not exceeding the same period.
3. For any reference to a person being liable on conviction of any offence to penal servitude (with no term therein specified) substitute a reference to his being liable on conviction of that offence to imprisonment for a term not exceeding three years.
4. In sections 28, 29, 30 and 32 omit the words "or to be imprisoned".
5. In sections 34, 35, 36, 38, 47 and 60 omit the words "with or without hard labour".
6. Section 35 is limited in its application in accordance with the provisions of section 17A(1) of the Road Traffic Ordinance.
7. In section 44 for the words "the justices" substitute the words "the court", for the word "they" substitute the word "it" and for the words "shall forthwith make out a certificate" substitute the words "shall cause a certificate to be delivered".

CONSPIRACY, AND PROTECTION OF PROPERTY ACT 1875
(38 & 39 Vict., c.86)

Extent of application
Sections 1, 5, 7, 8, 13, 15, 16 and 17.

Modifications

1. In section 5 omit the words "with or without hard labour".
2. For section 13 substitute the following section :

"13. The expression 'court of summary jurisdiction' means the Magistrate's Court and the Summary Court."

EXPLOSIVE SUBSTANCES ACT 1883
(46 & 47 Vict., c.3)

Extent of application

The whole Act except sections 4(2), 7(2), 7(3) and 7(4), and 9(2).

PUBLIC BODIES CORRUPT PRACTICES ACT 1889
(52 & 53 Vict., c.69)

Extent of application

Sections 1, 2, 3(2), 4, 7 and 10.

Modifications

1. For paragraph (a) of section 2 substitute the following paragraph :

"(a) be liable to imprisonment for a term not exceeding seven years or to a fine not exceeding the maximum of level 10 on the standard scale or to both such imprisonment and fine";

and in paragraph (d) for the word "Parliament" substitute the words "the Legislative Council".

2. In section 7, for the words "but does not include any public body as above defined existing elsewhere than in the United Kingdom" substitute the words "and extends to the Government, and any tender board, appointments board, disciplinary board or committee or any other board or committee appointed by or on behalf of the Governor or the Government to exercise any function in the discharge of the business of the Government of the Falkland Islands".

PREVENTION OF CORRUPTION ACT 1906
(6 Edw., VII, c.34)

Extent of application

Sections 1, 2(1), 2(3) and 2(6), and 4(1).

Modifications

1. In section 1(1) omit the words "indictment" and "with or without hard labour".
2. In section 1(1) after the word "fine", where it first appears insert the words "not exceeding the maximum of level 6 on the standard scale" and omit all words after the word "fine" where it next appears in the subsection.
3. In section 2(1) substitute for all words appearing after the word "instituted" the words "without the consent of the Attorney General".
4. In section 2(6) for the words "Crown Court" substitute the words "Supreme Court".

PERJURY ACT 1911
(1 & 2 Geo. C, c.6)

Extent of application

Sections 1, 1A, 2 to 7 (inclusive), 13 to 16 (inclusive), and 19.

Modifications

1. The Act in so far as it is adopted shall have effect as if it contained the following provision:

"20. If any person in a written statement tendered in evidence in criminal proceedings by virtue of any provision of any enactment enabling it to be so tendered wilfully makes a statement material in those proceedings which he knows to be false or does not believe to be true, he commits an offence and is liable on conviction to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".
2. The above inserted provision may be cited as section 20 of the Perjury Act 1911 in its application to the Falkland Islands.
3. In sections 1A, 2, 3, 4, 5 and 6 omit the words "on indictment".
4. In sections 2(2), 3(1) and 4(1) for the words "penal servitude" substitute the word "imprisonment" and for all words after "seven years" substitute the words "or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine".
5. In section 5 after the words "Act or Parliament" insert the words "or Ordinance".
6. In section 7(2) for the words immediately following "thereof" substitute the words "shall be liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".

PREVENTION OF CORRUPTION ACT 1916

(6 & 7 Geo. V, c.64)

Extent of application

Sections 2 and 4.

FIREARMS ACT 1920

(10 & 11 Geo. V, c.43)

Extent of application

Sections 16 and 19(1).

CRIMINAL JUSTICE ACT 1925

(15 & 16 Geo. V., c.86)

Extent of application

Sections 36, 37 and 41.

Modifications

1. In section 36(1) after the words "or a fine" insert the words "not exceeding the maximum of level 6 on the standard scale".
2. In section 37(2) after the words "Consolidated Fund of the United Kingdom" insert the words "or of the Falkland Islands" and after the word "Act" insert the words "or Ordinance".

JUDICIAL PROCEEDINGS (REGULATION OF REPORTS) ACT 1926
(16 & 17 Geo. V, c.61)

Extent of application

The whole Act, except sections 1(5) and 2(2).

INFANT LIFE (PRESERVATION) ACT 1929
(19 & 20 Geo. V, c.34)

Extent of application

Sections 1, 2(2) and 2(3), and 3(1).

Modifications

1. In section 1(1) omit the words "on indictment" and for the words "penal servitude" substitute the word "imprisonment".
2. In section 2(2) for the words "upon an indictment" substitute the word "of" and in section 2(3) omit the words "upon an indictment".

INCITEMENT TO DISAFFECTION ACT 1934
(24 & 25 Geo. V, c.56)

Extent of application

The whole Act, except section 4(2) and 4(3).

PUBLIC ORDER ACT 1936
(1 Edw. VIII & 1 Geo. VI, c.6)

Extent of application

Sections 1, 2, 7, 9 and 10(1).

Modifications

In section 1(2) omit the words "except such as are authorised by section 6 of the Prosecution of Offences Act 1979".

INFANTICIDE ACT 1938
(1 & 2 Geo. VI, c.36)

Extent of application

The whole Act except sections 1(4), 2(2) and 2(3).

FRAUDULENT MEDIUMS ACT 1951
(14 & 15 Geo. VI, c.33)

Extent of application

Sections 1, 2, and 3(1).

PREVENTION OF CRIME ACT 1953
(1 & 2 Eliz. II, c.14)

Extent of application

The whole Act except sections 1(3), 2(2) and 2(3).

SEXUAL OFFENCES ACT 1956

(4 & 5 Eliz. II, c.69)

Extent of application

Sections 1 to 7 (inclusive), 9 to 12(1) (inclusive), 13 to 15(3) (inclusive), 16(1), 17, 19 to 39 (inclusive), except section 37(2) and 37(4) insofar as it relates to section 37(2) and except section 37(7)(a) and (b), 41 to 47 (inclusive), 52, 53, 55, First Schedule (except paragraph 5) and Second Schedule (except column 2).

Modifications

Nothing in section 37 shall exclude the operation of any enactment of the Falkland Islands (whether made before or after the passing of this Ordinance) which is inconsistent with section 37 and section 37 shall take effect subject to such enactment.

RESTRICTION OF OFFENSIVE WEAPONS ACT 1959

(7 & 8 Eliz. II, c.57)

Extent of application

The whole Act except sections 2(2) and 2(3).

STREET OFFENCES ACT 1959

(7 & 8 Eliz. II, c.57)

Extent of application

Sections 1(1) to (4) (inclusive), 2, 4 and 5(1).

Modifications

1. In section 1(2) omit the words "as defined in section 75 of the Criminal Justice Act 1982".
2. In section 2(1) for the words "a magistrate's court" substitute the words "the Magistrate's Court or the Summary Court".
3. In section 2(2) omit all words after "chief officer of police".

OBSCENE PUBLICATIONS ACT 1959

(7 & 8 Eliz., II, c.66)

Extent of application

Sections 1, 2(1), 2(3) to 2(6) (inclusive), 3, 4 and 5(1).

Modifications

1. In section 2(1) for paragraphs (a) and (b) substitute the words "on conviction to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".
2. In section 3(5) for the words "Crown Court" substitute "Supreme Court".

SUICIDE ACT 1961

(9 & 10 Eliz. II, c.60)

Extent of application

Sections 1, 2 and 3(1).

OBSCENE PUBLICATIONS ACT 1964

(1964, c.74)

Extent of application

The whole Act except section 3(2) and 3(3).

SEXUAL OFFENCES ACT 1967

(1967, c.60)

Extent of publication

The whole Act except sections 3(4), 4(2), 5(2), 7(2)(b), 9 and 11(5).

Modifications

In section 1(4) for the reference to section 128 of the Mental Health Act 1983 substitute a reference to section 32 of the Mental Health Ordinance 1987.

THEFT ACT 1968

(1968, c.60)

Extent of application

The whole Act except sections 12(3), 14, 16(2)(a), 26(2) and 26(4), 29, 30(3) and 30(5), and 36(2) and 36(3).

Modifications

Section 33 has the effect as if the following appeared as subsection (5) of that section :

"(5)(a) the foregoing provisions of this section shall have effect as if all the enactments referred to therein applied to and formed part of the law of the Falkland Islands to the extent referred to therein and to that extent each of the said enactments is adopted as law of the Falkland Islands;

(b) it is an offence against the law of the Falkland Islands to do any act or make any omission within the Falkland Islands which, if done or made in England, would be an offence under any of the enactments referred to in paragraph (a)".

UNSOLICITED GOODS AND SERVICES ACT 1971

(1971, c.30)

Extent of application

Sections 2, 4, 5 6(1) and 7(1).

CRIMINAL DAMAGE ACT 1971

(1971, c.48)

Extent of application

The whole Act except sections 7(1), 8, 11(2) to 11(7) (inclusive), 11(9) to 11(11) (inclusive), 12(1) and 12(3) to 12(6) (inclusive).

Modifications

1. Omit the words "on indictment" wherever they occur.
2. In section 6(3) for the words "The Police Property Act 1897" substitute the words "Sections 34 to 37 of the Police Ordinance", and for "Act" appearing as the last word of that subsection substitute the word "Ordinance".

CRIMINAL JUSTICE ACT 1972
(1972, c.71)

Extent of application
Section 6.

Modifications

1. For section 6(5) substitute the following subsection :

"(5) Any order under the said section 28 made by the Summary Court or the Magistrate's Court shall be suspended :

(a) in any case until the expiration of the period prescribed by law for giving notice of appeal;

(b) where notice of appeal is given within the period so prescribed, until the determination of the appeal;

but this subsection shall not apply where the order is made under section 28(1)(a) or (b) of the Theft Act 1968 in its application to the Falkland Islands and the court so directs, being of the opinion that the title to the goods to be restored, or, as the case may be, delivered or transferred under the order is not in dispute".

2. In section 7(2), substitute the words "the Magistrate's Court or the Summary Court" for the words "magistrate's courts" where they secondly appear in that subsection..

SEXUAL OFFENCES (AMENDMENT) ACT 1976
(1976, c.82)

Extent of application
Sections 1 and 7(1).

CRIMINAL LAW ACT 1977
(1977, c.45)

Extent of application

Part I (except sections 1(3), 5(1) and 5(11); Part II (except section 11 and 13(2)); in Part IV, sections 51 and 54; and in Part VI, section 65(1) and (3).

Modifications

1. For section 7 substitute the following section :

"7.(1) Any person who is on any premises as a trespasser after having entered as such commits an offence if he fails to leave those premises on being required to do so -

(a) by a police officer in uniform; or

(b) by or on behalf of and with the authority of any person who is in law entitled to immediate occupation and use of those premises.

(2) A person who is lawfully upon premises cannot commit an offence under this section.

(3) A person who commits an offence under subsection (1) above is liable on conviction to imprisonment for a term not exceeding six months or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine."

2. For section 10(1) substitute the following subsection :

"(1) Subject to the following provisions of this section, a person commits an offence who resists or intentionally obstructs any person who with the authority of any court in the Falkland Islands is engaged in executing any process issued by that court for the purpose of enforcing any judgment for the recovery of any premises or for the delivery of possession of any premises."

THEFT ACT 1978
(1978, c.31)

Extent of application

The whole Act except sections 4, 5(3), 5(4) and 5(5), 6, and 7(2) and 7(3).

Modifications

- For section 4 substitute the following section :

"4.(1) A person convicted of an offence under section 1 or section 2 of this Act shall be liable to imprisonment for a term not exceeding five years or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine.

(2) A person convicted of an offence under section 3 of this Act shall be liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine."

INDECENT DISPLAYS (CONTROL) ACT 1981
(1981, c.42)

Extent of application

The whole Act except sections 2(1) and 4(2), 5(3), 5(4) and 5(5).

Modifications

1. In section 1(4)(a), after the words "Independent Broadcasting Authority" insert the words "or the Falkland Islands Broadcasting Service or the Services Sound and Vision Corporation".
2. Omit section 1(4)(d) and (e).
3. For section 4(1) substitute the following provision :

"(1) A person convicted of an offence under this Act is liable to imprisonment for a term not exceeding two years, or to a fine not exceeding the maximum of level 6 on the standard scale, or to both such imprisonment and fine."

FORGERY AND COUNTERFEITING ACT 1981
(1981, c.45)

Extent of application

The whole Act except sections 11, 12, 21, 23, 24(6), 26 and 31 to 33 (inclusive).

Modifications

1. Any reference in the Act to -
 - (a) 'Post Office' is construed as a reference to the Falkland Islands Post Office;

(b) 'Inland Revenue Stamp' is construed as a reference to any stamp by use of which payment of any tax or duty may be made or payment thereof or exemption therefrom may be denoted;

(c) 'the Treasury', except in section 27, is construed as a reference to the Financial Secretary;

(d) 'United Kingdom postage stamps' is construed as a reference to Falkland Islands' postage stamps.

2. For paragraph (l) of section 5(5) substitute the following paragraph :

"(l) certified copies relating to an entry in a register of births, adoptions, marriages or deaths and issued by the Registrar General, a registration officer or a person lawfully authorised to register births, adoptions, marriages or deaths (as the case may be);".

3. In section 6(1) -

(a) omit the word "summary";

(b) for paragraph (a) thereof substitute the following paragraph -

"(a) to a fine not exceeding the maximum of level 6 on the standard scale";

(c) in paragraph (b) thereof, for the words "six months" substitute the words "two years except in a case to which subsection (2) applies";

4. In section 18 -

(a) in subsection (1) thereof, immediately after the words "British currency note" wherever they appear, insert the words "or Falkland Islands' currency note"; and

(b) in subsection (2) thereof, immediately after the definition of "British currency note", insert the following definition :

"'Falkland Islands' currency note' means any note which has been issued under the authority of the Commissioners of Currency; and"

5. In section 19 -

(a) in subsection (1) thereof, immediately after the words "British coin" and "British coins" insert the words "or Falkland Islands' coin";

(b) in subsection (2) thereof, after the definition of "imitation British coins", insert the following definition :

"imitation Falkland Islands' coins means any thing which resembles a Falkland Islands' coin in shape, size and the substance of which it is made; and"

(c) add the following subsection as a new subsection (3) :

"(3) For the purposes of this section a British coin is not capable of being an imitation Falkland Islands' coin and a Falkland Islands' coin is not capable of being an imitation British coin".

6. In section 22 -

(a) for the subsection (1) substitute the following subsection :

"(1) A person convicted of an offence to which this subsection applies is liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine."

(b) for subsection (3) substitute the following subsection -

"(3) A person convicted of an offence to which this subsection applies is liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine."

(c) for subsection (5) substitute the following subsection :

"(5) A person convicted of an offence under section 18 or 19 above is liable to a fine not exceeding the maximum of level 4 on the standard scale."

7. In section 24 insert the words "Senior Magistrate or" before the words "justice of the peace" and "justice".

8. In section 27(1)(a)(i) insert the words "the Falkland Islands" after "Northern Ireland".

CRIMINAL ATTEMPTS ACT 1981
(1981, c.47)

Extent of application

The whole Act except sections 5(1), 7(1), 8, 9(4) and 11.

Modifications

1. For section 1(4) substitute the following subsection :

"(4) This section applies to any offence which, if it were completed, would on conviction of the offender render him liable to imprisonment for two years or more, other than -

(a) conspiracy (at common law or under section 1 of the Criminal Law Act 1977 in its application to the Falkland Islands or under any other enactment);

(b) aiding, abetting, counselling, procuring or suborning commission of an offence".

2. For section 4 substitute the following section :

"4.(1) A person guilty by virtue of section 1 of attempting to commit an offence shall -

(a) if the offence is murder or any other offence the sentence for which is fixed by law, be liable on conviction to imprisonment for life;

(b) in any other case, be liable on conviction to any penalty to which he would have been liable on conviction of the substantive offence.

(2) Where a person is charged with an offence under section 1 of an attempt under a special statutory provision of attempting to commit an offence and (in the alternative) with having committed the offence he is also charged with having attempted to commit, the two charges shall, unless the court for some special reason decides to the contrary, be tried together.

(3) Where, in proceedings against a person for an offence under section 1, there is sufficient evidence in law to support a finding that he did an act falling within subsection (1) of that section, the question whether or not he did so is a question of fact.

(4) Where, in proceedings against a person for an offence under a special statutory provision, there is evidence sufficient in law to support a finding that he did an act falling within section 3(3), the question as to whether or not his act fell within that subsection is a question of fact.

(5) Subsection (1) shall have effect subject to such of the provisions of the Sexual Offences Act 1956 in its application to the Falkland Islands as relate to attempts to commit offences under that Act".

3. For section 9(5) substitute the following subsection :

"(5) In this section -

"motor vehicle" means a mechanically propelled vehicle intended or adapted for use on roads;

"trailer" means a vehicle drawn by a motor vehicle except a side-car attached to a motor cycle".

PUBLIC ORDER ACT 1986
(1986, c.64)

Extent of application

The whole Act except Part II (sections 11-16 inclusive), sections 20, 24(2), 25(2)(b) and Part IV (sections 30-37 inclusive).

Modifications

1. In section 1(6) omit the words "or indictment".

2. For section 2(5) substitute the following subsection :

"(5) A person guilty of violent disorder is liable on conviction to imprisonment for a term not exceeding five years or to a fine not exceeding the maximum of level 8 on the standard scale or to both such imprisonment and fine".

3. For section 3(7) substitute the following subsection :

"(7) A person guilty of affray is liable on conviction to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".

4. In section 4(4) omit the words "or summary conviction".

5. In section 5(6) omit the words "on summary conviction".

6. In section 7 -

(a) omit the words enclosed by parentheses in subsection (3); and

(b) omit subsection (4).

7. In section 24 -

(a) for the words "If in England and Wales" in subsection (1) substitute the words "If the Senior Magistrate or";

(b) omit subsection (4)(b).

8. In section 26(1) insertion after the word "Parliament" the words "or in the Legislative Council".

9. For section 27(3) substitute the following subsection :

"(3) A person convicted of an offence under this Part is liable to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of of level 7 on the standard scale or to both such imprisonment and fine".

10. In section 29 -

(a) for the words in parentheses in the definition of "broadcast" substitute the following words :

"within the meaning of the Telecommunications Ordinance 1988"; and

(b) omit the definition of "cable programme service".

11. In section 39 -

(a) omit the word "summary" in subsection (2);

(b) for subsection (5) substitute the following subsection :

"(5) In this section -

"land" does not include buildings other than -

(a) buildings not being a dwelling used solely for agricultural operations and being occupied together with agricultural land or being or forming part of a market garden;

(b) buildings of which the occupier is the Crown (including Her Majesty in right of Her Government in the United Kingdom);

"occupier" means the person in law entitled to possession of the land;

"property" means the property within the meaning of section 10(1) of the Criminal Damage Act 1971 in its application to the Falkland Islands;

"senior police officer" means the most senior in rank of the police officers present at the scene (and where two or more police officers so present hold the same rank the most senior of those officers is the officer who has held rank longest or, if no distinction in rank can thus be made, the oldest of those officers is the most senior);

"trespasser", in relation to land, means a person who is a trespasser as against the occupier of the land;

"vehicle" includes a caravan (that is to say, any structure designed or adapted for human habitation which is capable of being moved from one place to another (whether by being towed, or by being transported as a motor vehicle or trailer) and any motor vehicle so designed or adapted but not including any tent):

and a person may be regarded for the purposes of this section as having the purpose of residing in a place notwithstanding that he has a home elsewhere."

MALICIOUS COMMUNICATIONS ACT 1988
(1988, c.27)

Extent of application
Sections 1 and 3(1).

CRIMINAL JUSTICE ACT 1988
(1988, c.33)

Extent of application
Sections 39, 46(2) and 46(3), 141, 142, 160, 173, Schedules 15 and 16.

Modifications

1. In section 141 -

(a) in subsection (2)(a) for the reference to the Firearms Act 1968 substitute a reference to the Firearms and Ammunition Ordinance 1987;

(b) in subsection (3) for the word "Parliament" substitute the words "the Legislative Council" and for the words "each House of Parliament" substitute the words "the Legislative Council";

(c) in subsections (5)(b) and (8)(b) for the words "section 50(2) or (3) of the Customs and Excise Management Act 1979 (improper importation)" substitute the words "sections 180 to 183 inclusive of the Customs Ordinance";

(d) in subsection (7) for the words "section 1(7) of the Continental Shelf Act 1964" substitute the words "section 2(1) of the Continental Shelf Ordinance 1991".

2. In section 142 -

(a) in subsection (1) omit the words and parentheses "(including in Scotland, the sheriff)"; and

(b) omit subsection (4).

COMPUTER MISUSE ACT 1990
(1990, c.18)

Extent of application

The whole Act except sections 4(5), 4(6)(b) and (c), 6(4), 8(9), 8(10), 10(b), 11(6), 11(7), 12(2), 12(4), 13, 14(6), 15, 16, 18(2) and 18(3).

Modifications

1. In section 11 for the words "A magistrates' court" substitute the words "The Magistrate's Court" and in paragraph (a) for the words "its commission area" substitute the words "the jurisdiction".
2. In section 12(1) omit the words "on indictment" and for the words "the jury find him not guilty of the offence charges, they" substitute the words "he is found not guilty of the offence charged, the court".
3. In section 14 for the words "a circuit judge" substitute the words "the Senior Magistrate".

BROADCASTING ACT 1990 (1990, c.42)

Extent of application
Sections 162, 164, 195, 201, 202 and 204(1).

Animals

NIGHT POACHING ACT 1828 (9 Geo., 4, c.69)

Extent of application
Sections 1, 2, 9 and 12.

Modifications

1. In section 1, substitute the words "wild animal, bird or fish" for the words "game or rabbits" and for the word "game".
2. In section 2 -
 - (a) omit the words "for the lord of the manor or the reputed manor wherein such land may be situate";
 - (b) substitute the words "police officer" for the words "peace officer";
 - (c) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace".
3. In section 9 -
 - (a) substitute the words "wild animal, bird or fish" for the words "game or rabbits";
 - (b) substitute the word "offence" for the word "misdemeanour";
 - (c) omit the word "summary".

GAME ACT 1831 (1 & 2 Will. 4, c.32)

Extent of application
Sections 2, 3, 7 to 12 (inclusive), 24, 30 to 34 (inclusive), 36, 41 and 46.

Modifications

1. In section 2 omit all words appearing after the words "black game".
2. In section 3 -
 - (a) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace" wherever they appear in the section, and omit the words "as to the said justices shall seem meet" wherever they first appear in the section;
 - (b) omit all words relating to any offence of taking partridge, pheasant, black game and grouse or red game during particular seasons of the year.
3. In section 10, omit all words appearing after "wastes or commons" where they secondly appear in the section.
4. In section 11, omit the words "who shall have obtained an annual game certificate".
5. In section 12 -
 - (a) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace";
 - (b) substitute the words "a sum of money" for the words "such sum of money" in both places where those words appear in the section;
 - (c) substitute the words "as to the court shall seem fit" for the words "as to the convicting justices shall seem meet".
6. In section 24 -
 - (a) substitute the words "eggs of any bird whatsoever" for the words "eggs of any bird of game";
 - (b) omit the words "of any swan, wild duck, teal or widgeon";
 - (c) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace";
 - (d) substitute the words "as to the court shall seem fit" for the words "as to the convicting justices shall seem meet".
7. In section 30 -
 - (a) substitute "any wild animal, bird or fish" for the words "game, or woodcocks, snipes or conies" in both places they appear in the section;
 - (b) substitute the words "the Magistrate's Court or the Summary Court" for the words "a justice of the peace";
 - (c) substitute the words "as to the court shall seem fit" for the words "as to the said justice shall seem meet";
 - (d) omit all words from and including the words "and that the lord or steward of the land" to the end of the section.

8. In section 31 -

- (a) substitute the words "any wild animal, bird or fish" for the words "game, or woodcocks, snipes or conies";
- (b) substitute the words "the Magistrate's Court or the Summary Court" for the words "justice of the peace" where they first and secondly appear;
- (c) substitute the words "as to the court shall seem fit" for the words "as to the convicting justice shall seem meet";
- (d) in the proviso, substitute the word "twenty-four hours" for the words "twelve hours";
- (e) in the proviso, substitute the words "a court in accordance with this section" for the words "some justice of the peace";
- (f) in the proviso omit the words "on account of the absence or distance of the residence of any such justice of the peace, or owing to any other reasonable cause".

9. In section 32 -

- (a) substitute the words "any wild animal, bird or fish" for the words "game, or woodcocks, snipes or conies";
- (b) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace";
- (c) substitute the words "as to the court shall seem fit" for the words "as to the convicting justices shall seem meet".

10. In section 36, substitute the words "any wild animal bird or fish" for the word "game" where it first, secondly, fourthly and fifthly appears; (but not where it thirdly and sixthly appears).

NIGHT POACHING ACT 1844
(7 & 8 Vict., c.29)

Extent of application
Section 1.

Modifications

Substitute the words "wild animal, bird or fish" for the words "game or rabbits" in both places in which they appear.

POACHING PREVENTION ACT 1862
(25 & 26 Vict., c.114)

Extent of application
Sections 2 and 3.

Modifications

1. In section 2 -

- (a) substitute the words "police officer" for the words "constable or peace officer in any county, borough or place in Great Britain or Ireland";

(b) substitute the words "wild animal, bird or fish" for the word "game" in all places in which it appears in the section;

(c) substitute the words "such police officer" for the words "such constable or peace officer";

(d) substitute the words "the Senior Magistrate or a justice of the peace" for the words "some justice of the peace";

(e) substitute the words "the Magistrate's Court or the Summary Court" for the words "two justices of the peace assembled in petty sessions, as provided in the eighteenth and nineteenth of Her present Majesty, chapter one hundred and twenty-six, section nine, as far as regards England and Ireland, and before a sherriff in Scotland;".

2. In section 3 -

(a) omit the words "in England";

(b) omit the words "in Scotland under the Game (Scotland) Act 1832 and in Ireland under the Petty Sessions, Ireland, Act 1851".

GROUND GAME ACT 1880

(43 & 44 Vict., c.47)

Extent of application

(The whole Act, except sections 1(3) and 4.

Modifications

In section 10, omit the words "on any day or seasons".

PROTECTION OF WILD ANIMALS ACT 1911

(1 & 2 Geo., 5, c.27)

Extent of application

The whole Act, except sections 1(7), 4, 5(1) and 6.

Modifications

1. Throughout the Act, substitute the words "police officer" for the words "police constable" and "constable" wherever they appear.

2. In section 14, substitute the words "Supreme Court" for the words "Crown Court".

PERFORMING ANIMALS (REGULATION) ACT 1925

(15 & 16 Geo., 5, c.38)

Extent of application

The whole Act except section 5(3) and 8(2).

Modifications

1. Throughout the Act, and except as provided in succeeding paragraphs, substitute the words "Department of Agriculture" for the words "local authority" and the words "police officer" for the word "constable".

2. In section 1(2) -

- (a) substitute the words "the Department of Agriculture" for the words "Every local authority";
- (b) omit the words "to the local authority of the district in which he resides, or if he has no fixed place of residence in Great Britain, to the local authority of such one of the prescribed districts he may choose".
3. In section 2(2) substitute the words "Supreme Court" for the words "Crown Court".
4. In section 2(4) -
- (a) omit the words "by which the person against whom the order is made registered and to the Secretary of State";
- (b) substitute for the second sentence the following sentence -
- "The Department of Agriculture shall enter the particulars of the order on the register".
5. In section 3(1) replace all words appearing before paragraph (a) with the words "Any public officer authorised by the Director of Agriculture and any police officer-".
6. In section 5(1) -
- (a) omit the definition of "local authority";
- (b) substitute the word "Governor" for the words "Secretary of State".
7. In section 5(2) substitute the word "Governor" for the words "Secretary of State".

CINEMATOGRAPH FILMS (ANIMALS) ACT 1937

(1 Edw., 8 & Geo., 6, c.59)

Extent of application

The whole Act except section 2(2).

Modifications

1. In section 1(1), substitute the words "Falkland Islands" for the words "Great Britain".
2. Insert in section 1 as subsection (3A) the following -
- "(3A) Nothing in this section applies to a film of a steer-riding competition in the Falkland Islands".
3. In section 1(4) insert a new paragraph (c) -
- "(c) the expression "film" includes any medium on which moving images are recorded so that they can be replayed".

PREVENTION OF DAMAGE BY RABBITS ACT 1939

(2 & 3 Geo., 6, c.43)

Extent of application

The whole Act except section 6(3).

DOCKING AND NICKING OF HORSES ACT 1949

(12, 13 & 14 Geo., 6, c.70)

Extent of application

The whole Act except section 2(2), 2(3)(a) and 2(5) and section 5(2) and (3).

Modifications

1. In section 1(2), substitute the words "the Government Veterinary Officer" for the words "a member of the Royal College of Veterinary Surgeons".
2. In section 2(1) -
 - (a) substitute the words "Falkland Islands" for the words "United Kingdom";
 - (b) omit the words "an officer of Customs and Excise";
 - (c) substitute the words "Director of Agriculture" for the words "Minister of Agriculture, Fisheries and Food".
3. In section 2(4), substitute the words "Director of Agriculture" for the words "Minister of Agriculture, Fisheries and Food".

PROTECTION OF ANIMALS (AMENDMENT) ACT 1954

(2 & 3 Eliz., 2, c.40)

Extent of application

The whole Act, except section 4(3) and 4(4).

Modifications

1. In section 1(1) omit the words "or the Protection of Animals (Scotland) Act 1912".
2. In section 41(a) -
 - (a) omit the words ", in relation to England and Wales,";
 - (b) omit the words ", in relation to Scotland, the same meaning as in the Protection of Animals (Scotland) Act 1912".

PROTECTION OF ANIMALS (ANAESTHETICS) ACT 1954

(2 & 3 Eliz., 2, c.46)

Extent of application

The whole Act, except sections 1(3), 1(5), section 2(3) to 2(6) (inclusive) and paragraphs 6 and 6A of the First Schedule and Part II of the Second Schedule.

Modifications

In section 1(5)(a) omit the words "in relation to England and Wales".

PESTS ACT 1954

(2 & 3 Eliz 2., c.68)

Extent of application

Part II (except section 8(4), section 8(6) to 8(9) (inclusive), section 9(3) to 9(5) (inclusive)) and sections 13 and 15(1) in Part III.

Modifications

1. In section 8(3) insert the words "in England" after the word "used".
2. In section 12, omit the proviso.

GAME LAW (AMENDMENT) ACT 1960 (8 & 9 Eliz., 2, c.36)

Extent of application

The whole Act, except section 1(3), 4(5), 6(3) and 6(4).

Modifications

1. Throughout the Act substitute the words "police officer" for the words "police constable" and the words "wild animal, bird or fish" for the word "game".
2. In section 2(2), omit the words "or of the Duchy of Lancaster" and the words "and land belonging to the Duchy of Cornwall".
3. In section 6(3) omit paragraph (e).

ABANDONMENT OF ANIMALS ACT 1960 (8 & 9 Eliz., 2, c.43)

Extent of application

The whole Act, except section 2(b), section 3(2) and section 3(3).

Modifications

In section 2(a), omit "in relation to England and Wales".

ANIMALS (CRUEL POISONS) ACT 1962 (10 & 11 Eliz., 2, c.26)

Extent of application

The whole Act except section 4(3) and section 4(4).

Modifications

1. In section 1(a), omit the words ", or the proviso to section seven of the Protection of Animals (Scotland) Act 1912,".
2. Substitute the following section for section 2 -

"2(1) Where the use of a poison for destroying animals or animals of any description is prohibited or restricted in England by statutory instrument made under section 2(1) of this Act as it has effect in England, the use of that poison for destroying animals or animals of the description specified in that statutory instrument is prohibited or restricted, as the case may be, to the same extent in the Falkland Islands;

(2) Where the use or the use in the particular circumstances or manner of a poison would, by virtue of the provisions of a statutory instrument of the kind to which subsection (1) refers, constitute an offence under this Act in England if used in the like circumstances or manner there, any person so using the poison in the Falkland Islands commits an offence under this Act in its application to the Falkland Islands."

DANGEROUS WILD ANIMALS ACT 1976
(1976 c.38)

Extent of application

The whole Act, except section 2(8), section 3(2), section 5, section 10(2) and (3).

1. Throughout the Act, except where otherwise provided by succeeding paragraphs, substitute the words "the Governor" for the words "a local authority" and the words "the authority" (when those words refer to a local authority) and the words "the Governor's" for the words "the authority's".
2. In section 1(5), substitute the words "the Government Veterinary Officer" for the words "veterinary surgeon or veterinary practitioner" and for the words "surgeon or practitioner".
3. In section 1(7), substitute the word "he" for the word "it".
4. In section 2(1), substitute the words "Supreme Court" for the words "magistrates' court".
5. In section 3(1), substitute the words "The Government Veterinary Officer or any other public officer authorised by the Director of Agriculture may" for the words appearing from the beginning of the subsection up to (and including) the words "to do so".
6. In section 4(1), substitute the words "the Government Veterinary Officer or any other public officer authorised by the Director of Agriculture may seize the animal and deal with it in any manner the Governor may direct him to deal with it (and it shall be lawful for the Governor to direct the destruction of the animal) and neither the Crown, the Governor or any public officer shall, subject to the Constitution, be liable to pay any compensation to any person in respect of the exercise of powers under this subsection" for all words appearing in the subsection from and including the words "the local authority" up to the end of the subsection.
7. Substitute the following subsections for section 4(3) and section 4(4) -

"(3) Any expenditure incurred in the exercise of powers under subsection (1)(a) shall be recoverable by the Crown as a civil debt from the person who was at the time of the seizure a keeper of the animal concerned.

(4) Any expenditure incurred in the exercise of powers under subsection (1)(b) shall be recoverable by the Crown as a civil debt from the person to whom the licence was granted".
8. In section 6(1) omit the word "summary".
9. Substitute the following subsection for section 6(2) -

"(2) Where a person is convicted of any offence under this Act, the court by which he is convicted may cancel any licence held by him under this Act or any other law or enactment and relating to the keeping of the animal and, whether or not he is the holder of any such licence, disqualify him from keeping any dangerous wild animal for such period as the court thinks fit."
10. In section 7(4), omit the definitions of "local authority", "veterinary practitioner" and "veterinary surgeon".
11. Substitute the following for section 8 -

"8. The Schedule to this Act shall have effect in the Falkland Islands as it is from time to time amended or modified pursuant to the provisions of section 8 of this Act as it has effect in England".

Auctions

AUCTIONS (BIDDING AGREEMENTS) ACT 1927

(17 & 18 Geo. V, c.12)

Extent of application

Sections 1 and 4(1).

Modifications

1. In section 1(1), for the words after the word "Act" and appearing before the word "Provided" substitute the following words :

"and shall be liable on conviction to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".

MOCK AUCTIONS ACT 1961

(9 & 10 Eliz. II, c.47)

Extent of application

The whole Act, except sections 2 and 4(2).

Modifications

For section 1(2) substitute the following subsection -

"(2) A person convicted of an offence under this Act is liable to imprisonment for a term not exceeding three months or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine".

AUCTIONS (BIDDING AGREEMENTS) ACT 1969

(1969, c.56)

Extent of application

Sections 1(1) and 1(5), 2, 3(1), 3(2), 3(3), 3(5), 4 and 5(1).

Modifications

1. In section 2(1) for the words "summary conviction or conviction on indictment" substitute the words "conviction" and for paragraphs (a) and (b) substitute the words "of not more than three years."

2. In section 2(2) for paragraphs (a) and (b) substitute the words -

"to imprisonment for a term not exceeding two years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".

Betting and Gaming

GAMING ACT 1845

(8 & 9 Vict., c.109)

Extent of application

Section 17.

Modifications

In section 17 for paragraphs (a) and (b) substitute the words -

"to imprisonment for a term not exceeding two years and to a fine not exceeding the maximum of level 6 on the standard scale or to both such imprisonment and fine".

Charities**WAR CHARITIES ACT 1940**

(3 & 4 Geo. VI, c.31)

Extent of application

Sections 1(1) and 9(2).

Children**CHILDREN AND YOUNG PERSONS ACT 1933**

(23 Geo. V, c.12)

Extent of application

Sections 1(1) to 1(3) (inclusive), 3 to 5 (inclusive), 7, 10 to 12 (inclusive), 14, 17, 20, 21, 23 to 30 (inclusive), 39 and 40 and First Schedule.

Modifications

1. The Act, so far as adopted, is modified generally -
 - (a) by deleting all references to byelaws and substituting for them references to regulations;
 - (b) by deleting all references to duly qualified medical practitioners and by substituting for them references to Government medical officers.
2. In paragraph (a) of section 1(1) omit the words "on indictment" and omit the whole of paragraph (b).
3. Omit section 3(2).
4. Omit the proviso to section 7(1).
5. In section 10(1A) for the words "local education authority" and "authority" substitute the words "Attorney General".
6. In section 10(4) for the words "Board of Education" substitute the words "Governor".
7. Omit the proviso to section 11.
8. In section 12(3) for the reference to Cinematograph Act 1909 substitute a reference to the Cinematograph Exhibitions Ordinance 1952.
9. Section 12(5) is replaced by the following subsection :

"(5) Proceedings for an offence under this section may only be instituted by or on the direction of the Attorney General".

10. In section 20(2) for the words "A local authority" and "authority" substitute the words "the Governor".

11. Omit section 20(3).

12. In section 23 for the words "a chief officer of police" substitute the words "the Attorney General" and for the words "section 37 of the Children and Young Persons Act 1963" substitute the words "section 30 of this Act in its application to the Falkland Islands".

13. In section 24(2) for the words "A local authority" substitute the words "the Governor".

14. Omit section 24(3) and (5).

15. In section 24(4) for the word "authority", in both places where it occurs, substitute the word "Governor".

16. In section 25(2) and (3) for the words "a police magistrate" and "the police magistrate", wherever they occur, substitute the words "the Senior Magistrate".

17. Omit section 25(9).

18. Omit section 26(5) and (6).

19. Omit section 27(3).

20. In section 28(1) for the words "by the local authority or by a constable" substitute the words "by or on behalf of the Government or by a police officer".

21. In section 28(2) for the words "Any authorised officer of the said authority or any constable" substitute the words "A police officer".

22. In section 28(3) -

(a) for the words "any officer or constable" substitute the words "a police officer"; and

(b) omit the word "summary".

23. Omit section 29(1) to (3) inclusive.

24. In section 30, add the following definition :

"The expression 'performance' includes -

(a) any performance in connection with which a charge is made (whether for admission or otherwise);

(b) any performance in licensed premises within the meaning of the Licensing Ordinance;

(c) any broadcast performance;

(d) any performance included in a cable programme service;

(e) any performance recorded (by whatever means) with a view to its use in such a service or in a film intended for public exhibition,

and a child shall be treated for the purposes of this Act as taking part in a performance if he takes the place of a performer in any rehearsal or in any preparation for the recording of the performance".

25. In section 39(2) omit the word "summary".

26. In the First Schedule, in the third paragraph omit the words "forty-two, forty-three" and after the third paragraph insert the following paragraph :

"Common assault, or battery."

**CHILDREN AND YOUNG PERSONS (HARMFUL PUBLICATIONS)
ACT 1955**

(3 & 4 Eliz. II, c.28)

Extent of application

The whole Act, except section 5(3) to 5(5) (inclusive).

INDECENCY WITH CHILDREN ACT 1960

(8 & 9 Eliz. II, c.33)

Extent of application

The whole Act except sections 1(2), 2(3) and 3(2) and 3(3).

CHILDREN AND YOUNG PERSONS ACT 1963

(9 & 10 Eliz. II, c.39)

Extent of application

Section 35(2).

Modifications

In section 35(2) -

(a) omit the words "or section 30 of the principal Scottish Act";

(b) for the words "either of those sections" substitute the words "that section".

TATTOOING OF MINORS ACT 1969

(1969, c.24)

Extent of application

The whole Act, except section 4(2) and 4(3).

PROTECTION OF CHILDREN ACT 1978

(1978, c.37)

Extent of application

The whole Act except sections 1(6) and 1(7), 2(1) and 2(2), 8, 9(2) and 9(3).

Modifications

1. Sections 1(3), 2(3), 3 and 7 shall have effect as if any reference in them to the Act included a reference to section 22(4) of the Crimes Ordinance 1989.

2. For section 6(1) to (3) substitute the following section -

"A person convicted of an offence under this Act is liable to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".

CHILD ABDUCTION ACT 1984
(1984, c.37)

Extent of application

The whole Act, except sections 6 to 10 (inclusive), 11(1), 11(2), 11(4), 11(5), 12, and 13(2) and 13(3).

Modifications

1. In section 1(3)(c) and section 1(5) for the reference to section 7 of the Guardianship of Minors Act 1971, substitute a reference to section 9 of the Guardianship of Minors Ordinance 1979 and omit the reference to section 1(3) of the Guardianship Act 1973.
2. In section 1(8), immediately before the words "a local authority", insert the words "the Government".
3. For section 4(1) substitute the following subsection :

"(1) A person convicted of an offence under this Part of this Act shall be liable to imprisonment for seven years".

Libel and Slander

LIBEL ACT 1843
(6 & 7 Vict., c.96)

Extent of application

Sections 4 to 7 (inclusive) and section 9.

Modifications

1. Add at the end of sections 4 and 5 the words "but no prosecution for an offence to which this section relates shall be brought except by, or with the consent of, the Attorney General".
2. In section 4, omit the words "in the common gaol or house of correction".
3. In section 6, substitute the words "but shall not, subject to section 10 of the Constitution, amount to a defence" for the words "but shall not amount to a defence".
4. In sections 6 and 7 omit the words "indictment or" in all places where they appear.

NEWSPAPERS, PRINTERS AND READING ROOMS REPEALS ACT 1869
(32 & 33 Vict, c.24)

Extent of application

The whole Act.

Modifications

1. In the provisions of the Second Schedule relating to section 28 of 39 Geo. 3 c.79 (re-enacted by section 2 of the Act) substitute the words "the Legislative Council" for the words "either House of Parliament".

2. Omit the provisions of the Second Schedule relating to section 25 of 39 Geo. 3 c.79 and to section 36 of that Act.
3. Omit the provisions of the Second Schedule relating to section 19 of the Stamp Duties on Newspapers Act 1836.
4. In the provisions of the Second Schedule relating to section 4 of the Printers and Publishers Act 1839 and section 1 of the Seditious Meetings Act 1846 substitute the words "the Attorney General" for the words "Her Majesty's Attorney General or Solicitor General in England or Her Majesty's Advocate in Scotland".

Post Office

POST OFFICE ACT 1953

(1 & 2 Eliz. II, c.36)

Extent of application

Sections 11(1) and 11(2), 22, 23(1), 26, 27(4), 28, 32, 53, 55, 56(1) and 56(2), 57 to 62 (inclusive), 63(4) to 63(7), 64, 65, 68, 69(1), 87 and 92(1).

Modifications

1. Where, in any provision adopted, there is a reference to a person being liable on conviction to a fine, and the maximum amount of that fine is not specified, the maximum fine is the maximum of level 4 on the standard scale.
2. For section 11(2) substitute the following subsection :

 "(2) A person contravening subsection (1) commits an offence and is liable on conviction to imprisonment for a term not exceeding twelve months or to a fine not exceeding the maximum of level 5 on the standard scale or to both such imprisonment and fine".
3. In section 63(4) for the words "subsection (1) of this section" substitute the words "section 11 of the Post Office Ordinance".
4. In section 68 omit the words "punishable on indictment".

Theatres

THEATRES ACT 1968

(1968, c.54)

Extent of application

Sections 2 to 4 (inclusive), 6 to 10 (inclusive), 13(1), 13(2), 13(3), 15, 16, 18 and 20(1).

Modifications

1. In section 2(2) for paragraphs (a) and (b) substitute the following words :

 "on conviction to imprisonment for a term not exceeding three years or to a fine not exceeding the maximum of level 7 on the standard scale or to both such imprisonment and fine".
2. In section 2(3) omit the words "on indictment".
3. Omit section 2(4)(b) and (c).

4. Omit sections 4(4) and 5.
5. In section 15(1) -
 - (a) before the words "justice of the peace" and "justice" insert the words "Senior Magistrate or";
 - (b) omit the words "authorised officer of the licensing authority"; and
 - (c) omit the sentence commencing "In the application of this subsection to Scotland".
6. In section 15(2) for the words "authorised officer of the licensing authority" substitute the words "police officer".
7. For section 15(3) substitute the following subsection :

"(3) A police officer exercising the power conferred by subsection (2) above shall not, if wearing uniform, be required to produce any authority".
8. In section 18(1) omit the definition of "licensing authority".

SCHEDULE 2

AMENDMENT OF OTHER ORDINANCES

Application of Enactments Ordinance 1954

1. In paragraph 31 delete sections 36, 37 and 47 of the Criminal Justice Act 1925.
2. In paragraph 38 delete sections 50 and 53 of the Children and Young Persons Act 1933.

Prison Ordinance 1966

In section 52 -

- (a) substitute a comma for the full stop appearing after the words "prison walls";
- (b) insert thereafter the words -

"but nothing in this section shall enable regulations to be made which authorise the corporal punishment of any prisoner".

Criminal Justice Ordinance 1989

1. In section 22(3), substitute the words "Subject to section 27A" for all words preceding the words "the only custodial orders".
2. In section 23(1), substitute the words "Subject to sections 27 and 27A" for all the words preceding paragraph (a) of that subsection.
3. In section 27(1) -
 - (a) substitute the words "of any offence" for the words "of murder or any other offence";

(b) substitute the words "section 27A" for all words following the words "detained under".

4. In section 27(2) substitute the words "eighteen years" for the words "seventeen years".

5. Insert as section 27A the following section -

"27A.(1) This section applies where a person is convicted by a court of a grave offence and appears to that court to have been under the age of eighteen years at the time of the commission of that offence.

Punishment of grave offences committed by persons under eighteen.

(2) For the purposes of this section, "grave offence" means -

(a) treason;

(b) murder; and

(c) any other offence punishable in the case of an adult by life imprisonment or by imprisonment for fourteen years or more.

(3) Where this section applies, the court -

(a) if the offence of which the person concerned is convicted is treason or murder, sentence him to be detained during Her Majesty's pleasure (when the person so sentenced shall be liable to be detained in such place and under such conditions as the Governor, in his discretion, may direct);

(b) if the offender is convicted of any other grave offence, and the court is of opinion that no other method in which he might lawfully be dealt with is suitable, sentence the offender to be detained for such period (not exceeding the maximum term of imprisonment which could be imposed in the case of an adult) as the court shall specify (when the offender shall be liable to be detained during that period in such place and subject to such conditions as the Governor acting in his discretion may direct)."

6. At the beginning in section 29(1), insert the words "Subject to section 27A".

7. Insert the following new cross-heading and sections immediately after section 65 -

Release of prisoners on licence and supervision of prisoners after release.

65A.(1) In this section and in sections 65B to 65F "Advisory Committee" means the Advisory Committee established by section 64(1) of the Constitution.

Meeting of "Advisory Committee" and additional functions of that Committee.

(2) In addition to the functions it has under section 65(3) of the Constitution, the Advisory Committee shall have the functions conferred upon it by sections 65B to 65F.

65B.(1) It shall be the duty of the Advisory Committee to advise the Governor with respect to -

General duties of the Advisory Committee to advise the Governor in relation to release of prisoners on licence.

(a) the release on licence under section 65C(1) or 65D, and the recall under section 65E, of this Ordinance of persons whose cases have been referred to the Advisory Committee by the Governor;

(b) the conditions of such licences and the variation or cancellation of such conditions; and

(c) any other matter so referred which is connected with the release on licence or recall of persons to whom the said section 65C or 65D applies.

(2) The following provisions shall have effect with respect to the proceedings of the Advisory Committee on any case referred to it under the provisions of this Ordinance, that is to say -

(a) the Advisory Committee shall deal with the case on consideration of any documents given to it by the Governor and of any reports it has called for and any information whether oral or in writing that it has obtained; and

(b) if in any particular case the Advisory Committee thinks it necessary to interview the person to whom the case relates before reaching a decision the Advisory Committee may request one of its members to interview him and shall take into account the report of that interview by that member;

and, without prejudice to the foregoing, the Governor may by rules make provision with respect to the proceedings of the Advisory Committee on cases referred to it, including provision authorising such cases to be dealt with by a prescribed number of members of the Advisory Committee.

(2) The documents to be given by the Governor to the Advisory Committee under subsection (2) shall include -

(a) where the case referred to the Advisory Committee is one of release under section 65C or 65D of this Ordinance, any written representations made by the person to whom the case relates in connection with or since his last interview in accordance with rules under subsection (4);

(b) where the case so referred relates to a person recalled under section 65E, any written representations made under that section.

(4) The Governor acting in his discretion may by rules make such provision as he considers necessary or expedient in relation to the exercise by the Advisory Committee of its functions under this Ordinance.

65C.(1) The Governor may release on licence a person serving a sentence of imprisonment, other than imprisonment for life, or serving a sentence of youth custody, after he has served not less than one third of this sentence or twelve months, whichever expires the later.

Release on licence of persons serving determinate sentences.

(2) Where a sentence of imprisonment for an offence has been passed on a person with an order under section 33(7) (sentences partly suspended) -

(a) if the offender has not been released from prison since the sentence for the offence was passed, the only portion of that sentence that is to be taken into account for the purposes of subsection (1) of this section is any portion of it that he is required to serve in prison under section 33(7) of (11); and

(b) if he is released from prison but part of his sentence for the offence is subsequently restored under section 33(1), he shall be treated for the purpose of subsection (1) of this section, as if his only sentence for the offence were the part of his sentence so restored.

(3) A person whose sentence falls to be reduced under section 65G shall, for the purpose of determining under subsection (2) of this section whether he has served one third of his sentence, be treated as if any period spent in custody and taken into account under that section were included in his sentence and as if he had served that period as part of that sentence.

(4) Without prejudice to his earlier release under subsection (1) of this section, the Governor may direct that person serving a sentence of imprisonment in respect of whom an extended sentence certificate under section 39(4) of this Ordinance was issued when the sentence was passed shall, instead of being granted remission of any part of his sentence under the Prison Regulations, be released on licence at any time on or after the day on which he could have been discharged from prison if the remission had been granted.

(5) A person subject to a licence under this section shall comply with such conditions, if any, as may for the time being be specified in the licence.

(6) The Governor shall consult the Advisory Committee before including on release, or subsequently inserting, a condition in a licence under this section or varying or cancelling any such condition; and for the purposes of this subsection the Governor shall be treated as having consulted the Advisory Committee about a proposal to include, insert, vary or cancel a condition in any case if he has consulted the Advisory Committee about the implementation of proposals of that description generally or in that class of case.

(7) A licence granted to any person under this section shall, unless previously revoked under section 65E, remain in force until a date specified in the licence being -

(a) in the case of a licence granted to a person in respect of whom an extended sentence certificate was issued under section 39(4) when sentence was passed on him, the date of the expiration of the sentence; and

(b) in any other case, the remission date.

(8) In this section -

(a) "Prison Regulations" mean the regulations made under section 52 of the Prison Ordinance 1966 and for the time being in force; and

(b) "the remission date", in relation to a person released on licence under this section, means the date on which he could have been discharged from prison on remission of part of his sentence under the Prison Regulations, if, after the date of his release on licence, he had not forfeited remission on any part of the sentence under those regulations.

65D.(1) The Governor may release on licence a person serving a sentence of imprisonment for life or custody for life or a person detained under section 27A, but shall not do so in the case of a person sentenced under the provisions of section 19A of the Crimes Ordinance 1989 or to detention under Her Majesty's pleasure or for life except after consultation with the Chief Justice.

Release on licence of persons sentenced to imprisonment for life, etc.

(2) Subsections (5) and (6) of section 65C shall apply in relation to a licence under this section as they apply in relation to a licence under that section.

(3) A licence granted under this section to any person sentenced under section 27A(3) to be detained otherwise than for life shall, unless previously revoked under section 65E, remain in force until a date specified in the licence, being the date of the expiration of the sentence.

65E.(1) Where any person is subject to a licence under section 65C or 65D, the Governor may revoke that person's licence and recall him to prison.

Revocation of licences and conviction of prisoners on licence.

(2) A person recalled to prison under subsection (1) may make representations in writing in respect to his recall and shall on his return to prison be informed of the reasons for his recall and of his right to make such representations.

(3) The Governor shall refer to the Advisory Committee the case of a person recalled under subsection (1) who makes representations under subsection (2) and if the Advisory Committee recommends the immediate release on licence of a person whose case is referred to it under subsection (2), the Governor shall consider that recommendation and where he considers it appropriate again to release that person under section 65D(1), he may do so without the consultation required by that subsection.

(4) If a person subject to a licence under section 65C or 65D is convicted of any offence punishable on conviction by imprisonment for a period of twelve months or more, then, except in a case to which subsection (5) of this section applies, the court by which he is convicted, if that is the court which exercises the powers of sentencing him or the higher court to which he is committed for sentence, if he is committed to such a court for sentence, as the case may be, may, whether or not it passes any other sentence on him, revoke the licence.

(5) A licence under section 65C or 65D shall be treated as revoked where -

(a) the offender -

(i) was sentenced to imprisonment with an order under section 33(7) (sentences partly suspended); and

(ii) was released on licence before the expiration of any part of his sentence which he was required to serve in prison under section 33(7); and

(b) by virtue of section 37(11) a court restores any part of the sentence held in suspense,

and subsection (6) of this section shall apply to the offender accordingly.

(6) On the revocation of the licence of any person under this section, he shall be liable to be detained in pursuance of his sentence, and, if at large, shall be deemed to be unlawfully at large.

(7) If in the case of a person subject to a licence under section 65C a court revokes that licence under subsection (4) of this section, the Governor shall not thereafter release him under section 65C(1) before the expiration of one year from the date of revocation or before the expiration of one third of the period during which the licence would have remained in force, whichever is the later; but the foregoing provisions of this subsection shall not affect any power to release him otherwise than under section 65C(1).

(8) This section shall have effect, in its application to a person's sentence to youth custody under section 23 or 24 or to be detained under section 27A as if for any reference to a prison there were a reference to any place in which that person was detained immediately before he was released on licence.

65F.(1) The powers of the Governor under sections 65C(1), 65D(1) and 65E(1) shall wherever possible be exercised by the Governor after consultation with the Advisory Committee.

Supplementary to 65C, 65D and 65E.

(2) Where under any of the provisions of section 65C, 65D, 65E or subsection (1) of this section the Governor is required to consult the Advisory Committee or the Chief Justice before exercising any power under any of those sections or in fact does so, he shall decide the matter and act in accordance with his own deliberate judgment but if he shall decide to act contrary to any advice he may have received as a result of any such consultation, he shall notify the Executive Council of his reasons for so doing.

(3) Where a person who is subject to a licence under section 65C or 65D is recalled to prison, the period during which he was absent from prison in pursuance of that licence shall count as if he had been imprisoned throughout that period, except that it shall not be counted towards remission of his sentence under section 29 of the Prison Ordinance 1966."

8. Insert the following new cross-heading and five sections immediately after section 65F (inserted by the preceding paragraph of this Schedule) -

"Miscellaneous provisions relating to prisons and prisoners

65G. Paragraphs 46(2)(g) and 46(3) of the Prison Regulations 1966 are revoked.

Abolition of corporal punishment in prison. Computation of sentences of imprisonment.

65H.(1) The length of any sentence of imprisonment imposed on an offender by a court shall be treated as reduced by any relevant period but where he was previously subject to a probation order, a community service order, an order for conditional discharge or a suspended sentence in respect of that offence, any such period falling before the order was made or suspended sentence passed shall be disregarded for the purposes of this section.

(2) In subsection (1) "relevant period" means any period during which the offender was in custody in connection with the offence for which the sentence was passed -

(a) by reason only of having been committed to custody by an order of a court made in connection with any proceedings relating to that sentence or the offence for which it was passed or any proceedings from which those proceedings arose; or

(b) by reason of his having been so committed and having been concurrently detained otherwise than by order of a court.

(3) For the purposes of this section a suspended sentence shall be treated as a sentence of imprisonment when it takes effect under section 34 and as being imposed by the order under which it takes effect.

(4) Where a person is sentenced to imprisonment with an order under section 33(7), subsection (1) of this section -

(a) operates to reduce the part of the sentence required to be served in prison;

(b) operates to reduce the whole period of the sentence for the purposes of section 34(11); but

(c) does not operate to reduce any part of the sentence which is ordered under section 33(7) to be held in suspense.

(5) Where -

- (a) an offender has been sentenced to imprisonment with an order under section 33(7);
- (b) he has been released from prison after serving part of his sentence; and
- (c) an order is subsequently made restoring part of his sentence,

the restored part shall for the purposes of this section be treated as a sentence of imprisonment imposed by the order restoring it (but shall not be reduced by a period spent in custody by the offender before the original sentence was passed).

(6) Any reference in this Ordinance or in any other enactment (whether passed before or after the commencement of this section) to the length of any sentence or imprisonment shall, unless the context otherwise requires, be construed as a reference to the sentence pronounced by the court and not the sentence as reduced by this section.

(7) This section applies to an order under section 22(3) and detention under section 28(1) as it applies to sentences of imprisonment.

65I. Any power conferred by this Ordinance or under any other enactment to release a person from a prison or other institution to which the Prison Ordinance 1966 applies or from a young offender institution may be exercised notwithstanding that he is not for the time being detained in that institution and a person released by virtue of this section shall, after his release, be treated in all respects as if he had been released from that institution.

Exercise of powers of release.

65J.(1) On an information in writing being laid before the Senior Magistrate or a Justice of the Peace and substantiated on oath, alleging that any person is an offender unlawfully at large from a prison or institution to which the Prison Ordinance 1966 applies or from a young offender institution, in either case being a place in which he is required to be detained after having been convicted of an offence, the Senior Magistrate or Justice of the Peace may issue a warrant to arrest him and bring him before an appropriate court.

Power of Senior Magistrate and Justices of the Peace to issue warrants for arrest of escaped prisoners.

(2) For the purposes of this section "appropriate court" means -

- (a) where the warrant was issued by a Senior Magistrate, the Magistrate's Court;
- (b) where the warrant was issued by a Justice of the Peace, the Summary Court.

(3) Where a person is brought before a court in pursuance of a warrant for his arrest under this section, the court shall, if satisfied that he is the person named in the warrant and as to the facts mentioned in the information, order him to be returned to the prison or other institution where he is required or liable to be detained.

65K. Any person required or authorised by or under this Ordinance or any other written law to be taken to any place or to be kept in custody shall, while being so taken or kept, be deemed to be in legal custody.

Legal custody.

65L. Where the Governor in exercise of his powers under section 65(1)(k) of the Constitution substitutes a term of imprisonment for a sentence of death, the person concerned shall be deemed to have been sentenced to that term of imprisonment by the court by which he was convicted.

Effect of commutation of death sentence to sentence of imprisonment.

9. In section 73(1)(c) substitute the words "section 27A" for the words "section 53 of the Children and Young Persons Act 1933 (young offenders convicted of grave crimes) in its application to the Falkland Islands".

10. In -

(a) Table A in section 73(2), and

(b) section 73(7)(a),

substitute the words "section 27A" for the words "section 53 of the Children and Young Persons Act 1933 in its application to the Falkland Islands."

11. For section 75(1)(a) substitute the following paragraph -

(a) the exercise by the Governor of -

(i) any of his powers under any provision of this Ordinance to release a person on licence or;

(ii) his powers pardon an offender under section 65 of the Ordinance.

Defamation Ordinance 1988

1. In Schedule 1 to the Ordinance -

(a) delete paragraphs 1 and 2;

(b) add, at the end of paragraph 3, the words ", except sections 4 to 7 (inclusive) (which are applied as law of the Falkland Islands, subject to modifications, by the Crimes Ordinance 1989)";

(c) replace paragraph 5 with the following paragraph -

"5. Sections 1 and 2 and so much of the Second Schedule to the Newspapers, Printers and Reading Rooms Repeal Act 1869 (32 and 33 Vict., c.24) as is not applied by the Crimes Ordinance 1989 (which applies, with modifications, so much of the said Schedule as has reference to criminal proceedings for libel);";
and

(d) add, at the end of paragraph 7, the words "except sections 8 and 10".

2. In part I of Schedule 2, delete paragraphs (b) and (d).

SCHEDULE 3

REPEALS

Post Office Ordinance
(Cap 52)

Extent to which repealed
Section 3(1).

Seditious Offences Ordinance
(Cap 63)

Extent to which repealed
The whole Ordinance

Homicide Ordinance 1961

Extent to which repealed
The whole Ordinance

Murder (Abolition of Death Penalty) Ordinance 1966

Extent to which repealed
The whole Ordinance

Prison Ordinance 1966

Extent to which repealed
Section 30.

Crimes Ordinance 1989

Extent to which repealed
Sections 20 and 21.

Passed by the Legislature of the Falkland Islands this 5th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Merchant Shipping (Adoption of Legislation) Ordinance 1992

(No: 11 of 1992)

ARRANGEMENT OF PROVISIONS

Section

Introductory

1. Short title.
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3. Interpretation.

Adoption of Acts

4. Adoption of Acts.
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6. Automatic application of certain repealing or amending legislation having effect in the United Kingdom.
7. Powers to make statutory instruments under adopted statutes.
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Adoption of statutory instruments

9. Statutory instruments adopted by this Ordinance.
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SCHEDULE 1 : Adoption of Acts

SCHEDULE 2 : Adoption of Statutory Instruments

ELIZABETH II



Colony of the Falkland Islands

WILLIAM HUGH FULLERTON, C.M.G.,
Governor.

The Merchant Shipping (Adoption of Legislation) Ordinance 1992
(No: 11 of 1992)

An Ordinance

to adopt as law of the Falkland Islands, subject to modifications and exceptions, certain United Kingdom Acts of Parliament and statutory instruments made thereunder, and for purposes connected with the foregoing purposes.

(assented to: 3rd July 1992)
(commencement: see section 2)
(publication: 10th July 1992)

ENACTED by the Legislature of the Falkland Islands as follows :

Introductory

1. This Ordinance may be cited as the Merchant Shipping (Adoption of Legislation) Ordinance 1992. *Short title.*
2. This Ordinance shall come into operation on such date as the Governor may appoint by Order under this subsection provided that different provisions as to commencement may be made by such an Order in relation to different provisions of this Ordinance and that more than one Order may be made under this section. *Commencement.*
- 3.(1) In this Ordinance, unless the context otherwise requires - *Interpretation.*
 - "Act" means an Act of the Parliament at Westminster;
 - "any other written law of the Falkland Islands" means any Ordinance of the Falkland Islands other than this Ordinance or subsidiary legislation made under any Ordinance of the Falkland Islands other than this Ordinance;
 - "the adopted statutes" has the meaning given by section 4(1) of this Ordinance and "an adopted statute" has a corresponding meaning;
 - "adopted statutory instruments" has the meaning given by section 9(2);
 - "any law", in relation to a law of the United Kingdom, means an Act or a statutory instrument made under any Act;
 - "British citizen" and "British Dependent Territories citizen" have the same meanings as they have under the British Nationality Act 1981; *(1981 c.61)*

"Falkland Islands ship" means a ship which is -

- (a) registered in the Falkland Islands; or
- (b) not registered in or under the law of any country but which is wholly owned -
 - (i) by a person or persons ordinarily resident in the Falkland Islands who is, or each of whom is, a British citizen or a British Dependent Territories citizen, or
 - (ii) a body corporate or bodies corporate which is, or each of which is, incorporated under a law of the Falkland Islands and has, or each of which has, its registered office in the Falkland Islands or, in the case of a body corporate not having a registered office, has its principal place of business in the Falkland Islands;
 - (iii) by a combination of persons each of whom would fall within (i) or (ii) above if that person were the sole owner of the ship;

"fishing vessel" means a vessel for the time being used (or, in the context of an application for registration, intended to be used) for or in connection with fishing for sea fish, other than a vessel used (or intended to be used) for fishing otherwise than for profit;

"registered in the Falkland Islands", in relation to a ship, means registered at a port of registry in the Falkland Islands;

"sea fish" includes shellfish, salmon and migratory trout;

"statutory instrument" has the same meaning as that expression has under section 1 of the Statutory Instruments Act 1946; *(9 & 10 Geo.6 c.36)*

"United Kingdom ship" has the same meaning as it has under section 21(2) of the Merchant Shipping Act 1979.

Adoption of Acts

4.(1) Subject to subsection (2), the Acts mentioned in Part II of Schedule 1 are adopted to the extent and subject to the modifications specified in that Part and as so adopted are hereafter in this Ordinance called "the adopted statutes". *Adoption of Acts.*

(2) If any adopted statute is at any time after subsection (1) comes into force by any law of the United Kingdom extended so as to apply to the Falkland Islands or to Falkland Islands ships (and whether or not subject to any modification) then, to the extent that the adopted statute is so extended, subsection (1) ceases to have effect in relation to that adopted statute.

5.(1) If, immediately before section 4(1) comes into force, any adopted statute applied to the Falkland Islands ships by virtue of any provision of any other written law of the Falkland Islands it ceases so to apply when section 4(1) comes into force and that provision of that written law of the Falkland Islands shall not apply to it at any time thereafter. *Prior application of adopted statute.*

(2) When section 4(1) comes into force, section 78 of the Interpretation and General Clauses Ordinance 1977 ceases to apply to any adopted statute. *(No. 14 of 1977)*

6.(1) This section has effect where a provision of an Act ("the adopted provision") has been adopted by section 4(1) (whether or not with modifications) as law of the Falkland Islands and, after section 4(1) comes into force, the adopted provision is in the United Kingdom - *Automatic application of certain repealing or amending legislation having effect in the United Kingdom.*

- (a) amended;
- (b) repealed;
- (c) repealed and replaced; or
- (d) indirectly amended, that is to say, other than by way of change in the text of the adopted provision, modified or extended in its application so as not to be applicable in circumstances in which it previously applied or modified or extended so as to be applicable in circumstances in which it previously did not apply.

(2) Where the adopted provision is amended in the United Kingdom, the amendments shall have effect in the Falkland Islands, or in relation to Falkland Islands ships, as the case may be, subject to the relevant modifications, when they have effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(3) Where the adopted provision is repealed in the United Kingdom, then notwithstanding section 4(1), the adopted provision ceases to have effect in the Falkland Islands or in relation to Falkland Islands ships, as the case may be, at the same time as the repeal takes effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(4) Where the adopted provision is replaced in the United Kingdom or in relation to United Kingdom ships, as the case may be, by another provision of law ("the new provision") the new provision, subject to the relevant modifications, has effect in the Falkland Islands or in relation to Falkland Islands ships, as the case may be, at the same time as it has effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(5) Where the adopted provision is indirectly amended in the manner mentioned in subsection (1)(d), the modifications or extensions, subject to the relevant modifications, have effect in the Falkland Islands or in relation to Falkland Islands ships, as the case may be, at the same time as they have effect in the United Kingdom or in relation to United Kingdom ships, as the case may be.

(6) In this section, "relevant modifications" means -

- (a) such of the modifications specified in Part I of Schedule 1 as are relevant in all the circumstances of the case;
- (b) such of the modifications (if any) specified in Part II of Schedule 1 in relation to the adopted provision as are relevant to the amendment, replacing provision or indirect amendment in question.

7.(1) Notwithstanding any provision of the Interpretation and General Clauses Ordinance 1977, neither the Governor nor any other person in the Falkland Islands is, unless otherwise provided by an adopted statute, capable of exercising any power to make any subsidiary legislation under any provision of that statute. *Powers to make statutory instruments under adopted statutes.*

(2) Where any provision conferring upon any person or authority in the United Kingdom power to make any statutory instrument ("an enabling provision") is included in an adopted statute -

- (a) for the sake of avoidance of doubt it is declared that nothing in any provision of that adopted statute requiring that person or authority to have consulted any person in the United Kingdom before exercising that power shall be construed as requiring that person to have consulted any person in the Falkland Islands before exercising that power;

(b) without prejudice to section 10(2) of this Ordinance, any statutory instrument made under the enabling provision after section 4(1) of this Ordinance comes into force and which applies in the United Kingdom or to United Kingdom ships, as the case may be, applies in the Falkland Islands or to Falkland Islands ships, as the case may be, unless such application would be inconsistent with any other statutory instrument made by the same person or authority explicitly or implicitly by its terms extending -

(i) generally to British ships registered at a port of registry outside the United Kingdom and not to United Kingdom ships;

(ii) generally to dependent territories of the United Kingdom or to ships registered in a dependent territory of the United Kingdom, and not to United Kingdom ships; or

(iii) particularly to the Falkland Islands or to Falkland Islands ships,

but a statutory instrument so made which does not apply in the United Kingdom or to United Kingdom ships and which is not of one of the descriptions mentioned in (i) to (iii) above does not apply to the Falkland Islands or to Falkland Islands ships by virtue of this subsection.

8.(1) The Governor may by Order amend Schedule 1 to this Ordinance so as to apply as law of the Falkland Islands, with or without modifications specified in that Order any provision of any Act which - *Amendment of Schedule 1 by Order.*

(a) relates to merchant shipping or to fishing vessels; and

(b) was enacted or came into force after the coming into force of section 4(1) of this Ordinance.

(2) Subsection (1) has effect and an Order under that subsection shall have effect without prejudice to the prior effect of the provisions of section 6 of this Ordinance in respect of any provision to which an Order under subsection (1) relates.

(3) Sections 4(2) and 5 to 7 inclusive of this Ordinance apply, from the date of an Order under subsection (1) of this section, to any provision of any Act to which that Order relates as if that provision had appeared in Part II of Schedule 1 to this Ordinance as originally enacted.

Adoption of statutory instruments

9.(1) Subject to -

Statutory instruments adopted by this Ordinance.

(a) section 10(1) of this Ordinance; and

(b) the modifications set out in Part I of Schedule 2 to this Ordinance,

the statutory instruments mentioned in Part II of the said Schedule 2 are adopted as law of the Falkland Islands.

(2) A statutory instrument adopted by subsection (1) is hereafter in this Ordinance called "an adopted statutory instrument".

10.(1) If an adopted statutory instrument is, at any time after section 9(1) of this Ordinance comes into force, by any law of the United Kingdom extended so as to apply to the Falkland Islands or to Falkland Islands ships, as the case may be, and whether or not subject to any modification specified in that law, section 9(1) ceases to have effect in respect of that adopted statutory instrument as soon as that law of the United Kingdom by its terms comes into force in relation to the Falkland Islands or Falkland Islands' ships, as the case may be .

Further provisions as to adopted statutory instruments.

(2) Section 6 of this Ordinance applies in respect of adopted statutory instruments as it does to adopted statutes but with the following modifications -

(a) the substitution for all references in section 6 to section 4(1) of references to section 10(1);

(b) the substitution for all references to Part I of Schedule 1 to this Ordinance of references to Part I of Schedule 2 to this Ordinance;

(c) the substitution for all references to Part II of Schedule 1 to this Ordinance of references to Part II of Schedule 2 to this Ordinance;

(d) the substitution of the word "revoked" for the word "repealed" wherever it appears in that section;

(e) in relation to section 6(1), the substitution of the words "a statutory instrument" for the words "an Act".

11.(1) The Governor may by Order amend Schedule 2 to this Ordinance -

Amendment of Schedule 2 by Order.

(a) as to Part II of that Schedule, so as to delete therefrom any adopted statutory instrument which is no longer applicable to the Falkland Islands or to Falkland Islands' ships as the case may be;

(b) as to Part II of that Schedule, so as to add thereto any statutory instrument, whether made before or after section 9(1) of this Ordinance comes into force, which the Governor considers it necessary or expedient to apply to the Falkland Islands or to Falkland Islands' ships, as the case may be, or which only so applies by virtue of section 10(2) of this Ordinance;

(c) as to Part I thereof (general modifications of adopted statutory instruments) so as to add to or amend the modifications to adopted statutory instruments thereby required;

(d) as to Part II thereof to modify the application of any adopted statutory instrument or to vary the modifications (if any) of the application of any such statutory instrument adopted by it.

(2) Subsection (1) has effect and an Order under subsection (1)(b) has effect without prejudice to the prior effect of the provisions of section 6 of this Ordinance as applied to adopted statutory instruments by section 10(2).

(3) Section 6 of this Ordinance as applied to adopted statutory instruments by section 10(2) applies, from the date of an Order under subsection (1)(b) of this section, to any provision of any adopted statutory instrument to which that Order relates as if that provision had appeared in Part II of Schedule 2 to this Ordinance as originally enacted.

(4) If, immediately before the section 9(1) comes into force, any adopted statutory instrument applied to the Falkland Islands or to Falkland Islands' ships by virtue of any provision of the written law of the Falkland Islands it ceases so to apply when section 10(1) comes into force.

(5) When section 10(1) comes into force, section 78 of the Interpretation and General Clauses Ordinance ceases to apply to any adopted statutory instrument.

12. The Fishing Vessels (Safety Provisions) Ordinance 1987 is repealed with effect from the date on which section 4(1) of this Ordinance comes into force. *Repeal. (No. 30 of 1987)*

SCHEDULE 1

(section 4(1))

ADOPTION OF ACTS OF THE PARLIAMENT OF WESTMINSTER

PART I

General modifications to adopted statutes

1. Every reference to a "United Kingdom ship" is to be construed as a reference to a "Falkland Islands ship" (as defined in section 3 above of this Ordinance) and every reference to a ship "registered in the United Kingdom" is to be construed as a reference to a ship "registered in the Falkland Islands" as defined in 3 above of this Ordinance.

2. There shall be omitted

(a) every reference to -

(i) Northern Ireland; or

(ii) Scotland, and

(b) every provision relating solely to Northern Ireland or Scotland.

3. Every reference to England and Wales is to be construed as a reference to the Falkland Islands.

4. Every reference to the High Court (including the Crown Court) is to be construed as a reference to the Supreme Court of the Falkland Islands.

5. Where an offence under an adopted statute is, in England, punishable in a specified manner if tried on indictment it shall, in the Falkland Islands, be triable summarily in the Magistrate's Court and punishable in the same manner as the same offence is punishable on indictment in England and any lower punishment specified in relation to summary trial in England shall, in the Falkland Islands, be applicable in respect of summary trial of the offence before the Summary Court and the Magistrate's Court and the Summary Court shall have the like jurisdiction in the Falkland Islands as the High Court in England and a magistrates' court respectively in England would have in relation to the like offence.

6. Every reference to an offence being punishable by a fine of a specified level on the standard scale is to be construed as meaning that that offence is punishable by the maximum of that level of the standard scale existing at the time of the offence in the Falkland Islands under section 4 of the Criminal Justice Ordinance 1989.

7. Every reference to an offence being punishable by a fine not exceeding the statutory maximum is to be construed as if the statutory maximum were £5,000.

8. Every provision providing that proceedings for an offence may not be commenced except by or with the consent of a person or persons specified in that provision is to be construed as if the only person therein specified were the Attorney General of the Falkland Islands.

9. Every reference, other than in a provision enabling the making of any statutory instrument, to a Secretary of State, the Board of Trade, the Department of Transport or to a Minister, except where stated in Part II of this Schedule to the contrary, is to be construed as a reference to the Governor.

Part II

Adoptions and modifications

MERCHANT SHIPPING (SAFETY AND LOAD LINES) ACT 1932

(22 & 23 Geo., 5 c.9)

Extent to which adopted

Sections 24 and 30.

MERCHANT SHIPPING (SAFETY CONVENTIONS) ACT 1949

(12 & 13 Geo., 6 c.43)

Extent to which adopted

The whole Act so far as it is in force in England at the coming into force of section 4(1) of this Ordinance and as amended up to that time.

Modifications

1. Except in sections 13(5), 13(9), 19(1), 21(2), 23(1), 28, 33 and 35 substitute the words "the Governor or any person acting under his direction or with his authority" for the words "the Minister" wherever they appear.

2. In sections 13(5), 13(9) and 35(2) substitute the words "the Governor" for the words "the Minister" wherever they appear.

MERCHANT SHIPPING ACT 1964

(1964 c.67)

Extent to which adopted

The whole Act so far as it is in force in England at the coming into force of section 4(1) of this Ordinance and as amended up to that time.

Modifications

1. Substitute the words "the Governor or any person acting under his direction or with his authority" -

- (a) for the words "the Minister or such person as he may authorise" in section 3(1);
- (b) for the words "the Minister or any person authorised by him" in section 3(5); and
- (c) for the words "a person authorised by the Minister" in section 3(6).

2. In section 3(2) -

- (a) substitute the words "the Governor" for the words "the Minister";
- (b) substitute the words "by the Minister" for the words "by him".

3. In section 3(6), substitute the words "by the Governor" for the words "by the Minister" appearing after paragraph (b) of that subsection.

MERCHANT SHIPPING (LOAD LINES) ACT 1967

(1967 c.27)

Extent of adoption

Sections 1, 3 to 17 inclusive, 19 and 20, 23, 24(4) to (6) inclusive, 25 to 29 inclusive, 31(2) and 32 to 34.

Modifications

1. Except in sections 11(2)(b), 12(3), 24(6), 29(2) and 32(6), all references to the Board of Trade are to be construed as references to the Governor.

2. In section 24(6), substitute the words "the Governor or a person authorised by him" for the words "the Board of Trade".

THE ANCHOR AND CHAIN CABLES ACT 1967

(1967 c.64)

Extent of application

The whole Act so far as it is in force in England at the coming into force of section 4(1) of this Ordinance and as amended up to that time.

FISHING VESSELS (SAFETY PROVISIONS) ACT 1970

(1970 c.27)

Extent of application

The whole Act, except sections 7 and 8, so far as it is in force in England at the coming into force of section 4(1) of this Ordinance.

MERCHANT SHIPPING ACT 1979

(1979 c.39)

Extent of application

Sections 21, 22, 25, 27, 28, 30, 41 to 44, 46 and 50(1) and (2).

SCHEDULE 2

(section 9(1))

ADOPTION OF STATUTORY INSTRUMENTS

PART I

General modifications of adopted statutory instruments

1. Every reference to a "United Kingdom ship" is to be construed as a reference to a Falkland Islands' ship.
2. There shall be omitted -
 - (a) every reference to -
 - (i) Northern Ireland; or
 - (ii) Scotland, and
 - (b) every provision relating solely to Northern Ireland or Scotland.
3. Every reference to England and Wales is to be construed as a reference to the Falkland Islands.
4. Every reference to the High Court (including the Crown Court) is to be construed as a reference to the Supreme Court of the Falkland Islands.
5. Where an offence under an adopted statutory instrument is, in England, punishable in a specified manner, it shall in the Falkland Islands, be triable summarily in the Magistrate's Court and punishable in the same manner as the same offence is punishable on indictment in England and any lower punishment specified in relation to summary trial in England shall, in the Falkland Islands, be applicable in respect of summary trial of the offence before the Summary Court and the Magistrate's Court and the Summary Court shall have the like jurisdiction in the Falkland Islands as the High Court or a magistrates' court respectively in England would have in relation to the like offence.
6. Every reference to an offence being punishable by a fine of a specified level on the standard scale is to be construed as meaning that that offence is punishable by the maximum of that level of the standard scale existing at the time of the offence in the Falkland Islands under section 4 of the Criminal Justice Ordinance 1989.
7. Every reference to an offence being punishable by a fine not exceeding that statutory maximum is to be construed as if the statutory maximum were £5,000.
8. Every reference, other than in a provision enabling the making of any Order, regulation or rule, to a Secretary of State, the Board of Trade, the Department of Transport or to a Minister shall, except where stated in Part II of this Schedule to the contrary, be construed as a reference to the Governor.

PART II

Adoptions and modifications

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
A. CREW		
1. Merchant Shipping (Repatriation) Regulations 1979	97	
2. Merchant Shipping (Code of Safe Working Practice) Regulations 1980	686	
3. Merchant Shipping (Health and Safety: General Duties) Regulations 1984	408	1988/1396
4. Merchant Shipping (Safety Officials and Reporting of Accidents and Dangerous Occurrences) Regulations 1982	876	1984/93
5. Merchant Shipping (Health and Safety: General Duties) Regulations 1984	408	1988/1396
6. Merchant Shipping (Protective Clothing and Equipment) Regulations 1985	1664	
7. Merchant Shipping (Guarding of Machinery and Safety of Electrical Equipment) Regulations 1988	1636	1988/2274
8. Merchant Shipping (Means of Access) Regulations 1988	1637	1988/2274
9. Merchant Shipping (Entry into Dangerous Spaces) Regulations 1988	1638	1988/2274
10. Merchant Shipping (Hatches and Lifting Plant) Regulations 1988	1639	1988/2274

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
11. Merchant Shipping (Safe Movement on Board Ship) Regulations 1988	1641	1988/2274
12. Merchant Shipping (Safety at Work Regulations) (Non-UK Ships) Regulations 1988	2274	-
13. Merchant Shipping (Provisions and Water) Regulations 1989	102	-
<i>B. CREW ACCOMMODATION</i>		
1. Merchant Shipping (Crew Accommodation) Regulations 1978	795	1979/491 1984/41 1989/184
<i>C. DANGEROUS GOODS</i>		
1. Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1990	2605	-
<i>D. DIVING</i>		
1. Merchant Shipping (Diving Operations) Regulations 1975	116	1975/2062
<i>E. FIRE AND LIFE SAVING</i>		
1. Merchant Shipping (Life-Saving Appliances) Regulations 1980	538	1981/577 1986/1072 1991/1300
2. Merchant Shipping (Fire Appliances) Regulations 1980	544	1981/574 1985/1194 1986/1070
3. Merchant Shipping (Fire Protection) (Ships Built Before 25th May 1980) Regulations 1985	1218	-

TITLE	SI Number	Amended by S.I.
4. Merchant Shipping (Fire Protection) Regulations 1984	1218	1985/1193 1986/1070
5. Merchant Shipping (Life-saving Appliances) Regulations 1980	538	1981/577 1986/1072
6. Merchant Shipping (Life-saving Appliances) Regulations 1986	1066	1991/1300
7. Merchant Shipping (Musters and Training) Regulations 1986	1071	-
F. FISHING VESSELS		
1. Merchant Shipping (Crew Agreements, Lists of Crew and Discharge of Seamen) (Fishing Vessels) Regulations 1972	919	-
2. Merchant Shipping (Seamen's Wages and Accounts) (Fishing Vessels) Regulations 1972	1701	1988/2064
3. Merchant Shipping (Radio) (Fishing Vessels) Rules 1974	1919	1982/1292
4. Merchant Shipping (Crew Accommodation) (Fishing Vessels) Regulations 1975	2220	-
5. Fishing Vessels (Safety Provisions) Rules 1975	330	1975/471 1976/432 1977/313 1977/498 1978/1873 1981/567 1991/1342
6. Merchant Shipping (Official Log Books) (Fishing Vessels) Regulations 1981	570	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
7. Fishing Vessels (Certification of Deck Officers and Engineer Officers) Regulations 1984	1115	-
8. Fishing Vessels (Reporting of Accidents) Regulations 1985	855	-
9. Fishing Vessels (Life-Saving Appliances) Regulations 1988	38	-
10. Fishing Vessels (Safety Training) Regulations 1989	126	-
11. Merchant Shipping (Fishing Vessels - Tonnage) Regulations 1988	1909	-
12. Merchant Shipping (Transitional Provisions - Fishing Vessels) Order 1988	1911	-
13. Merchant Shipping (Registration of Fishing Vessels) Regulations 1988	1926	-
14. Merchant Shipping (Fishing Vessels' Names) Regulations 1988	2003	-
G. LOAD LINES		
1. Merchant Shipping (Load Lines) Rules 1968	1053	1970/1003 1979/1267 1980/641 1990/2128
2. Merchant Shipping (Load Lines) (Length of Ship) Regulations 1968	1072	-
3. Merchant Shipping (Load Lines) (Deck Cargo) Regulations 1968	1089	-
4. Merchant Shipping (Load Lines) (Exemption) Order 1968	1116	1990/365 1991/1298

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
5. Merchant Shipping (Load Lines) (Particulars of Depth of Loading) Regulations 1972	1841	
6. Merchant Shipping (Load Lines Convention) (Various Countries) Order 1977	1875	-
7. Merchant Shipping (Load Lines Convention) (Countries) Order 1981	236	
8. Merchant Shipping (Grain) Regulations 1985	1217	-
H. LOGBOOKS		
1. Merchant Shipping (Official Logbook) Regulations 1981	569	1991/2145
I. MEDICAL EXAMINATIONS		
1. Merchant Shipping (Medical Examinations) Regulations 1983	808	1990/1985
J. MEDICAL STORES		
1. Merchant Shipping (Medical Stores) Regulations 1986	144	1988/1116
2. Merchant Shipping (Medical Stores) (Fishing Vessels) Regulations 1988	1547	-
K. PILOT LADDERS AND HOISTS		
1. Merchant Shipping (Pilot Ladders and Hoists) Regulations 1990	543	-

TITLE	SI Number	Amended by S.I.
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L. RADIO AND NAVIGATIONAL EQUIPMENT

1. Merchant Shipping (Radio Installations) Regulations 1980	529	1981/582 1984/346 1984/1223 1985/1216 1986/1075
2. Merchant Shipping (Radio Installations Survey) Regulations 1981	583	-
3. Merchant Shipping (Navigational Equipment) Regulations 1984	1203	1985/659
4. Merchant Shipping (Radio and Radio-Navigational Equipment Survey) Regulations 1991	1341	-

N. SAFETY CONVENTIONS

1. Merchant Shipping (Modification of Merchant Shipping (Safety Convention) Act 1949 and Merchant Shipping Act 1964) Regulations 1980	539	-
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O. SAFETY OF NAVIGATION

1. Merchant Shipping (Carriage of Nautical Publications) Rules 1975	700	-
2. Merchant Shipping (Signals of Distress) Rules 1977	1010	-
3. Merchant Shipping (Navigational Warnings) Regulations 1980	534	1981/406
4. Merchant Shipping (Distress Signals and Prevention of Collision) Regulations 1983	708	1991/638

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
P. SHIPS CONSTRUCTION AND EQUIPMENT		
1. Anchor and Chain Cables Rules 1970	1453	-
2. Merchant Shipping (Passenger Ship Construction) Regulations 1980	535	1985/660 1986/1074 1987/1886 1988/1693
3. Merchant Shipping (Automatic Pilot and Testing of Steering Gear) Regulations 1981	571	-
4. Merchant Shipping (Cargo Ship Construction and Survey) Regulations 1981	572	1984/1219 1985/663
5. Merchant Shipping (Cargo Safety Equipment Survey) Regulations 1981	573	1985/211
6. Merchant Shipping (Passenger Ship Classification) Regulations 1981	1472	-
7. Merchant Shipping (Passenger Ship Construction and Survey) Regulations 1984	1216	1986/1074 1987/1886 1988/1693 1990/892
8. Merchant Shipping (Cargo Ship Construction and Survey) Regulations 1984	1217	1986/1067 1992/135
9. Merchant Shipping (Application of Construction and Survey Regulations to Other Ships) Regulations 1985	661	-
10. Merchant Shipping (Gas Carriers) Regulations 1986	1073	-
11. Merchant Shipping (Closing of Openings in Hulls and Watertight Bulkheads) Regulations 1987	1298	-

TITLE	SI Number	Amended by S.I.
12. Merchant Shipping (Closing of Openings in Enclosed Superstructures and in Bulkheads above the Bulkhead Deck) Regulations 1988	317	-
13. Merchant Shipping (Weighing of Goods Vehicles and Other Cargo) Regulations 1988	1275	-
14. Merchant Shipping (Pilot Boats) Regulations 1991	65	-
Q. SHIPS - LIABILITY		
1. Merchant Shipping (Liability of Shipowners and Others) (Calculation of Tonnage) Order 1986	1040	-
R. SHIPS - OPERATION		
1. Merchant Shipping (Deck Cargo Tonnage) Regulations 1983	808	-
2. Merchant Shipping (Passenger Boarding Cards) Regulations 1988	191	-
S. TONNAGE		
1. Merchant Shipping (Tonnage) Regulations 1982	841	1988/1910
2. Merchant Shipping Tonnage (Various Countries) Order 1982	1085	-
T. MANNING AND CERTIFICATION		
1. Merchant Shipping (Ships' Doctors) Regulations 1981	1065	-
2. Merchant Shipping (Certification and Watchkeeping) Regulations 1982	1699	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
3. Merchant Shipping (Engine Room Watch Ratings) Regulations 1984	95	-
4. Merchant Shipping (Navigation Watch) Regulations 1984	96	-
5. Fishing Vessels (Certification of Deck Officers and Engineer Officers) Regulations 1984	1115	-
6. Merchant Shipping (Tankers - Officers and Ratings) Regulations 1984	94	-
7. Merchant Shipping (Certificates of Proficiency in Survival Craft) Regulations 1984	97	-
8. Merchant Shipping (Certification of Deck Officers) Regulations 1985	1664	1987/884
9. Merchant Shipping (Certification of Marine Engineer Officers and Licensing of Marine Engine Operators) Regulations 1986	1935	1987/884
<i>U. PREVENTION AND CONTROL OF POLLUTION</i>		
1. Merchant Shipping (Prevention of Oil Pollution) Order 1983	1106	1985/2002
2. Merchant Shipping (Prevention of Oil Pollution) Regulations 1983	1398	1985/2040
3. Prevention of Pollution (Reception Facilities) Order 1984	862	-
4. Merchant Shipping International Oil Pollution Compensation Fund (Parties to Convention) Order 1986	2223	-
5. Merchant Shipping (Oil Pollution) (Parties to Convention) Order 1986	2225	-

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
6. Merchant Shipping (Indemnification of Shipowners) Order 1987	220	-
7. Merchant Shipping (Prevention and Control of Pollution) Order 1987	470	-
8. Merchant Shipping (IBC Code) Regulations 1987	549	1990/2602
9. Merchant Shipping (BCH Code) Regulations 1987	550	1990/2603
10. Merchant Shipping (Control of Pollution by Noxious Liquid Substances in Bulk) Regulations 1987	551	1990/2604
11. Merchant Shipping (Reporting of Pollution Incidents) Regulations 1987	586	-
12. Merchant Shipping (Prevention of Pollution by Garbage) Order 1988	2252	-
13. Merchant Shipping (Prevention of Pollution by Garbage) Regulations 1988	2292	-
14. Merchant Shipping (Reception Facilities for Garbage) Regulations 1988	2293	-
15. Marine Pollution/Merchant Shipping (Dangerous Goods and Marine Pollutants) Regulations 1990	2605	-
V. STATUTORY FEES		
1. Merchant Shipping (Fees) Regulations 1991	784	1991/1404

<i>TITLE</i>	<i>SI Number</i>	<i>Amended by S.I.</i>
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W. MISCELLANEOUS

1. Merchant Shipping (Metrication) Regulations 1973	1979	-
2. Merchant Shipping (Ships' Names) Regulations 1979	341	1988/2001
3. Merchant Shipping (Formal Investigations) Rules 1985	1001	-
4. Merchant Shipping (Accident Investigation) Regulations 1989	1172	1990/123
5. Merchant Shipping (Emergency Information for Passengers) Regulations 1990	660	-

OBJECTS AND REASONS

To adopt such United Kingdom Acts and statutory instruments as laws of the Falkland Islands as are appropriate to the continuance of Port Stanley as a Port of Registry which, other than exceptionally, will be limited to vessels not of special classes, and which either are smaller than 150 grt or are fishing vessels permission for the registration of which has been granted.

Passed by the Legislature of the Falkland Islands this 25th day of June 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

11th AUGUST 1992

No. 11

The following is published in this Supplement —

**The Employment Protection Ordinance 1989 (Rectification of Omission) Order 1992
(S. R. & O. No. 12 of 1992).**

SUBSIDIARY LEGISLATION

EMPLOYMENT

Employment Protection Ordinance 1989 (Rectification of
Omission) Order 1992

(S. R. & O. No: 12 of 1992)

Made: 7th August 1992
Published: 11th August 1992
Coming into operation on publication

IN EXERCISE of my powers under section 101(1) of the Interpretation Ordinance 1977(a) I make the following Order -

1. This Order may be cited as the Employment Protection Ordinance 1989 (Rectification of Omission) Order 1992. *Citation.*

2. In this Order - *Interpretation.*

"the Gazetted Bill" means the Bill entitled the Employment Protection Bill 1988 as published in Gazette (Extraordinary) Volume XCVII No. 14 on 19th October 1988;

"the Gazetted Ordinance" means the Employment Protection Ordinance 1989(b) as published in Gazette (Extraordinary) Volume XCVIII No. 25 on 1st August 1989;

"the omitted page" means the contents of page 273 of Volume XCVII of the Gazette as printed therein (which comprised lines 3 to 5 of Clause 11(3), Clause 11(4), the whole of Clause 12 and Clause 13(1) to 13(6) of the Bill).

3. The omitted page - *Rectification of omission.*

(a) appeared in the Bill as passed by the Legislative Council on 16th June 1989;

(b) had appeared in the Gazetted Bill;

(c) was by misadventure omitted from the Gazetted Ordinance,

and shall be deemed to have been published as part of the Gazetted Ordinance, immediately following page 338 of Volume XCVIII of the Gazette. The contents of the omitted page shall be deemed to have had at all times effect as law of the Falkland Islands as if it had so appeared (that is to say, on and from 1st August 1989).

(a) No. 14 of 1977

(b) No. 8 of 1989.

Dated 7th August 1992

D. G. LANG,
Attorney General

EXPLANATORY NOTE
(Not forming part of the Order)

This Order corrects the accidental omission from the version of the Employment Protection Ordinance 1989 published in the Gazette of lines 3 to 5 of clause 11(3), clause 11(4), the whole of clause 12 and clause 13(1) to 13(6) of the Bill for the Ordinance which were passed unamended by the Legislative Council and constitute lines 3 to 5 of section 11(3), section 12 and section 13(1) to 13(6) of the Ordinance.



THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

13th AUGUST 1992

No. 12

The following is published in this Supplement —

**The Merchant Shipping (Adoption of Legislation) Ordinance 1992 (Commencement)
Order 1992 (S.R. & O. No. 13 of 1992).**

SUBSIDIARY LEGISLATION

MERCHANT SHIPPING

**The Merchant Shipping (Adoption of Legislation) Ordinance 1992
(Commencement) Order 1992**

(S. R. & O. No: 13 of 1992)

Made: 11th August 1992
Published: 13th August 1992
Coming into force: 15th August 1992

IN EXERCISE of my powers under section 2 of the Merchant Shipping (Adoption of Legislation) Ordinance 1992(a) I make the following Order -

1. This Order may be cited as the Merchant Shipping (Adoption of Legislation) Ordinance 1992 (Commencement) Order 1992. *Citation.*
2. The Ordinance(a) shall come into operation on 15th August 1992. *Commencement of Ordinance.*

Made this 11th day of August 1992.

D. E. TATHAM,
Governor.

(a) No. 11 of 1992.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

24th AUGUST 1992

No. 13

The following is published in this Supplement —

**The Fishing Licences (Applications and Fees) Regulations Order 1992
(S.R. & O. No. 14 of 1992).**

SUBSIDIARY LEGISLATION

FISHERIES

The Fisheries (Conservation and Management) Ordinance 1986
(No. 11 of 1986)

The Fishing Licences (Applications and Fees) Regulations Order 1992

(S. R. & O. No: 14 of 1992)

Made: 20th August 1992

Published: 24th August 1992

Coming into operation: on publication

IN EXERCISE of my powers under section 20 of the Fisheries (Conservation and Management) Ordinance 1986 I make the following Order -

1.(1) This Order may be cited as the Fishing Licences (Applications and Fees) Regulations Order 1992 and shall come into operation on the date it is first published in the Gazette and cease to have effect on the 30th June 1993. *Citation and Commencement.*

(2) This Order is hereinafter called "these Regulations" and any paragraph of this Order may be cited as (and is hereafter described as) a regulation bearing the same number as that paragraph and every subparagraph of a paragraph of this Order may be cited as (and is hereafter described as) a paragraph of the same number of the regulation in which it appears.

2. Nothing in these Regulations applies to licences for exploratory or scientific purposes or to fishing within the territorial sea or internal waters. *Limitation of application of these Regulations.*

3. In these Regulations - *Interpretation.*

"combination vessel" means a fishing boat which is equipped so as to be able to catch or take fish both by jigging machines and by trawl or trawls;

"exploratory or scientific purposes" means purposes related to the assessment of the commercial or practical viability of fishing for fish generally or for a particular species of fish or to the assessment or quantification of stocks of any species of fish or fish of any age, stage of maturity or size of a species of fish or the locations in which they or any species of fish or fish of any age, stage of maturity or size may be found;

"FICZ" means the interim conservation and management zone as defined in Section 2 of The Fisheries (Conservation and Management) Ordinance 1986;

"fishing licence" means a licence to catch or take fish within the fishing waters;

"jigger" means a fishing boat which is equipped so as to be able to catch or take fish by means of jigging machines;

"northern area" means all that part of the FICZ which lies to the north of latitude 51° 15' South, east of 60° West and north of latitude 51° 30' South, west of 60° West;

"southern area" means all that part of the FICZ which lies to the south of latitude 51° 15' South, East of 60° West and South of latitude 51° 30' South, West of 60° West.

"the fishing season" means -

(a) in relation to an "A" Licence the period commencing on 1 January 1993 and ending 30th June 1993;

(b) in relation to a "B" Licence the period commencing on 1 March 1993 and ending on 31st May 1993;

(c) in relation to a "C" Licence the period commencing on 1 February 1993 and ending on 31st May 1993;

"the principal Regulations" means the Fishing Regulations Order 1987; and

"trawler" means a fishing boat which is equipped so as to be able to catch or take fish by means of a trawl or trawls.

4. For so long as these Regulations are in force such of the provisions of the principal Regulations as are inconsistent with these Regulations shall be in force, but except as aforesaid the provisions of the principal Regulations remain in force and shall be complied with in addition to those of these Regulations. *Suspension of certain provisions of the principal Regulations.*

5.(1) For the purpose of these Regulations there shall be the following categories of licence- *Types of licences.*

(a) an "A" Licence;

(b) a "B" Licence; and

(c) a "C" Licence.

(2) An "A" Licence issued under these Regulations shall authorise the catching or taking of any finfish, that is to say vertebrate fish having a dorsal fin, a ventral or pectoral fin and not in any case include squid of any kind.

(3) A "B" Licence issued under these Regulations shall authorise the catching or taking within the northern area of *Illex argentinus*.

(4) A "C" Licence issued under these Regulations shall authorise the catching or taking within the southern area of *Loligo gahi*:

Provided that a "by-catch" which in the reasonable opinion of the Director of Fisheries could not reasonably be avoided shall not be deemed to have been caught or taken without the authority of a licence.

6. (1) Applications for licences in respect of the whole or any part of any fishing season shall be made to the Director of Fisheries at the Falkland Islands Fisheries Department P O Box 122, Stanley, Falkland Islands. *Applications for Fishing Licences.*

(2) Any application to which paragraph (1) of this regulation relates shall be accompanied by an application fee of £200 (which shall not be returnable whether or not the application is granted) and shall be made so as to be received there by Wednesday, 30th September 1992.

(3) The Director of Fisheries in his discretion may consider an application lodged after the date mentioned in paragraph (2) of this regulation but shall not be bound to do so.

7. (1) Table 1 of the Schedule to these Regulations applies in respect of the fees payable for type "A" Licences. *Fees for licences.*

(2) Table 2 of the Schedule to these Regulations applies in respect of the fees payable for type "B" licences granted to any jigger.

(3) Table 3 of the Schedule to these Regulations applies in respect of the fees payable for type "B" licences granted to any trawler or combination vessel.

(4) Table 4 of the Schedule to these Regulations applies in respect of type "C" licences.

(5) All fees payable under this regulation shall be paid in pounds sterling and in accordance with the principal Regulations.

(6) The explanatory notes at the commencement of each Table in the Schedule to these Regulations are for guidance only and shall not have legislative effect.

8. (1) The Director of Fisheries may, if he thinks fit, grant a licence in respect of one or more vessels in rotation for one another. *Rotating licences.*

(2) Where a licence is granted under paragraph (1) the Director of Fisheries shall impose such conditions in the licence as are necessary to make clear and ensure

(a) that only one vessel is permitted to fish within the fishing waters at any one time;

(b) that proper and adequate notice is given to him of the intention to substitute one vessel for another and that any vessel previously permitted to fish in the fishing waters has ceased to do so before another vessel is permitted to commence fishing;

(c) that all and any other conditions specially necessary to promote the proper conservation and management of fish within the fishing fleets waters appear therein.

(3) The Director of Fisheries may require -

(a) that, where appropriate so as to take into consideration the overall fishing capacity of vessels as they are rotating for one another, a special licence fee calculated by reference to a formula approved by the Governor and published in the Gazette shall be paid in respect of a rotating licence; and

(b) that an administrative fee of such amounts as he may fix in the circumstances of the case shall be paid before one vessel is substituted for another under a rotating licence.

(4) A rotating licence is not transferable except as expressly permitted thereby.

9. (1) The Director of Fisheries may, if he thinks fit, grant a "B" licence for such period within the fishing season as he thinks fit. *Short term licences.*

(2) Where a licence is granted under paragraph (1) a special licence fee, calculated by reference to a formula approved by the Governor and published in the Gazette, shall be paid.

SCHEDULE

Provision as to fishing licences in respect of the fishing season

TABLE 1

Finfish only - Type "A" Licences

(Explanatory notes :

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to trawlers licensed to take finfish only.
3. The season for this type of licence commences on 1st January 1993 and ends on 31st June 1993 and will be subject to closed areas and The Fishing (Nets and Supplementary Equipment) Regulations Order 1990.
4. Fees calculated by the Formula set out in this Table are payable in respect of the number of months for which the licence is valid.)

Effective text (of legislative effect)

In the following Formula, "GRT" means "Gross Tonnage" as shown in Tonnage Certificates issued in accordance with the International Tonnage Measurement Rules.

FORMULA

Fee payable per licensed month of fishing is the result of

£(6.19 X GRT + 310) per month

TABLE 2

Jiggers - Squid north - Type "B" Licences

(Explanatory Notes:

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to jiggers licensed to take squid in the northern area and not to trawlers or combination vessels.

3. The season for this type of licence commences on 1st March 1993 and ends on 31st May 1993.
4. Fees calculated by the Formula set out in this Table are for the full season only.)

Effective text (of legislative effect)

A. In the following Formula, "GRT" means "Gross Tonnage" as shown in a Tonnage Certificate issued in accordance with International Tonnage Measurement Rules; "D" means the number of double jigging machines located upon the jigger to which the licence relates and "S" means the number of single jigging machines located upon the jigger to which the licence relates.

B. A licence is not transferable.

FORMULA

Where crew is less than or equal to 19 in number

Fee payable is the result of

$$£(0.497 \times \text{GRT} \times (\text{S} + 1.5\text{D}) + 94,953)$$

Where crew is greater than 19 in number

Fee payable is the result of

$$£(0.497 \times \text{GRT} \times (\text{S} + 1.5\text{D}) + (3209 (\text{Crew} - 19)) + 94,953)$$

TABLE 3

Trawlers - Squid north - Type "B" Licences

(Explanatory notes :

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to trawlers and combination vessels licensed to take squid in the northern area and not to jiggers.
3. The season for this type of licence commences on 1st March 1993 and ends on 31st May 1993 and is exempt from The Fishing (Nets and Supplementary Net Equipment) Regulations Order 1990.
4. Fees calculated by the Formula set out in this Table are for the full season only).

Effective text (of legislative effect)

In the following Formula "GRT" means "Gross Tonnage" as shown in a Tonnage Certificate issued in accordance with the International Tonnage Measurement Rules.

FORMULA

Fee payable is the result of

£(8.28 X GRT + 64,536)

TABLE 4

Trawlers - Squid south - Type "C" Licences

(Explanatory notes :

1. These notes are not of legislative effect but are for guidance only.
2. Fees calculated by the Formula set out in this Table apply to trawlers licensed to take squid in the southern area.
3. The season for this type of licence commences on 1st February 1993 and ends on 31st May 1993 and is exempt from The Fishing (Nets and Supplementary Equipment) Regulation Order 1990 in certain parts of the southern area.
4. Fees calculated by the Formula set out in this Table are for the full season only).

Effective text (of legislative effect)

In the following Formula "GRT" means "Gross Tonnage" as shown in a Tonnage Certificate issued in accordance with the International Tonnage Measurement rules.

FORMULA

Fee payable is the result of

£(32.66 X GRT + 127,957)

However, if the available freezing capacity of the trawler to which the licence relates is in the range 80 to 120 tonnes per day, as determined by The Director of Fisheries, the fee payable is 15% higher than that resulting from the above Formula.

If the available freezing capacity of the trawler to which the licence relates is greater than 120 tonnes per day as determined by the Director of Fisheries, the fee payable is 30% higher than that resulting from the above Formula.

Made this 20th day of August 1992.

D. E. TATHAM,
Governor.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

1st SEPTEMBER 1992

No. 14

The following are published in this Supplement –

The Merchant Shipping (Confirmation of Legislation) (Falkland Islands) Order 1992;

The Merchant Shipping (Categorisation of Registries of Overseas Territories) Order 1992.

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

1992 No. 1717

MERCHANT SHIPPING

**The Merchant Shipping (Confirmation of Legislation)
(Falkland Islands) Order 1992**

<i>Made - - - -</i>	<i>15th July 1992</i>
<i>Laid before Parliament</i>	<i>23rd July 1992</i>
<i>Coming into force</i>	<i>14th August 1992</i>

At the Court at Buckingham Palace, the 15th day of July 1992

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in pursuance of section 735(1) of the Merchant Shipping Act 1894(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 Merchant Shipping (Confirmation of Legislation) (Falkland Islands) Order 1992 and shall come into force on 14th August 1992.
2. The Merchant Shipping (Adoption of Legislation) Ordinance 1992(b), enacted by the Legislature of the Falkland Islands, is hereby confirmed.

G. I. de Deney
Clerk of the Privy Council

(a) 1894 c.60.
(b) Ordinance No. 11 of 1992.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order, made under section 735(1) of the Merchant Shipping Act 1894, confirms an Ordinance of 1992 enacted by the Legislature of the Falkland Islands, which adopts, as amended, certain Acts and Statutory Instruments relating to maritime safety.

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

1992 No. 1736

MERCHANT SHIPPING

**The Merchant Shipping (Categorisation of Registries of
Overseas Territories) Order 1992**

<i>Made</i>	<i>15th July 1992</i>
<i>Laid before Parliament</i>	<i>23rd July 1992</i>
<i>Coming into force</i>	<i>13th August 1992</i>

At the Court at Buckingham Palace, the 15th day of July 1992

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 11 of the Merchant Shipping Act 1988(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 Merchant Shipping (Categorisation of Registries of Overseas Territories) Order 1992 and shall come into force on 13th August 1992.

(2) The Merchant Shipping (Categorisation of Registries of Overseas Territories) Order 1991(b) and the Merchant Shipping (Categorisation of Registries) of Overseas Territories) (Amendment) Order 1991(c) are hereby revoked.

2.—(1) For the purposes of section 11 of the Merchant Shipping Act 1988 (regulation of registration of ships in overseas territories by reference to categories of registers) there are hereby established the categories of registry specified in Column 2 of the Schedule to this Order which shall be known by the designation specified thereto in Column 1 of the said Schedule.

(2) The relevant overseas territories specified in column 4 of the Schedule are hereby assigned to the categories in Column 2.

3.—(1) No ship affected by a restriction on registration specified in Column 3 of the Schedule in relation to any category of registry shall be registered under Part I of the Merchant Shipping Act 1894(d) in a relevant overseas territory assigned to that category.

(2) Paragraph (1) above shall be without prejudice to the operation of any provision for the time being in force under the law of any such territory as is mentioned in that paragraph by virtue of which the registration of ships under Part I of the 1894 Act in that territory is, or may be, further restricted.

(a) 1988 c.12.
 (b) S.I. 1991/770, amended by S.I. 1991/1469.
 (c) S.I. 1991/1469.
 (d) 1984 c.60.

(3) Paragraph (1) above shall not affect until 1st January 1994 the continued registration of any ship in a relevant overseas territory specified in Column 4 in relation to category 2: Limited tonnage and type if it was registered in that territory on 15th July 1992.

(4) Ships falling within category 2: Limited tonnage and type in the Schedule are excepted from the restriction on registration in the following circumstances—

- (a) that the ship is—
 - (i) a fishing vessel, or
 - (ii) a passenger ship intended for, and used only on, non-international voyages; or
 - (iii) a ship of such importance in the special local circumstances that the Secretary of State, with the advice of the Governor or Lieutenant Governor, as the case may be, is satisfied that it would not be appropriate for that ship to be registered elsewhere than in the relevant overseas territory;

and

(b) there are in force arrangements between the Secretary of State and the Governor or the Lieutenant Governor, as the case may be, that any ship to which sub-paragraph (a) above applies will be surveyed and inspected to the standards of regulations, relating to the safety of ships and persons on them and to the protection of health of persons on them and to the prevention of pollution, that would apply to the ship if it were registered in the UK, to the extent set out in the arrangements.

G. I. de Deney
Clerk of the Privy Council

SCHEDULE Articles 2 and 3

**CATEGORIES OF REGISTRY AND TERRITORIES
ASSIGNED THERETO**

(1) <i>Destination of Category</i>	(2) <i>Category</i>	(3) <i>Restrictions</i>	(4) <i>Relevant Overseas Territories</i>
1: Unlimited tonnage and type	Registry to which no restriction such as is mentioned in section 11(2)(a) of the Merchant Shipping Act 1988 applies		Bermuda Cayman Islands Isle of Man
2: Limited tonnage and type	Registry to which the restriction specified column to size and type of ship may be registered	Ships (i) of more than 150 tons; or (ii) which are passenger ships; may not be registered	Anguilla British Virgin Islands Falkland Islands Guernsey Jersey Montserrat St. Helena Turks and Caicos Islands

In this Schedule—

“passenger ships” means ships which are used for carrying more than twelve passengers, or are intended for such use, whether or not they are used for any other purpose;

“tons” means gross tons, and the gross tonnage of a ship having alternative tonnages shall be taken to be the larger of those tonnages.

EXPLANATORY NOTE

(This note is not part of the Order)

This Order revokes and replaces the Merchant Shipping (Categories of Registries of Overseas Territories) Order 1991 which was made under section 11 of the Merchant Shipping Act 1988. The section enables Orders in Council to establish categorisation of registry by reference to which registration of ships in the relevant overseas territories – i.e. Crown Dependencies and dependent territories – may be regulated.

This Order extends the category of overseas territories in which there is a restriction of registration of ships, creating the category 2: Limited tonnage and type. No ship of more than 150 tons, and no passenger ship, may be registered in such territories. There is a saving, until 1st January 1994, for ships already registered. There is an exception for fishing vessels, passenger ships and ships of local significance, where suitable arrangements for safety surveys are in place.

The territories assigned to the new category are Anguilla, British Virgin Islands, Falkland Islands, Montserrat, St. Helena and Turks and Caicos Islands, as well as Guernsey and Jersey, in which there were already certain restrictions in force.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

18th SEPTEMBER 1992

No. 15

The following are published in this Supplement —

- The Family Allowances (Amendment) Bill 1992;**
- The Lotteries (Amendment) Bill 1992;**
- The Licensing (Amendment) Bill 1992.**

The Family Allowances (Amendment) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Clause

1. Short title and commencement.
2. Amendment of principal Ordinance.

[Faint, illegible text, likely bleed-through from the reverse side of the page]

**A Bill
for
An Ordinance
To amend the Family Allowances Ordinance.**

BE IT ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Family Allowances (Amendment) Ordinance 1992 and comes into operation on 1st January 1993. *Short title and commencement.*

2.(1) Section 3(2) and (3) of the principal Ordinance are replaced by the following subsections - *Amendment of principal Ordinance.*

"(2) The Superintendent shall pay for each child of a family an allowance at the rate of £41.00.

(3) Subject to subsection (4) of this section the Superintendent shall pay each month to any person to whom he pays an allowance under subsection (2) of this section in respect of a family to which paragraph (b) or (c) of section 5(1) applies ("a single parent") a further allowance of £34.00 ("a single parent's allowance") and this sum shall be paid regardless of the number of children that person maintains.

(4) A single parent's allowance shall not be payable under subsection (3) of this section where the Superintendent believes that the single parent lives in the same household with another person of the opposite sex and is co-habiting with that person.

(5) The Superintendent may require any single parent -

(a) who applies to the Superintendent for the payment to him of a single parent's allowance; or

(b) who is being paid a single parent's allowance,

to deliver to him a statutory declaration made by the single parent as to whether or not the single parent is a person to whom a single parent's allowance should not, by virtue of subsection (4), be payable.

(6) A person who receives payment of a single parent's allowance when he is co-habiting in the same household with a person of the opposite sex, commits an offence and is liable on conviction to imprisonment for a term not exceeding three months or to a fine not exceeding the maximum of level 4 on the standard scale. On convicting him the court shall order him to repay all sums he has received and which it appears to the court he was by virtue of subsection (4) of this section not entitled to receive. Such an Order shall be enforceable and the person the subject of it may be dealt with in the same ways (including imprisonment in default of payment) in which he might have been dealt with if he had been ordered to pay a fine of the amount specified in the order.

(7) A person aggrieved by a refusal of the Superintendent to pay a single parent's allowance may appeal in respect thereof to the Governor whose decision on the appeal shall be final".

(2) Section 4(2)(c)(aa) is amended by the insertion of the following words at the commencement thereof -

"he is not gainfully employed and".

AIMS AND OBJECTS

To increase the allowances payable under the principal Ordinance and to vary the conditions of eligibility for them.

The Lotteries (Amendment) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Clause

- 1. Short title.
- 2. Amendment of Lotteries Ordinance (Cap. 41).

SCHEDULE

A Bill
for
An Ordinance

To amend the Lotteries Ordinance.

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

- 1. This Ordinance may be cited as the Lotteries (Amendment) Ordinance 1992. *Short title.*
- 2. The Lotteries Ordinance ("the principal Ordinance") is amended in the manner specified in the Schedule to this Ordinance. *Amendment of Lotteries Ordinance (Cap. 41)*

SCHEDULE (section 2)

Amendment of the Lotteries Ordinance

General

- 1. Wherever the words "the Treasurer" appear in the principal Ordinance they are replaced by the words "the Financial Secretary".
- 2. Wherever the words "the General Revenues of the Colony" appear in the principal Ordinance they are replaced by the words "the Consolidated Fund".

Amendment of particular provisions

- 3. Section 3 is replaced by the following new section 3 -

"3(1) Subject to subsection (2) it is unlawful for any person to organise promote or conduct in the Falkland Islands any lottery other than in manner provided for by or under this Ordinance.

(2) Nothing in subsection (1) applies to any lottery which is so far as it is organised promoted or conducted on land or premises in owned by, leased to or occupied by Her Majesty's Secretary of State for Defence and which is so organised, promoted or conducted in accordance with any permission given by or under the authority of the Commander British Forces."

4. Section 4 is amended -

- (a) by constituting the existing section as subsection (1) of that section;
- (b) by inserting at the commencement of that subsection the words "Subject to subsection (2),"; and
- (c) by adding the following subsection -
 - "(2) Subsection (1) does not apply to a totalisator, but any person who intends to operate a totalisator shall -
 - (a) apply in writing to the Financial Secretary for a licence so to do; and
 - (b) state in that application -
 - (i) the full names and addresses of all promoters; and
 - (ii) the place and days on which it is intended to operate the totalisator and the event at which it is intended to operate it."

5. Section 6 is amended by the addition of the following subsection -

- "(6) In relation to totalisators the foregoing provisions of this section shall be modified -
 - (a) in subsection (1) by replacing the words "on the day preceding the draw" with the words "within seven days of the last day of the event at which the totalisator is operated"; and
 - (b) by omitting subsection (2).

6. Section 7 is amended -

- (a) by constituting the existing section as subsection (1) of that section;
- (b) by inserting at the commencement of that subsection the words "Subject to subsection (2),"; and
- (c) by adding the following subsection -
 - "(2) Subsection (1) does not apply to a totalisator".

7. Section 8 is amended -

- (a) in paragraph (a) the words "sections 6 and 7 hereof" with the words "section 6 and, so far as it is applicable, section 7"; and
- (b) by replacing paragraph (d) with the following paragraph -
 - "(d) sell any ticket -

(i) where any prize consists of tobacco or any tobacco product, to any person apparently under the age of 16 years; and

(ii) where any prize consists of any alcoholic beverage, to any person apparently under the age of 18 years;"

(c) by inserting at the beginning of paragraph (e) the word "knowingly".

8. Section 8A is amended by inserting the following words after the word "prizes" in paragraph (b) the words "and no prize which consists of tobacco or any tobacco product shall be awarded to or delivered to any person apparently under the age of 16 years nor shall any prize consisting of any alcoholic beverage be awarded to or delivered to any person apparently under the age of 18 years, provided that, in each of the foregoing cases, it shall be lawful to award or deliver a prize of equal or approximately equal value instead of that prize".

9. Section 8C is amended by the addition of the following subsection -

"(6) Nothing in the foregoing subsections applies in respect of a game of "housie-housie", "tombola" or "bingo" conducted upon land or premises owned by, leased to or occupied by Her Majesty's Secretary of State for Defence, but any such game shall be lawful if conducted in accordance with permission granted by or under the authority of the Commander British Forces".

The Licensing (Amendment) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Clause

1. **Short title.**
2. **Amendment of principal Ordinance (Cap 38).**
3. **Persons under 18 years not to enter bars or licensed premises.**
4. **Sale and delivery of intoxicating liquor to persons under the age of 18 years etc.**

A Bill
for
An Ordinance

To amend the Licensing Ordinance.

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

- 1. This Ordinance may be cited as the Licensing (Amendment) Ordinance 1992.
- 2. The principal Ordinance is amended -

Short title.

- (a) by replacing section 18(2) with the following subsection -

Amendment of principal Ordinance (Cap. 38).

"(2) The Magistrate's Court and the Summary Court shall each have power to grant a licence permitting the whole or any part of any premises licensed in respect of the sale and supply of alcohol to be used for the purpose of music singing and dancing or any one or more of the foregoing, either generally or on such days and between such hours as is specified in the licence and, in any case, subject to such conditions as the court sees fit. A person to whom such a licence is granted shall pay a fee of £5 for every month or part thereof to which the licence relates. A licence granted under this subsection shall expire (if it does not previously expire) on the day before the anniversary of the date on which it takes effect but without prejudice to the grant of a further licence under this subsection taking effect after that day, but so that no licence may be granted under this subsection so as to take effect more than three months after the date on which it was granted."

- (b) by replacing section 23 with the following section -

"23(1) Except as provided by this section it is unlawful for a person under the age of 18 years during the permitted hours to enter upon or remain in any bar licensed in pursuance of a publican's retail licence or a club licence.

Persons under 18 years not to enter bars or licensed premises.

- (2) Subsection (1) does not apply so as to render it unlawful for a person under the age of 18 years -

- (a) to enter into or remain in a bar if he is the licensee's child;

(b) to enter into or remain in a bar if he resides in the premises, but is not employed there;

(c) if he is in the bar solely for the purpose of passing to or from some part of the premises which is not so licensed and to or from which there is no other convenient means of access or egress;

(d) if he is employed in respect of another part of the premises which is not so licensed as a waiter, waitress, messenger or assistant and enters or remains in the bar so long only as is reasonably necessary -

(i) to communicate any order he has received for the supply of food, intoxicating liquor or any other thing to the licensee or any other person in the employment of the licensee;

(ii) to collect for the purpose of delivery to or to the order of the person who has ordered the same any thing to which (i) above relates.

(3) If it is shown that a person under 18 years was in a bar to which subsection (1) relates, and subject as provided by subsections (2) and (4), the licensee commits an offence and on convicting him the court may order that the licence be forfeited.

(4) It is a defence for a licensee charged with an offence under subsection (2) to prove -

(a) that he exercised all due diligence to prevent the person under 18 years from being admitted to the bar; or

(b) that the person under 18 years had apparently attained that age.

(5) Where in any proceedings under this section or section 24 it is alleged that a person was at any time under 18, and he appears to the court to have then been under that age, he shall be deemed for the purposes of the proceedings to have been under that age, unless the contrary be proved.

(6) In this section and in section 24 "permitted hours" means the hours within which intoxicating liquor may lawfully be supplied or consumed in the bar in question."

(c) by replacing section 24 with the following new section 24 -

"24(1) Subject to this section it is an offence for any person upon licensed premises to sell or deliver intoxicating liquor to a person under the age of 18 years, and whether for consumption on or off the licensed premises by the person under 18 or any other person.

*Sale and delivery of
intoxicating liquor to
persons under the age of
18 years etc.*

(2) Subject to this section, it is an offence for the licensee or any employee of his -

(a) knowingly to allow a person under 18 years of age to consume intoxicating liquor upon licensed premises;

(b) knowingly to allow any person upon licensed premises to sell or deliver intoxicating liquor to a person under the age of 18 years.

(3) It is an offence for a person under the age of 18 years -

- (a) upon licensed premises or elsewhere to buy or attempt to buy intoxicating liquor; or
- (b) upon licensed premises to consume intoxicating liquor.

(4) It is not an offence for a licensee or employee of a licensee to deliver intoxicating liquor to a person under the age of 18 years who -

- (a) is employed as a waiter, waitress, messenger or assistant by the licensee or the licensee's employer; and
- (b) is under the supervision of the licensee or another employee of the licensee or of the licensee's employer who is the age of 18 years or above; and
- (c) takes delivery of the intoxicating liquor only for the purpose of onward delivery of the same to or to the order of the person who has bought the intoxicating liquor,

if the onward delivery referred to in (c) is to take place on premises licensed under a residential licence or restaurant licence of which the licensee is the licensee. In the circumstances to which this subsection relates, the intoxicating liquor must be delivered for onward delivery to the waiter, waitress, messenger or assistant by the licensee or an employee of the licensee or the licensee's employer who is of the age of 18 years or above, and that person is for the purposes of subsection (1) the person who has sold the intoxicating liquor.

(5) In respect of any premises which are licensed for the sale of intoxicating liquor for consumption off the premises (including premises licensed under a wholesale licence) a licensee who allows a person under the age of 18 years to sell on those premises intoxicating liquor for consumption off the premises commits an offence unless the sale has been specifically approved by the licensee or by a person over the age of 18 years acting on his behalf.

A sale is specifically approved for the purposes of this subsection if and only if immediately before the sale takes place approval of the sale of that intoxicating liquor to that purchaser has been indicated by words or conduct to the person under 18 years who sells it.

(6) Save as permitted by section 23 and this section, a person under the age of 18 years shall not during permitted hours be employed in or about a bar licensed under a publican's retail licence or a club licence and any person employing a person in contravention of this subsection commits an offence".

(d) by adding at the end of section 31 the sentence -

"Nothing in this section applies relation to any raffle or lottery which is lawful under the provisions of the Lotteries Ordinance."

OBJECTS AND REASONS

To make amendments to the Licensing Ordinance and principally in relation to the employment of persons under the age of 18 years in or about licensed premises.



THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

2nd OCTOBER 1992

No. 16

The following are published in this Supplement —

- The Rules of the Supreme Court (Amendment) Rules 1992. (S.R. & O. No. 15 of 1992);**
- The Matrimonial Causes (Contents of Petition) Rules 1992. (S.R. & O. No. 16 of 1992);**
- The Civil Cases (Fees) Rules 1992. (S.R. & O. No. 17 of 1992);**
- The Court Fees (Family Proceedings) Rules 1992. (S.R. & O. No. 18 of 1992);**
- The Notaries Public Rules 1992. (S.R. & O. No. 19 of 1992);**
- The Commissioners for Oaths Rules 1992. (S.R. & O. No. 20 of 1992);**
- The Stanley Airport (Amendment) Regulations 1992. (S.R. & O. No. 21 of 1992);**
- The Court Fees (Civil Cases) Rules 1949 (Revocation of Remaining Provisions) Rules 1992. (S.R. & O. No. 22 of 1992);**
- The Road Traffic (Increase of Fine) Order 1992. (S.R. & O. No. 23 of 1992);**
- The Post Office (Amendment) Order 1992. (S.R. & O. No. 24 of 1992).**

SUBSIDIARY LEGISLATION

ADMINISTRATION OF JUSTICE

Rules of the Supreme Court (Amendment) Rules 1992

(S.R. & O. No. 15 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into force: one month after publication in the Gazette

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance (a) I make the following Rules -

1. These Rules may be cited as the Rules of the Supreme Court (Amendment) Rules 1992 and shall come into force one month after their first publication in the Gazette. *Citation and commencement.*
2. The Rules of the Supreme Court (b) are amended in the manner specified in the Schedule to these Rules. *Amendment of Rules.*

SCHEDULE

Amendments to the Rules of the Supreme Court

1. Rule 2 is revoked and replaced by the following new rule 2 -

"2(1) Except in relation to matrimonial proceedings or where provided by any other written law of the Falkland Islands, proceedings in the Supreme Court shall be commenced in accordance with this rule.

(2) An action shall be commenced by writ and any other proceedings shall be commenced by originating summons, unless some written law of the Falkland Islands requires that the proceedings be commenced in some other way. The document commencing the proceedings is for the purpose of these rules called "originating process".

(3) Proceedings in the Supreme Court shall be commenced when the originating process in original and with a sufficient number of copies in accordance with paragraph (6) are received by the Registrar and the fee prescribed has, subject to rule 57, been paid.

(4) Except as provided in paragraph (7) of this Rule, on the commencement of the proceedings the Registrar shall issue a form of acknowledgment of service in respect of each defendant to be served in such form as may be appropriate.

(5) If a person lodging originating process with the Registrar requests that service thereof shall be effected through the court he shall at that time pay such fee as may be prescribed.

(6) In paragraph (3) of this rule, "sufficient number of copies" means three, with in addition, a further copy in respect of every defendant or respondent exceeding one who is required to be served. *Service of originating process.*

(a) Cap 3 Laws of the Falkland Islands 1950 Edition. (As originally enacted this was section 68)

(b) Pages 115-128 Vol II Laws of the Falkland Islands 1950 Edition.

(7) Nothing in paragraph (4) applies to

(a) the proceedings in the Admiralty jurisdiction of the Supreme Court to the extent that such application would in any way be inconsistent with the practice and procedure of the High Court in England in the exercise of its Admiralty jurisdiction; or

(b) matrimonial proceedings.

(8) Where originating process is served by the court, the Registrar shall notify the person who lodged it of the fact, date, time and place of such service."

2. The following new rules 2A and 2B are inserted immediately after rule 2 -

"2A(1) Originating process, unless otherwise required by these Rules or by any other written law of the Falkland Islands, may be served in any way that originating process of the equivalent kind may be served under the Rules of the Supreme Court of England.

(2) The plaintiff or other person commencing proceedings shall not be entitled to apply for judgment in default of defence unless it is proved to the satisfaction of the court that the originating process has been served on the party against whom judgment in default is requested. Where the originating process is served other than through the court, the court shall not be so satisfied unless an affidavit of such service in appropriate form and of appropriate content, sworn by the person effecting service, has been filed in the court.

(3) Except as provided by rule 2(7) of this Rule no originating process shall be validly served on a person if, at the time of such service, he is not provided with a notice of acknowledgment of service issued by the Registrar,

(a) a writ is not validly served if a Statement of Claim is not endorsed upon or annexed to it; and

(b) an originating summons is not validly served if a true copy of an affidavit filed by the plaintiff in support of the summons is not served at the same time.

(4) A plaintiff is not entitled to apply for any judgment or order in default of acknowledgment of service or defence against a defendant where the time for that defendant to file an acknowledgment of service or defence has not expired.

2B(1) An acknowledgment of service may be filed -

(a) by delivering it personally to the court offices;

(b) by sending it by pre-paid post to the court office; or

(c) by any other means approved by Practice Direction given by the Chief Justice,

but unless it is delivered to the court offices during office hours, it shall be deemed to have been entered or filed only when it is actually received in the court offices or when they are next open, whichever is the later.

(2) The Registrar shall notify the person who lodged the originating process of the filing of an acknowledgment of service by sending him a copy of it by prepaid post."

*Manner of entering
appearance or filing of
acknowledgment of
service.*

3. Rule 3 is revoked and replaced by the following new Rule 3 -

"3(1) The Supreme Court may -

(a) order that any originating process be struck out on the ground that the proceedings constitute an abuse of the process of the Court; and where it does so, the proceedings are at an end;

(b) order that any pleading be struck out -

(i) on the ground mentioned in subparagraph (a); or

(ii) on the ground that it discloses no reasonable cause of action; or

(iii) on the ground that it is frivolous, vexatious or scandalous.

(2) Where the Supreme Court has power under paragraph (1) of this rule to strike out any originating process or pleading, it also has power to order that it be amended, and, where it makes such an order, the relevant party to the proceedings shall comply with it within such time as may be specified in the order. On making an order under this rule or subsequent thereto the Supreme Court may make such consequential orders (including an order as to costs) as it sees fit."

4. Rule 5 is revoked and replaced by the following new rule 5 -

"5. A writ shall be in the form set out in Form A in the Schedule and an originating summons shall be in the form set out in Form B in the Schedule. The notes to each of the said forms have the same effect as if they appeared in the body of these rules."

5. Rule 6 is revoked and replaced by the following new rule 6 -

"6(1) A person served with originating process shall deliver to the Registrar a duly completed acknowledgment of service within the period of time specified in this paragraph that is to say-

(a) fourteen days, if he is resident in Stanley or within six miles of Christchurch Cathedral, Stanley;

(b) twenty-eight days, if he is resident in the Falkland Islands other than is specified in (a);

(c) such time as may have been specified by the court at the time of giving leave for service outside the jurisdiction, in the case of originating process served outside the jurisdiction,

and, in the case of originating process leave for service of which outside the jurisdiction has been given, the relevant period shall be inserted in the writ by the Registrar before it is served.

(2) For the purposes of paragraph (1) of this rule -

(a) a natural person is resident at the place at which he usually lives at the time he is served and a body corporate is deemed to be resident at its registered office or, if it has none within the Falkland Islands, at its principal place of business within the Falkland Islands;

(b) where a natural person is served within the jurisdiction but does not usually live within the jurisdiction, he shall be deemed to be resident at the place at which he was served."

6. The following new rules 6A and 6B are inserted after rule 6 -

"6A(1) Where a person is served with a writ and has indicated in his acknowledgment of service that he intends to defend the action, he shall deliver his defence to the Registrar before the expiration of 14 days after the time limited by rule 6 for the delivery by him of the acknowledgment of service and shall also at the time he delivers his defence send a copy of it to the person who commenced the proceedings except that if, on application to the court by him leave has been given to him to deliver his defence within an extended period, he shall within that extended period deliver his defence and send a copy of it to the person who commenced the proceedings. *Defence.*"

(2) Paragraph (1) applies in relation to an originating summons with the substitution of "originating summons" for "writ", "proceedings" for "action" and "affidavit in reply" for "defence".

(3) Nothing in this rule precludes extended time limits being agreed between the parties.

6B. Where proceedings are commenced by Originating Summons an affidavit by an appropriate person in support of the Summons must be lodged in the court office at the same time as the originating process and a copy of it must be served on each party required to be served with the Originating Summons at the same time as that is served." *Further pleadings etc.*

7. Rule 7 is replaced by the following :

"7(1) Any reply by the person commencing the proceedings to any document delivered by a defendant or respondent pursuant to rule 6A shall be delivered to the court office -

- (a) subject to (b) and (c) within fourteen days;
- (b) within such extended period as the court may have ordered;
- (c) within such extended period as the parties may have agreed,

(2) Any document delivered in accordance with paragraph (1) shall be in a form or of a nature appropriate to the type of proceedings, and a copy of it shall be sent to the defendant at the same time as it is delivered to the court office."

8. Rule 8 is amended by replacing the words "rule 6" with the words "rule 6A".

9. Rule 11 is amended by replacing the words "six days" with the words "fourteen days or such greater period as the court in its discretion may allow".

10. Rule 12 is amended by replacing the words "six days" with the words "fourteen days".

11. Rules 15 to 22 are revoked.

12. Rule 48 is replaced with the following new rule 48 -

"48. The offices of the Supreme Court shall be open during such hours as the offices of the Government generally are open."

13. Rule 57 is revoked and replaced by the following -

"57.(1) The Crown and any person legally aided in respect of the proceedings in question are not liable to pay any court fees otherwise payable, but for the purposes of any order as to costs shall be deemed to have paid those fees. *Exemption from payment of court fees.*

(2) The Court may make such order as it sees fit as to the recovery from any other party to the proceedings in question of court fees exempted under paragraph (1) of this rule".

14. Forms A and B in the Schedule are replaced by the following new Forms A and B and Form C in the Schedule is revoked -

"FORM A
WRIT OF SUMMONS

(Rule 5)

IN THE SUPREME COURT OF
THE FALKLAND ISLANDS
(CIVIL SIDE)

No.

BETWEEN

PLAINTIFF¹

AND

DEFENDANT²

TO THE DEFENDANT[S]²

of

THIS WRIT OF SUMMONS has been issued against you by the above-named Plaintiff[s]¹ in respect of the claim set out on the back or in the Statement of Claim annexed to this writ

WITHIN the appropriate period after the service of this Writ on you, counting the day of service, you must either satisfy the claim or return to the Court Offices at Town Hall Ross Road Stanley the accompanying ACKNOWLEDGMENT OF SERVICE in which you must state whether or not you intend to contest the claim. If you fail

- (1) To satisfy the claim, or
- (2) To return the Acknowledgment of Service,
- (3) To deliver to the Court Offices your defence to the claim, before the end of 14 days after the period within which you are required to return the Acknowledgment of Service, or within such greater period as the Court on your application may allow,

the Plaintiff¹ can without notice to you, proceed with the action and ask the court to enter judgment against you.

The period within which you must return the Acknowledgment of Service is -

- (a) fourteen days if you are resident in Stanley or within six miles Christchurch Cathedral Stanley;
- (b) twenty-eight days if you are resident anywhere else in the Falkland Islands;
- (c) if you were served within the Falkland Islands, but usually live overseas, the same period (under (a) or (b) above) as if you were resident at the place in the Falkland Islands at which you were served with this writ;
- (d) if you were served outside the Falkland Islands by special permission of the court [-] days (this blank will have been filled in by the Court Office before this writ was served on you, where this applies).

ISSUED from the Office of the Supreme Court this day of 19

Note - This writ may not be served later than 4 calendar months (or, if leave is required to effect service out of the jurisdiction, 6 calendar months) beginning with that date unless renewed by order of the Court

IMPORTANT

You should pay careful attention to the Directions for Acknowledgment of Service on the accompanying form.

(On reverse of above)

STATEMENT OF CLAIM³

Where words appear in square brackets, above or below delete if unapplicable

(A sufficient Statement of Claim must be endorsed or annexed to the writ and the statement of claim must be signed by the Legal Practitioners who prepared it or by the Plaintiff, where he acts in person. If the statement of claim exceeds the space available on this sheet it may be continued on as many attached sheets as necessary)

THIS WRIT was issued by [Legal Practitioners] of ⁴
 [Agents for of] [Legal Practitioners for] the Plaintiff⁽¹⁾ who
 resides at
 [and if the Plaintiff(s) does not (do not) reside within the Falkland Islands whose address in the
 Falkland Islands for service is ^{5]}

*Notes to form
 (these notes need not appear in the writ as issued)*

1. Words in italics on this Form and the superscripts in the Form (and these notes) need not appear in the writ as issued.
2. (Superscript¹). Amend in accordance with the number of plaintiffs who sue.
3. (Superscript²). Amend in accordance with the number of defendants who are sued.
4. A copy of a writ which does not bear the official embossed or rubberstamp seal of the Supreme Court may not be served.
5. (Superscript³). The Statement of Claim should set out in sufficient detail the basis of the Plaintiff's claim, but should not set out except so far as is necessary to give the basis of the Plaintiff's claim the evidence whereby it is intended to prove it. It must be endorsed upon or annexed to the writ.
6. (Superscript⁴). The address given must be an address within the Falkland Islands. A Post Office box number is not acceptable.
7. (Superscript⁵). A Post Office box number is not acceptable.
8. Service of the writ is ineffective if the form of Acknowledgment of Service is not, at the same time, given to the person served.
9. These notes and the notes appearing in the body of the Form have the same effect as if they appeared in the body of the Rules.

This Summons was taken out by

[Legal Practitioner]

[on behalf of the Plaintiff

whose address is

^{3,5}] [Legal Practitioner Agent for

of

⁵ Legal Practitioner for the Plaintiff¹ whose address is ^{3,5}] [This

Summons was taken out by the Plaintiff¹ whose address is

⁵

(and if the plaintiff does not reside within the Falkland Islands) and whose address for service is

⁵)

IMPORTANT

You should pay careful attention to the Directions for Acknowledgment of Service on the accompanying form.

Notes to form

(these notes need not appear on the Summons as issued)

1. Words in italics in this Form and the superscripts in the Form need not appear in the Summons as issued.
2. (Superscript¹) Amend in accordance with the number of plaintiffs.
3. (Superscript²) Amend in accordance with the number of defendants.
4. (Superscript³) The appropriate alternative should appear.
5. (Superscript⁴) This address must be within the Falkland Islands.
6. The service of the Summons is not effective unless the form of Acknowledgment of Service is given to the person served at the same time.
7. (Superscript⁵) A Post Office box address is not sufficient.
8. Service of the Summons must be accompanied by a copy of the Affidavit filed in support.
9. A copy of a writ which does not bear the Official embossed or rubberstamped seal of the Court may not be served.
10. These notes and the notes appearing in the body of the Form have the same effect as if they appeared in the body of the the Rules."

Made this 1st day of October 1992.

D.E. TATHAM,
Governor.

SUBSIDIARY LEGISLATION

Matrimonial Causes (Contents of Petition) Rules 1992

(S. R. & O. No: 16 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into operation: 1st October 1992

IN EXERCISE of my powers under section 59 of the Matrimonial Causes Ordinance 1979(a), I make the following Rules -

1. These Rules may be cited as the Matrimonial Causes (Contents of Petition) Rules 1992 and shall come into operation on 1st October 1992. *Citation and commencement.*
2. Every petition to which Part II of the Matrimonial Causes Ordinance 1979 relates shall comply as to its contents with the provisions of the Schedule to these Rules and the said Schedule shall have effect for the purpose of prescribing the contents of such petitions. *Contents of petitions.*

SCHEDULE

CONTENTS OF PETITION

1. Every petition shall state:-

- (a) the names of the parties to the marriage and the date and place of the marriage;
- (b) the last address at which the parties to the marriage have lived together as husband and wife;
- (c) where it is alleged that the court has jurisdiction based on domicile -
 - (i) the country in which the petitioner is domiciled, and
 - (ii) if that country is not the Falkland Islands the country in which the respondent is domiciled;
- (d) where it is alleged that the court has jurisdiction based on habitual residence -
 - (i) the country in which the petitioner has been habitually resident throughout the period of one year ending with the date of the presentation of the petition, or

(a) No. 14 of 1979.

- (d) where it is alleged that the court has jurisdiction based on habitual residence -
- (i) the country in which the petitioner has been habitually resident throughout the period of one year ending with the date of the presentation of the petition, or
 - (ii) if the petitioner has not been habitually resident during that period, with details in either case, including the addresses in the Falkland Islands, the country in which the respondent has been habitually resident during that period, with details in either case, including the addresses of the places of residence and the length of residence at each place;
- (e) the occupation and residence of the petitioner and the respondent;
- (f) whether there are any living children of the family and, if so -
- (i) the number of such children and the full names (including surname) of each and his date of birth or (if it be the case) that he is over 18, and
 - (ii) in the case of each minor child over the age of 15, whether he is receiving instruction at an educational establishment or undergoing training for a trade, profession or vocation;
- (g) whether (to the knowledge of the petitioner in the case of a husband's petition) any other child now living has been born to the wife during the marriage and, if so, the full names (including surname) of the child and his date of birth, or, if it be the case, that he is over 18;
- (h) if it be the case, that there is a dispute whether a living child is a child of the family;
- (i) whether or not there are or have been any other proceedings in the Falkland Islands or elsewhere with reference to the marriage or to any children of the family or between the petitioner and the respondent with reference to any property or either or both of them, and if so -
- (i) the nature of the proceedings,
 - (ii) the date and effect of any decree or order, and
 - (iii) in the case of proceedings with reference to the marriage, whether there has been any resumption of cohabitation since the making of the decree or order;
- (j) whether there are any proceedings continuing in any country outside The Falkland Islands which relate to the marriage or are capable of affecting its validity or subsistence and, if so -
- (i) particulars of the proceedings, including the court in or tribunal or authority before which they were begun,
 - (ii) the date when they were begun,
 - (iii) the names of the parties,

(iv) the date or expected date of any trial in the proceedings, and

(v) such other facts as may be relevant to the question whether the proceedings on the petition should be stayed under Schedule I to the Domicile and Matrimonial Proceedings Act 1973;

and such proceedings shall include any which are not instituted in a court of law in that country, if they are instituted before a tribunal or other authority having power under the law having effect there to determine questions of status and shall be treated as continuing if they have been begun and have not been finally disposed of;

(k) where the fact on which the petition is based is five years' separation, whether any, and if so what, agreement or arrangement has been made or is proposed to be made between the parties for the support of the respondent or as the case may be, the petitioner or any child of the family;

(l) in the case of a petition for divorce, that the marriage has broken down irrevocably;

(m) the fact alleged by the petitioner for the purposes of section 4 (2) of the Matrimonial Causes Ordinance 1979 or, where the petition is not for divorce or judicial separation, the ground on which relief is sought, together in any case with brief particulars of the individual facts relied on but not the evidence by which they are to be proved;

(n) any further or other information required by such of the following paragraphs.

2. A petition for a decree of nullity under section 15(e) or (f) of the Matrimonial Causes Ordinance 1979 shall state whether the petitioner was at the time of the marriage ignorant of the facts alleged.

3. A petition for a decree of presumption of death and dissolution of marriage shall state:-

(a) the last place at which the parties to the marriage cohabited;

(b) the circumstances in which the parties ceased to cohabit;

(c) the date when and the place where the respondent was last seen or heard of; and

(d) the steps which have been taken to trace the respondent.

4. Every petition shall conclude with -

(a) a prayer setting out particulars of the relief claimed, including any claim for custody of a child of the family and any application for a declaration under section 45(3) of the Matrimonial Causes Ordinance 1979 any claim for costs and any application for ancillary relief which it is intended to claim;

(b) the names and addresses of the persons who are to be served with the petition, indicating if any of them is a person under disability;

(c) the petitioner's address for service, which, where the petitioner sues by a Legal Practitioner, shall be the Legal Practitioner's name or firm and address. In any other case, the petitioner's address for service shall be the address of any place in the Falkland Islands at or to which documents for the petitioner may be delivered or sent.

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

SUBSIDIARY LEGISLATION

COURTS

Civil Cases (Fees) Rules 1992

(S. R. & O. No: 17 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into force : 1st October 1992

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance(a) I make the following Rules -

1. These Rules may be cited as the Civil Cases (Fees) Rules 1992 and come into force on 1st October 1992. *Citation and Commencement.*

2. The fees prescribed in Schedule 1 to these Rules shall, except as provided by rule 4, be paid in all civil proceedings in the Supreme Court. *Supreme Court fees.*

3. The fees prescribed in Schedule 2 to these Rules shall, except as provided by rule 4, be paid in all civil proceedings - *Fees in Magistrate's Court and Summary Court.*
 - (a) in the Magistrate's Court;

 - (b) so far as they are relevant to proceedings which may be commenced in the Summary Court, in that court.

- 4.(1) Nothing in rules 2 and 3 applies to proceedings in the Admiralty or Prize Court jurisdiction of the Supreme Court as a Colonial Court of Admiralty and in respect of any such proceedings the same fees shall be payable as if the same had been commenced in the High Court of Justice in England in the Admiralty jurisdiction of that Court, except that they shall not be payable by the Crown. Nor do these rules apply in respect of proceedings to which the Court Fees (Family Proceedings) Rules 1992 apply or to probate actions. *Exceptions.*
 - (2) Where a party to proceedings is legally aided under the Falkland Islands Government's legal aid scheme for the time being in force, the legal practitioner acting for such a party shall lodge in the court a certificate to that effect and shall notify the court in writing immediately that party ceases for any reason to be so legally aided but, while such a certificate has been given and no such notification has been given, none of the fees prescribed by Schedules 1 and 2 to these Rules shall be payable by or on behalf of such a party (other than by reason of an order that he pay the costs of another party to those proceedings) and rule 5(1) shall apply in respect of any fees which but for this paragraph would have been payable.

(3) Where the Crown is a party to any civil proceedings, then except in so far as such fees paid by another party to the proceedings are included in or are the subject of an order for costs in those proceedings made by the court against the Crown, none of the fees prescribed by Schedules 1 and 2 are payable by the Crown.

(4) For the purposes of this rule, proceedings are brought by or against the Crown and the Crown shall be taken to be a party to those proceedings -

(a) if the proceedings are brought by or against Her Majesty in right of Her Government in right of the Falkland Islands;

(b) if the proceedings are brought, however mistakenly, against any department or section of Her Majesty's Government in right of the Falkland Islands or by or against any public officer acting in his official capacity or purporting to so act; or

(c) if the proceedings are brought by or against the Attorney General in his capacity as such or in the name of Her Majesty whether in respect of Her Majesty's Government in right of the Falkland Islands or otherwise.

5.(1) Where in any proceedings an order for costs is made by a court in favour of a person exempted from payment of fees under rule 4(2) (legally aided persons) or rule 4(3) (the Crown, as defined in rule 4(4)) that order may shall unless the court sees special reason to the contrary include the fees which but for those provisions would have been payable in respect of the steps in the proceedings or things to which that order for costs relates, but that order shall direct that the relevant sum shall be paid to the court and not to the party in whose favour the order for costs is made.

Excepted fees payable in orders for costs.

(2) Nothing in rule 4(2) or (3) precludes an order for costs against a legally aided person or the Crown from including court fees paid under these rules by or on behalf of the party in whose favour that order is made.

6. For the purposes of Schedule 1 and Schedule 2 where the amount in respect of which a fee would, but for this paragraph, be payable is an amount including a number of pence, the fee payable shall be that which is payable in respect of the amount in whole pounds next above the first-mentioned amount.

Calculation of fees.

7.(1) Where a fee is payable under these Rules in relation to any document it shall be paid on presentation, lodging or filing of the document and the document shall be deemed not to have been presented, lodged or filed until such fee has been paid.

Time fees shall be paid etc.

(2) All fees payable under these Rules shall, unless the court otherwise permits, be paid in cash.

8. Rules 2, 3, 5 and 6 of and the First and Second Schedules to the Court Fees Rules 1949(b) are revoked.

Revocation of parts of Court Fees Rules 1949.

**SCHEDULE 1
FEES PAYABLE IN SUPREME COURT**

(rule 2)

1. The following notes shall have effect in relation to the Table of Fees below appearing -

(a) "Originating process" includes a writ commencing an action, originating summons, petition in bankruptcy, petition for winding up a company or other body corporate and an application for leave to apply for judicial review;

(b) For the purposes of that Table an application of any kind is made when the document of any kind requesting the court to entertain that application is delivered to the court office, and not when the application is heard by the court and in relation to any other matter (such as, for example a writ of execution or sale pursuant to such a writ) specified in Part II of the Table the relevant fee is payable on the delivery to the court office of the document of any kind requesting the issue of the process is delivered to the court office and not when that process is issued.

2. The following Table of Fees shall have effect -

TABLE

Part I - Commencement of proceedings

Fee No.	Amount of Fee
1. Issue of originating process	£60
2. Application for an injunction ancillary to any cause or action	£25
3. All other applications whether by notice or on summons ancillary to a cause or action, including applications for substituted or deemed service, which are not "excepted applications". For the purposes of this item, "excepted applications" are -	£15
<p>(i) applications for directions or pre-trial review;</p>	
<p>(ii) applications for discovery or for leave to administer interrogatories;</p>	
<p>(iii) applications to abridge or extend time;</p>	
<p>(iv) applications to set down or cause or action for trial;</p>	
<p>(v) applications to endorse a penal notice;</p>	
<p>(vi) applications to discharge or vary an injunction obtained ex parte; and</p>	
<p>(vii) applications to make absolute an order his;</p>	

and in respect of "excepted applications" no fee is payable.

Part II - Enforcement proceedings

4. Application for oral examination	£10
5. Writ of Execution or delivery	15p for each £1 of the sum or value for which the writ is to issue, so that the maximum fee is £50
6. Sale pursuant to a writ of execution -	
(a) for removing or taking steps to remove goods to a place of deposit, advertising a sale and all steps preparatory to a sale	the reasonable expense thereof, including the cost of any time of an official of the court engaged therein
(b) for the sale of goods, including all necessary catalogues, commission and other matters	15p for every £1 realised
7. Application for a Garnishee Order	£15
8. Application for a Charging Order	£15
9. Application for a Judgment Summons	£15
10. Application for attachment of earnings order -	
(a) to enforce judgment debt	£15
(b) to enforce periodical payments order	£10

Part III - Miscellaneous

11. Service by the court of any summons or other document -	
(a) if served by post	£2.00
(b) if served personally	£2.00 plus £10 per hour for every hour engaged by an officer of the court therein plus any travelling and incidental

	expenses reasonably incurred
12. On any application not otherwise provided for	£10
13. On filing notice of appeal from a decision or order of the Magistrate's Court, the Summary Court or the Coroner's Court or any tribunal from which an appeal lies to the Supreme Court	£25
14. Copy documents per A4 page (pro rata for any page larger than A4)	25p
15. Office copy documents per A4 page (pro rata for any page larger than A4)	50p
16. On taxation of costs	5p per £1 of profit costs and disbursements allowed
17. On deposing an affidavit or affirmation before an officer of the court	£3.50 plus £1.00 for each exhibit

SCHEDULE 2

(rule 3)

FEES PAYABLE IN THE MAGISTRATE'S COURT AND THE SUMMARY COURT

1. Except as provided in the Table below the fees prescribed in Schedule 1 shall apply to the equivalent steps or items in civil proceedings in the Magistrate's Court or in the Summary Court.
2. For the purposes of paragraph 1 the following table shall have effect -

TABLE

Fee No.	Amount
1. For the recovery of a sum of money or delivery of goods where the sum of money or the value of the goods -	
(a) does not exceed £300	10p for each pound or part thereof, but so that the maximum fee shall be £10
(b) exceeds £300 but is less than £500	£40
(c) exceeds £500	£50

2. On the filing of a counterclaim, on the amount or value (if any) by which the counterclaim exceeds the amount claimed by the plaintiff.

As per Fee No. 1

3. For any other relief

£50

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

SUBSIDIARY LEGISLATION

COURTS

Court Fees (Family Proceedings) Rules 1992

(S. R. & O. No: 18 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into operation: 1st October 1992

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance(a), section 22 of the Guardianship of Minors Ordinance 1979(b) and section 59 of the Matrimonial Causes Ordinance 1979 and all other powers me enabling in that behalf I make the following rules -

1. These Rules may be cited as the Court Fees (Family Proceedings) Rules 1992 and come into operation on 1st October 1992. *Citation and commencement.*

2. These Rules apply in and in respect of all family proceedings in the Supreme Court. *Application.*

- 3.(1) In these Rules, "family proceedings" means any of the following proceedings - *Meaning of "family proceedings".*
 - (a) all matrimonial proceedings (whether at first instance or an appeal);

 - (b) all causes and matters (whether at first instance or on appeal) relating to -
 - (i) legitimacy;

 - (ii) the exercise of the inherent jurisdiction of the court with respect to minors, the maintenance of minors and any other civil proceedings under any law of or having effect in the Falkland Islands relating to the protection, welfare or maintenance of children or minors, except proceedings solely for the appointment of a guardian of a minor's estate;

 - (iii) adoption;

 - (c) applications for consent to the marriage of a minor or for a declaration under section 27B(5) of the Marriage Act 1949 in its application to the Falkland Islands;

 - (d) proceedings on appeal from an order or decision of an inferior court under section 63(3) of the Magistrates' Court Act 1980 in its application to the Falkland Islands made to enforce an order of that court made in matrimonial proceedings or with respect to the guardianship of a minor;

(a) Cap. 3 Laws of the Falkland Islands 1950 Edition.

(b) No. 8 of 1979

(c) No. 14 of 1979

- (e) proceedings for a declaration as to marital status;
- (f) proceedings for a declaration that the death of any person is to be presumed;
- (g) proceedings for an order restraining one party to a marriage from molesting the other party to that marriage or a child living with that other party;
- (h) proceedings by a party to a marriage for an order excluding the other party to that marriage from the matrimonial home or a part of the matrimonial home or from a specified area in which the matrimonial home is included;
- (i) proceedings by a party to a marriage for an order requiring the other party to that marriage to permit the applicant to enter and remain in a matrimonial home or a part of the matrimonial home;
- (j) proceedings which by any Practice Direction made by the Chief Justice are to be treated as being family proceedings; and
- (k) proceedings for the purpose of enforcing an order made in any proceedings of a type described in this paragraph.

(2) For the purposes of paragraph (1)(g), (h) and (i) a man and woman living with each other in the same household as husband and wife shall be treated as being married to each other even if they are not married to each other and any reference in paragraph (1)(h) and (i) to the matrimonial home shall be construed accordingly.

(3) In paragraph (3)(a) "matrimonial proceedings" means civil proceedings between husband and wife of one or more of the following kinds -

- (a) proceedings for the dissolution of or a declaration of the nullity of the marriage in question; or
- (b) proceedings for an order of judicial separation or a separation order; or
- (c) proceedings which relate to matrimonial property of any kind or the property of either spouse; or
- (d) proceedings for a financial order of any kind (other than one for the payment of damages or compensation in contract or in tort) against the other party to the marriage and whether for the benefit of the applicant or any child of the family; or
- (e) proceedings which relate to the custody, care, control, welfare, maintenance or upbringing of or access to any child of the family,

and whether or not any other relief not of one or more of the foregoing kinds is sought in those proceedings.

4.(1) The fees set out in the Schedule to these Rules shall, except as provided in paragraph (2) of this rule be paid and taken in family proceedings in the Supreme Court.

Fees.

(2) Where a party to family proceedings is legally aided under the Falkland Islands Government's legal aid scheme for the time being in force, the legal practitioner acting for such a party shall lodge in the court a certificate to that effect and shall notify the court in writing immediately that party ceases for any reason to be so legally aided but, while such a certificate has been given and no such notification has been given, none of the fees prescribed by the Schedule to these Rules shall be payable by or on behalf of such a party and paragraph (3) of this rule shall apply in respect of any fees which but for this paragraph would have been payable.

(3) Where in any family proceedings an order for costs is made by the court in favour of a person exempted under paragraph (2) of this rule from payment of fees that order shall unless the court sees special reason to the contrary include the fees which but for paragraph (2) of this rule would have been payable in respect of the steps in the proceedings or things to which that order relates, but that order shall direct that the relevant sum shall be paid to the court and not to the party in whose favour the order for costs is made.

(4) Nothing in paragraphs (2) and (3) of this rule precludes an order for costs against a legally aided person including fees paid under paragraph (1) of this rule by or on behalf of the party in whose favour that order is made.

(5) For the purposes of the Schedule to these rules, is where the amount in respect of which a fee would, but for this paragraph, be payable is an amount including a number of pence, the fee payable shall be that which is payable in respect of the amount in whole pounds next above the first-mentioned amount.

(6) Where a fee is payable under this rule in respect of any document it shall be paid on the presentation, lodging or filing of the document and the document shall be deemed not to have been presented, lodged or filed until such fee has been paid.

(7) All fees payable under paragraph (1) of this rule shall, unless the court otherwise permits, be paid in cash.

SCHEDULE

FEES PAYABLE IN FAMILY PROCEEDINGS

1. In the Table of Fees below appearing "Originating process" includes a petition, writ, originating summons or other process commencing proceedings;
2. The following Table of Fees shall have effect -

TABLE

PART 1

Commencement of proceedings

Fee No.	Amount of fee
1. Issue of originating process (including an application for an injunction or restraining order where that is sought other than as an ancillary to other relief)	£60

2. Application for injunction ancillary to any cause	£15
3. All other applications ancillary to any cause, including applications for substituted or deemed service, orders for financial relief, custody of or access to children	£15
4. Applications for directions or pre-trial review, application to amend any pleading, abridge or extend time, endorse a penal notice or set down any cause for hearing or to make absolute any decree or order nisi, and on filing any affidavit	Nil

PART II

Enforcement proceedings

1. Application for oral examination	£10
2. Writ of execution or delivery	15p for each £1 or part thereof of the sum or value for which the writ issues, subject to a maximum fee of £50
3. Sale pursuant to a writ of execution -	
(a) for removing or taking steps to remove goods to a place or deposit, advertising a sale and all other steps preparatory to a sale	The reasonable expense thereof
(b) for the sale of goods including all necessary catalogues, commission and other matters	As per fee 2
4. Writ of possession of land	£25
5. Application for Garnishee Order	£15
6. Application for a Charging Order	£15
7. Application for Judgment Summons	£15
8. Application for attachment of earnings order	£10

PART III**Miscellaneous**

- | | |
|---|--|
| 1. Any application not otherwise provided for | £10 |
| 2. On filing notice of appeal | £25 |
| 3. Copy documents per page | 25p |
| 4. Office copy documents per page | 50p |
| 5. On taxation of costs | 5p per £1.00
of profit
costs and
disburse-
ment
allowed |

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

SUBSIDIARY LEGISLATION

LEGAL PROFESSION

Notaries Public Rules 1992

(S. R. & O. No: 19 of 1992)

Made: 1st October 1992
 Published: 2nd October 1992
 Commencing: on publication

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance(a) I make the following Rules -

1. These Rules may be cited as the Notaries Public Rules 1992. *Citation.*
2. These Rules apply to every person who holds appointment as a notary public under section 43 of the Ordinance(a) in relation to his capacity as such notary public. *Application.*
3. Without prejudice to the generality of section 43 of the Ordinance (which provides that a person appointed under that section to be a notary public has all the powers and authorities of a notary public appointed under the law in England) it is declared that those powers and authorities include - *Powers and authorities of notaries public.*
 - (a) the preparation of documents of any kind intended to be used abroad;
 - (b) the verification or authentication of documents intended to be used abroad;
 - (c) the presentation for acceptance or payment of inland and foreign bills of exchange, noting and protesting such bills in case of dishonour and the preparation of acts of honour of such bills;
 - (d) the certification as a true copy of any copy of a document which the notary has examined against the original of that document;
 - (e) the taking of affidavits, oaths, affirmations and statutory declarations for use -
 - (i) in the Falkland Islands (where the notary shall have all the powers and authority of a person appointed as a Commissioner for Oaths under the Commissioner for Oaths Ordinance 1969(b));
 - (ii) abroad.

(a) Cap 3 Laws of the Falkland Islands 1950 Edition

(b) No. 11 of 1969

4.(1) Subject to subsequent paragraphs of this rule, a notary public shall faithfully make contracts or instruments for or between any party or parties requiring the same.

Duties of notaries public.

(2) A notary public shall not attest a deed or other document of any kind to which he is a party or under which he or any partner of his has acquired or is likely to acquire an interest.

(3) A notary public is not obliged to undertake to do any notarial act or thing where he believes -

(a) that he cannot conveniently do that act or thing with reasonable expedition;

(b) that the interests of any party requesting him to do that act conflict or may conflict with that of his own or of any partner of his; or

(c) that the act or thing is required to be done for some dishonest purpose.

(4) In his capacity as a notary public a notary public shall use such skill and ordinary care and diligence as persons of ordinary capacity and prudence engaged in the profession of notary public might be expected to employ.

(5) Without prejudice to paragraph (4) a notary public shall carefully verify the identity and capacity of persons requesting him to issue certificates or instruments for their use or benefit.

5. For the purposes of these Rules, a "notarial act in public form" is an instrument -

Definition of "Notarial act in public form".

(a) in narrative form, commencing with a preamble in which the notary public recites the appearance before him of the parties, their personal capacities and the capacities in which they act;

(b) concluding with a statement (the eschatocol) that the instrument was read over to the parties, signed, and where appropriate, sealed by them, in his presence;

(c) if witnesses are present and it is desired to record that fact, containing a statement as to that fact,

and a "public document" is a document incorporating or having endorsed or annexed to it a notarial act in public form.

6. For the purposes of these Rules "a notarial act in private form" is a certificate or attestation under the hand and seal of a notary public appended to or placed on a private document signed by one or more of the parties to it, and a "private document" is any document in respect of which the notary public performs a notarial act in private form and does not perform a notarial act in public form.

Definitions of "notarial act in private form" and "private documents".

7.(1) Every notary public shall maintain a protocol (that is to say, an archive) and is responsible for the proper keeping and safe custody of that protocol.

Duty of notary public to maintain protocol of documents in public form.

(2) In his protocol the notary public shall keep an original of all documents in respect of which he does a notarial act in public form. Every such public document shall be preserved in the protocol in chronological order and numbered sequentially.

(3) The notary public shall deliver a duplicate original of every public document to the party at whose request he performs the notarial act in public form.

8.(1) When a notary public dies his protocol shall be delivered into the custody of such other notary public as the Supreme Court may direct and the notary public's personal representatives shall comply with any such direction.

Provisions to protocol on death of notary public or him ceasing to be notary public.

(2) When a notary public proposes to relinquish his appointment as such or to leave the Falkland Islands permanently he shall notify the Chief Justice in writing of that fact and the Chief Justice shall direct the notary public to deliver his protocol to such other notary public as he shall name and the notary public shall comply with that direction.

9.(1) A notary public shall have no property in his protocol and shall be deemed at all times to hold the same upon trust for Her Majesty.

Property in protocol etc.

(2) A notary public's protocol is not liable to distress or execution of any kind.

10.(1) A document purporting to have affixed or impressed thereon the seal and signature of a notary public shall be admitted in evidence in every court in the Falkland Islands without proof being required that the seal and signature is that of the notary public.

Evidence.

(2) A certificate bearing the signature and seal of a notary public if it is a notarial act in public form and verifies that the document on which it is endorsed or annexed or to which it refers was executed in his presence and by the persons named as having so executed it in the manner specified in the certificate, shall in every court in the Falkland Islands, and unless the contrary be proved, be conclusive evidence that the document was so executed.

(3) Where a certificate bearing the seal and signature of a notary public states that the document on which it is endorsed or annexed is a true copy of a document in the protocol maintained by the notary public or that of another notary public of which the certifying notary public has custody under rule 8 or of an original document at the time of the certificate otherwise in the possession of the notary public, the copy document bearing that certificate may be admitted in evidence in any court in the Falkland Islands to the same extent as the original document would be so admissible.

(4) Where a declaration made before a notary public is recorded in a protest attested by the certificate of a notary public under his seal and signature as having been so made and that certificate appears to a court in the Falkland Islands to be contemporaneous with that declaration, the court shall admit that certificate as evidence that the declaration was made and that the declaration is correctly and sufficiently recorded in the protest, any averment subsequently made by the maker of the declaration or any other person to the contrary notwithstanding. But the certificate is not evidence of the truth of the matters recorded in the declaration as having been averred by the maker of the declaration.

11. A notarial act in public form as to the execution of a document must contain the following-

Essential requirements in relation to notarial act in public form as to execution of a document.

(a) the full name of the notary public.

(b) a statement that the notary public holds appointment under section 43 of the Ordinance;

(c) the full names of the signatories and the capacity or capacities in which they have executed the document (that is to say, whether on their own behalf or in an official or representative capacity);

(d) a statement authenticating the signature of the parties and where appropriate, indicating what evidence has been produced to the notary public -

(i) as to their identity (but a statement that any party to the document named in the statement is to the notary public well and personally known is sufficient compliance with the requirement); and

(ii) as to the capacity in which they execute the document,

(e) the place and date of issue of the certificate, and

(f) the seal and signature of the notary public.

12.(1) The fees specified in the Schedule to these Rules may be charged by a notary public.

Fees.

(2) Where a notary public is in the full-time employment of the Crown he shall pay any fee charged by him under these Rules into the Consolidated Fund but such a notary public may, in his discretion waive payment of any such fee or reduce them if -

(a) he believes that the fee would otherwise be payable out of the Consolidated Fund or out of moneys appropriated by the Legislative Council; or

(b) he considers that, having regard to all the circumstances of the case, hardship would otherwise be caused to the person obliged to pay any such fee, or

(c) he believes that the fee would otherwise be payable in respect of a document required for a charitable purpose.

13. The Third Schedule to the Court Fees Rules (c) is revoked.

Revocation.

SCHEDULE

- | | |
|--|---|
| 1. For every affidavit and exhibit to an affidavit | £3.50 for every affidavit and £1.00 for every exhibit thereto. |
| 2. For preparing a Note of Protest or other document (including any certificate thereon) | £75 for every hour engaged therein and proportionately for every part of an hour, with a minimum fee of £20. |
| 3. Preparing or and attesting any notarial act | (a) £25 if a notarial act in public form
(b) £15 otherwise (but no fee where fee 2 is charged). |
| 4. Extending a Protest | Fee 2. |
| 5. Examining any document with the original thereof and certifying it as a true and correct copy | (a) if not copied by the notary public - £10 plus £2.50 for every page (minimum fee £12.50) with a maximum of £50.
(b) if copied by or under the supervision of the notary public £10 plus 25p for every page but subject to a maximum fee of £15. |
| 6. Attending to Protest a Bill of Exchange or Promissory Note | £75 and proportionately for part of an hour thus engaged plus reasonable travelling expenses incurred (if applicable) with a minimum fee of £20. |
| 7. Any other notarial act done by a notary public | As per fee 6. |

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

SUBSIDIARY LEGISLATION

OATHS

Commissioners for Oaths Rules 1992

(S. R. & O. No: 20 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Commencing 1st October 1992

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance (a) I make the following Rules -

1. These Rules may be cited as the Commissioner for Oaths Rules 1992 and come into operation on 1st October 1992. *Citation and commencement.*

- 2.(1) A commissioner for oaths may on administering any affidavit or statutory declaration charge the following fees - *Fees.*
 - (a) on each affidavit, affirmation, or declaration : £3.50;
 - (b) on each exhibit to an affidavit or declaration : £1.00.

- (2) A commissioner for oaths who is a public officer shall pay all fees paid to him as such into the Consolidated Fund.

- 3.(1) A commissioner for oaths shall not knowingly administer any affidavit or statutory declaration to any matter in which he is interested. *Restriction on taking affidavits and declarations.*

- (2) For the purposes of paragraph (1), a commissioner for oaths is deemed to be interested in a matter -
 - (a) where the intended deponent is his spouse, parent, child or sibling;
 - (b) where he is a legal practitioner acting for the intended deponent in that matter or any person having a contrary interest to that of the deponent in the matter;
 - (c) where the affidavit is required for use in or in connection with any proceedings and he or any person referred to in (a) is a party to those proceedings or, subject to paragraph (3), his employer or any partner of his or of his employer is a party to those proceedings;
 - (d) where the commissioner for oaths is a legal practitioner and he, his partner, or subject to paragraph (3), any fellow employee of his is, as a legal practitioner, acting for any person in connection with any transaction in relation to which the affidavit or statutory declaration is to be sworn or made.

(3) Nothing in sub paragraphs (b) and (c) of paragraph (2) operates to prevent a commissioner for oaths who is the Senior Magistrate or the Registrar of the Supreme Court administering an affidavit or statutory declaration where otherwise, by virtue of either or those subparagraphs, he would be precluded from administering it for either or both of the following reasons and for no other reason -

(a) Her Majesty in right of Her Government in the Falkland Islands, the Governor, the Attorney General, or any public officer in his official capacity is a party to the proceedings; or

(b) the intended deponent is in the employment of Her Majesty in right of Her Government in the Falkland Islands.

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

EXPLANATORY NOTE
(not part of the above Rules)

These Rules prescribe fees which may be taken on affidavits and statutory declarations administered by a commissioner for oaths. They also prohibit a commissioner for oaths administering an affidavit or statutory declaration in certain circumstances, set out in the Rules.

SUBSIDIARY LEGISLATION

AIRCRAFT AND AIRPORTS

Stanley Airport (Amendment) Regulations 1992

(S. R. O. No: 21 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into operation: on publication

IN EXERCISE of my powers under section 4 of the Stanley Airport (Regulations) Ordinance 1977(a) I make the following Regulations

1. These Regulations may be cited as the Stanley Airport (Amendment) Regulations 1992, shall come into force on publication but shall, on coming into force, be deemed to have had effect since 1st July 1992. *Citation and commencement.*
2. In these Regulations, "the principal Regulations" means the Stanley Airport Regulations 1978(b). *The principal regulations.*
3. Subparagraph (b) of paragraph 1 of Schedule B to the principal Regulations is amended by the addition, immediately after the words "£6.03 for every 0.5 tonnes or part thereof" (which (in relation to landing charges) appear therein in the right hand column under the heading "Charge") of the words "subject, in the case of an aircraft which is registered in the Falkland Islands, to a maximum charge of £10.00". *Amendment of the principal regulations.*

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

(a) No. 16 of 1977.

(b) No. 1 of 1978 (as amended by S. R. & O. No. 20 of 1991).

EXPLANATORY NOTE

(Not forming part of the above Regulations)

The effect of this Order is to impose an upper limit on landing charges at Stanley Airport made in respect of light aircraft (for this purpose those aircraft whose maximum take-off weight does not exceed 3.5 tonnes) registered in the Falkland Islands. Currently those charges are, in respect of those aircraft £6.03 for every 0.5 tonnes or part thereof (so that the maximum landing charge in respect of them is £42.01 (that for a light aircraft whose maximum take-off weight is over 3 tonnes but does not exceed 3.5 tonnes). The new maximum charge will be reached by a light aircraft the maximum take-off weight of which is over 0.5 tonnes: effectively, all light aircraft registered in the Falkland Islands.

SUBSIDIARY LEGISLATION

COURTS

Court Fees (Civil Cases) Rules 1949
(Revocation of Remaining Provisions) Rules 1992

(S. R. & O. No: 22 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into operation 1st October 1992

IN EXERCISE of my powers under section 69 of the Administration of Justice Ordinance(a) and of all other powers me enabling in that behalf, I make the following Rules -

1. These Rules may be cited as the Court Fees (Civil Cases) Rules 1949 (Revocation of Remaining Provisions) Rules 1992 and shall come into force on 1st October 1992. *Citation and Commencement.*
2. In these Rules "the Court Fees (Civil Cases) Rules 1949" means such of the Rules printed in volume II of the Laws of the Falkland Islands (1950 Edition) as amended up to and including 30th September 1992 (b) as remained in force on the date of the making of these Rules. *Interpretation.*
3. The Court Fees (Civil Cases) Rules 1949 are hereby revoked. *Revocation.*

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

(a) Cap. 3 Laws of the Falkland Islands 1950 Edition.

(b) The Rules were amended by No. 2 of 1955, No. 1 of 1960 and No. 3 of 1979.

EXPLANATORY NOTE
(not forming part of the above Order)

The Court Fees (Civil Cases) Rules have been replaced by the Civil Cases (Fees) Rules 1992 and the Court Fees (Family Proceedings) Rules 1992 (so far as relates to court fees), the Notaries Public Rules 1992 (so far as relates to fees of Notaries Public) and the Commissioners for Oaths Rules 1992 (so far as relates to fees of Commissioners for Oaths).

SUBSIDIARY LEGISLATION

ROAD TRAFFIC

Road Traffic (Increase of Fine) Order 1992

(S. R. & O. No: 23 of 1992)

Made: 1st October 1992

Published: 2nd October 1992

Coming into operation : on publication

IN EXERCISE of my powers under section 5(1) of the Criminal Justice Ordinance 1989(a) I make the following Order -

1. This Order may be cited as the Road Traffic (Increase of Fine) Order 1992. *Citation.*
2. Section 4(4) of the Road Traffic Ordinance(b) is amended by replacing the words "not exceeding fifty pounds" appearing therein by the words "not exceeding the maximum of Level 3 on the standard scale". *Increase of Fine.*
3. This Order shall not have effect in relation to any offence to which section 4(4) of the Road Traffic Ordinance(b) relates which was committed before the coming into operation of this Order. *Saving.*

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.

(a) No. 17 of 1989.

(b) Cap. 60 Laws of the Falkland Islands 1950 Edition.

EXPLANATORY NOTE
(not forming part of the above Order)

The effect of this Order is to increase the maximum fine in respect of the offence of failure to pay the annual tax upon a motor vehicle require to be taxed from £50 to £400.

SUBSIDIARY LEGISLATION

POST OFFICE

The Post Office (Amendment) Order 1992

(S. R. & O. No: 24 of 1992)

Made: 1st October 1992
Published: 2nd October 1992
Commencing: 1st January 1993

IN EXERCISE of my powers under section 4 of the Post Office Ordinance (a) I make the following Order -

1. This Order may be cited as the Post Office (Amendment) Order 1992 and comes into operation on 1st January 1993. *Citation and commencement.*

2. In this Order, "the principal Order" means the Post Office Order 1981 (b). *"The principal Order."*

- 3.(1) Article 10 of the principal Order is amended - *Amendment of principal Order.*
 - (a) in paragraph (1) -
 - (i) by replacing sub-paragraph (a) (which relates to the registration fee for inland mail) with "(a) Inland 35p";
 - (ii) by replacing sub-paragraph (b) (which relates to the registration fee for overseas mail) with "(b) Overseas 70p",

 - (b) in paragraph (2) -
 - (i) by replacing sub-paragraphs (a) and (b) (which relate to the fee for advice of delivery of a registered postal packet) with -
 - "(a) applied for at the time of posting 24p
 - (b) applied for after posting 36p".

 - (c) in subparagraph (4) -
 - (i) by replacing subparagraph (b) (which sets the maximum limit of compensation for the loss of an overseas registered postal packet) with "(b) overseas £15.00."

(a) No. Cap 52. Laws of the Falkland Islands 1950 Edition.

(b) No. 1 of 1981

(c) No. 27 of 1991

(2) The Schedules to this Order shall have effect as the First, Second and Third Schedules to the principal Order.

4. So much of the Post Office (Amendment) Order 1991 as has effect so as to replace the First, Second and Third Schedules to the principal Order shall cease to have effect on the commencement of this Order.

FIRST SCHEDULE

AIRMAIL RATES - To all countries

Letters	36p per 1/2 oz or part thereof.
Printed Papers	24p per 1/2 oz or part thereof.
Small Packets	24p per 1/2 oz or part thereof.
Postcards	31p per 1/2 oz or part thereof.
Aerogrammes. (Plain)	33p per 1/2 oz or part thereof.
Aerogrammes - Illustrated	46p per 1/2 oz or part thereof.

SECOND SCHEDULE

SURFACE MAIL RATES - To all countries

NOT OVER	LETTERS	PRINTED PAPERS	SMALL PACKETS
1 oz	30p	15p	-
4 oz	72p	33p	33p
8 oz	142p	62p	62p
1 lb	274p	110p	110p
2 lb	477p	184p	184p
4 lb	775p	257p	257p
Postcards	22p		
Literature for the blind	Free		

PARCELS A - To the United Kingdom only.

Not over 2 lb	£ 7.00
Not over 7 lb	£10.86
Not over 11 lb	£14.02
Not over 22 lb	£19.74

Not over 33 lb £26.48

Not over 44 lb £33.71

B Other Countries

Such postage rates as are notified by the postal authorities on enquiry at the Post Office counter.

THIRD SCHEDULE

INLAND RATES

NOT OVER	LETTERS	PRINTED PAPERS/SMALL PKTS
1 oz	15p	8p
4 oz	33p	16p
8 oz	67p	32p
1 lb	130p	62p
Postcards	10p	
Literature for the blind	Free	

PARCELS

NOT OVER

2 lb	65p
4 lb	£1.00
7 lb	£1.30
11 lb	£1.77
22 lb	£3.18

Made this 1st day of October 1992.

D. E. TATHAM,
Governor.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

27th OCTOBER 1992

No. 17

The following is published in this Supplement —

The Petroleum Survey Licences (Model Clauses) Regulations 1992 (S.R. & O. No. 25 of 1992);

SUBSIDIARY LEGISLATION

CONTINENTAL SHELF

Petroleum Survey Licences (Model Clauses) Regulations 1992

(S.R. & O. No. 25 of 1992)

Made: 27th October 1992

Published in the Gazette and coming into force: 27th October 1992

IN EXERCISE of my powers under section 7(1) of the Continental Shelf Ordinance 1991(a) I make the following Regulations :

1. These Regulations may be cited as the Petroleum Survey Licences (Model Clauses) Regulations 1992, shall come into force on publication in the Gazette and shall apply to Licences to explore for petroleum in any designated area of the continental shelf. *Citation, commencement and application.*

2. In these Regulations -

Interpretation.

(a) "continental shelf" and "designated area" have the same meanings as they have under section 2(1) of the Ordinance;

(b) "explore", in relation to petroleum, has the same meaning as it has in relation to any mineral under section 2(1) of the Ordinance;

(c) "model clause" has the meaning assigned to those words by regulation 3(1); and

(d) "petroleum" has the meaning assigned to that word in model clause 1(1) set out in the Schedule to these Regulations.

3.(1) Except to the extent that they are specifically excluded modified or varied by any provision of any Licence granted under section 4 of the Ordinance, the clauses set out in the Schedule to this Ordinance ("the model clauses") shall be deemed to be incorporated in every Licence granted under that section. *Model clauses.*

(2) These Regulations shall not be construed as in any way limiting the powers under the Ordinance to impose conditions on the grant of a Licence or subsequent to such grant.

4. Where any model clause modified or varied as may be is incorporated in a Licence by virtue of regulation 3, it shall have the same effect as if it were a condition imposed on the grant of the Licence which is set out verbatim in the Licence. *Model clauses to have effect as conditions.*

(a) No. 19 of 1991.

SCHEDULE
MODEL CLAUSES FOR PETROLEUM EXPLORATION LICENCES (regulation 3(1))

1.(1) In the following clauses the following expressions have the meanings hereby respectively assigned to them, that is to say - *Interpretation.*

"the Agent" means the person appointed by the Licensee pursuant to clause 22 of this Licence;

"the exploration area" means the area for the time being in which the Licensee may exercise the rights granted by this Licence;

"the Falkland Islands Government" means Her Majesty in right of Her Government in the Falkland Islands;

"the Falkland Islands Government's consultants" means the body specified in column 1 of Schedule 3 to this Licence;

"the Governor" means the Governor of the Falkland Islands for the time being and includes the person for the time being administering the government of the Falkland Islands;

"the High Court in England" includes any court or tribunal to which an appeal or further appeal lies in respect of an order or determination of the High Court in England;

"the Licensee" includes any permitted assign of the Licensee;

"the Ordinance" means the Continental Shelf Ordinance 1991 of the Falkland Islands;

"person" includes a company or other body corporate;

"petroleum" includes any mineral oil or relative hydrocarbon and natural gas existing in its natural condition in strata, but does not include coal or bituminous shales or other stratified deposits from which oil can be extracted by destructive distillation;

"the Secretary of State" means Her Majesty's Secretary of State for Foreign and Commonwealth Affairs;

"the specified data" has the meaning given in clause 17(1) of this Licence;

"the Supreme Court of the Falkland Islands" includes any court or tribunal to which an appeal or further appeal lies in respect of an order or determination of the Supreme Court of the Falkland Islands; and

"the United Kingdom Government" means Her Majesty in right of Her Government in the United Kingdom.

(2) Any obligations which are to be observed and performed by the Licensee shall at any time at which the Licensee is more than one person be joint and several obligations.

(3) If any word or expression used in any subsequent model clause is defined in the Ordinance or, if not so defined, is defined in the Interpretation and General Clauses Ordinance 1977 of the Falkland Islands and is not defined in paragraph (1) of this Clause, then that word or expression shall, unless the context otherwise requires, have the meaning it has under the Ordinance and, if it is not there defined, but it is defined in the Interpretation and General Clauses Ordinance 1977 of the Falkland Islands, it shall have the meaning it has under that Ordinance.

2.(1) This Licence is governed by the law of the Falkland Islands.

Governing law and jurisdiction.

(2) Save as is provided by paragraph (3) of this clause and clause 21(1) (arbitration) the Supreme Court of the Falkland Islands has sole and exclusive jurisdiction in relation to any dispute, difference or question arising between the Governor and the Licensee under or by virtue of this Licence or their respective rights and liabilities in respect of this Licence and the High Court in England has sole and exclusive jurisdiction in relation to any dispute difference or question arising between the Secretary of State and the Licensee as to any matter arising under or by virtue of this Licence or as to their respective rights and liabilities in respect thereof.

(3) In respect of any sum or sums owed by the Licensee under any provision of this Licence, the Governor or the Falkland Islands Government may bring proceedings in any court of competent jurisdiction in the country of the Licensee's place of incorporation or in the case of an individual his place of residence as well as or instead of in the Supreme Court of the Falkland Islands.

(4) The Licensee irrevocably submits itself to the jurisdiction of the Supreme Court of the Falkland Islands and to that of the High Court in England to the extent necessary for paragraph (2) of this clause to have full force and effect in accordance with its tenor.

3.(1) Such of the provisions of this Licence as impose an obligation upon the Licensee to or towards the Secretary of State or confer any right or power upon the Secretary of State enure for the benefit of the Secretary of State and are enforceable by him against the Licensee as if the Secretary of State were a party to this Licence and the relevant obligation of the Licensee had been entered into by the Licensee directly with the Secretary of State and as if he had given full consideration for that obligation.

Enforceability.

(2) Such of the provisions of this Licence as impose an obligation upon the Licensee to or towards the Falkland Islands Government enure for the benefit of the Falkland Islands Government as if it were a party to this Licence and the relevant obligation of the Licensee had been entered into by the Licensee directly with the Falkland Islands Government and as if it had given full consideration for that obligation.

(3) The obligations referred to in paragraphs (1) and (2) of this clause are also enforceable by the Governor as if those obligations had been obligations towards him entered into by the Licensee.

4. In consideration of the payments hereinafter provided for and the performance and observance by the Licensee of all the terms and conditions hereof, the Governor, in exercise of the powers conferred on him by the Ordinance and all powers in that behalf enabling him, hereby grants to the Licensee LICENCE AND LIBERTY in common with all other persons to whom the like right may have been granted or may hereafter be granted during the continuance of this Licence and subject to the provisions hereof to search for petroleum in the sea-bed and subsoil comprised in the areas defined in Schedule 1 to this Licence.

Right to search for hydrocarbons.

5.(1) The Licensee shall (if he has not already paid the same) forthwith pay to the Governor the sum specified in Schedule 2 to this Licence and shall pay the like sum to the Governor on every anniversary of the Licence while it continues to be in force and effect. *Licence fees.*

(2) The Licensee shall not by reason of determination of this Licence or of any reduction in the exploration area be entitled to be repaid or allowed any part of any sum payable to the Governor under paragraph (2) of this clause.

6.(1) The Licensee shall not assign this Licence or any of his rights under this Licence either in whole or in part without the prior consent of the Governor and of the Secretary of State. *Prohibition of assignment.*

(2) The Governor and Secretary of State in deciding whether to consent to an assignment of this Licence shall act, and each of them shall act, in his unfettered discretion and no appeal shall lie from any such decision to any court, tribunal or authority whatsoever and the question as to whether such consent is or is not reasonably withheld shall not in any manner be justiciable before any court, tribunal or authority whatsoever.

7.(1) For the purposes of clause 6 the Licence shall be deemed to have been assigned - *Significant change of ownership.*

(a) in the case of a Licensee who is a body corporate, if more than twenty-five per cent of the number or value -

(i) of the capital of the Licensee authorised or issued; or

(ii) of the capital of the Licensee issued to bearer,

is assigned to or transferred to or is held by any person who did not hold the same on the date borne by the Licence; or

(b) in the case of a Licensee who is not a body corporate, if any of the persons constituting the Licensee changes or his share of or interest in the Licence varies by more than fifteen per cent.

(2) Where more than one person constitutes the Licensee, paragraph (1) shall apply in respect of every such person as if he were the only person constituting the Licensee, and in such a case this paragraph shall have effect in respect of both a natural person and a body corporate who, together with any other person or persons, constitutes the Licensee.

8. The right to search for petroleum conferred by this Licence is a right to search or explore for it by - *Prospecting methods.*

(a) field observations, geological and geophysical investigations and the use of remote sensing techniques;

(b) the obtaining of any sample from the sea floor.

9. This Licence unless sooner determined under any of its provisions shall be and continue in force for the term of three years from the date of this Licence but may be extended for a further term of one year, if the Governor sees fit and the Licensee has at least three months before the expiry of the said term made a written request for its extension. *Term of Licence.*

10. Without prejudice to any obligation imposed by or incurred under the terms and conditions hereof the Licensee may at any time determine this Licence by giving to the Governor not less than six months' previous notice in writing to that effect.

Right of Licensee to determine Licence.

11. The Licensee shall not carry out any operations authorised by this Licence in or about the exploration area in such manner as to cause disruption of fishing operations, to interfere unjustifiably with navigation, to prejudice the conservation of the living resources of the fishing waters, or cause pollution or other damage to the marine environment contrary to internationally agreed rules and standards.

Fishing, navigation, pollution and environmental damage.

12.(1) The Licensee shall furnish to the Governor and to the Secretary of State on or before the fifteenth day of every third month in which this Licence is in force, reckoned by reference to the date of this Licence, a return in a form from time to time approved by the Governor of the progress of his operations in the exploration area. Such return shall include a statement of the areas in which any field observations, geological investigation or geophysical investigation or remote sensing technique has been performed undertaken or used.

Returns and information.

(2) The return shall be accompanied by a copy, in such form as may be required by the Governor, of the data or results obtained by the Licensee by reason of, or by reason of the analysis of, any observation, investigation or technique and obtained or received by the Licensee during the preceding three months, and whether in relation to observations, investigations or techniques undertaken during the preceding three months or earlier undertaken.

(3) The Licensee shall furnish to the Governor and to the Secretary of State -

(a) a copy of reports, analyses, or collection of data, prepared or collated by the Licensee by virtue of its operations under the Licence;

(b) such other information, including information in the form of maps and plans as the Governor may from time to time require.

13. Without prejudice to the Licensee's obligations under clause 12, the Licensee shall supply to the Governor, the Secretary of State and to the Hydrographic Department of the Ministry of Defence in the United Kingdom all bathymetric data or other hydrographic information the Licensee acquires in the course of its operations under this Licence.

Bathymetric data or other hydrographic information.

14.(1) It shall be sufficient compliance with the Licensee's obligations under clause 12 and 13 to furnish or supply to the Governor anything to which either of those clauses relate if the Licensee sends or delivers them to the Falkland Islands Government's consultants at the address and marked for the attention of the person or persons specified in the column 2 of Schedule 3 to this Licence, and unless the Licensee is notified by the Governor to the contrary it shall in that manner comply with those obligations.

Places to which returns and information bathymetric and other hydrocarbon information are to be sent.

(2) The Licensee shall furnish or supply everything to which the Licensee is obliged by clause 12 or by clause 13 to furnish or supply to the Secretary of State by sending it or delivering to such addressee at such address in the United Kingdom as the Secretary of State may from time to time notify to the Licensee.

(3) The Licensee shall supply everything which the Licensee is obliged by clause 13 to supply to the Hydrographic Department of the Ministry of Defence by sending or delivering it to such addressee at such address in the United Kingdom as the Governor may from time to time notify to the Licensee.

(4) Everything to which the preceding paragraphs of this clause relate -

- (a) shall be sent or delivered at the cost and risk in all respects of the Licensee;
- (b) shall be sufficiently and securely packaged; and
- (c) shall be adequately marked, labelled or indexed so as sufficiently to identify its nature or contents.

15.(1) If the Licensee shall during the course of his operations under this Licence acquire any samples of the sea-bed or of any stratum of the subsoil of the sea-bed or of any mineral, he shall correctly label and preserve the same for a period of five years. *Licensee to keep samples.*

(2) Any sample so preserved shall be kept at an address in the United Kingdom to be notified in writing by the Licensee to the Governor.

(3) The Licensee shall not dispose of any sample after the expiry of the said period of five years unless -

- (a) he has at least six months before the date of the disposal given notice in writing to the Governor of his intention to dispose of the sample; and
- (b) the Governor or the Secretary of State or any person authorised by either of them has not within the said period of six months informed the Licensee in writing that he wishes the sample to be delivered to him.

(4) Without prejudice to the preceding paragraphs of this clause, the Governor, the Secretary of State or any person authorised by either of them shall be entitled at any time -

- (a) to inform the Licensee in writing that he wishes part of any sample preserved by the Licensee to be delivered to him at an address in the United Kingdom; or
- (b) to inspect and analyse any sample preserved by the Licensee.

(5) The Licensee shall forthwith at its own cost comply with any request for the delivery of the whole or any part of any sample which is made in accordance with the preceding provisions of this clause.

16.(1) The Falkland Islands Government may, subject to paragraph (2) of this clause, at its own cost, produce for sale and distribution, and, if for sale, so that any revenue derived from sales is entirely for the benefit of the Falkland Islands Government, an interpretation report in relation to any data communicated by the Licensee under any preceding provision of this Licence. *Interpretation reports on behalf of the Falkland Islands Government.*

(2) If any interpretation report to which paragraph (1) of this clause relates is produced, it shall not without the prior consent of the Licensee contain illustrated examples of more than fifteen per cent of the total line lengths of the surveys undertaken by the Licensee, but this restriction shall cease to have effect at such time as clause 17(2) ceases to have effect so as to restrict the disclosure of any of the specified data referred to in clause 17(1).

(3) Nothing in clause 17 shall have effect so as to preclude or inhibit the exercise by the Falkland Islands Government of its rights under paragraphs (1) and (2) of this clause.

17.(1) For the purposes of this clause "the specified data" means all records, returns, plans, maps, samples, accounts and information which the Licensee is obliged under any provision of this Licence to furnish or supply to the Governor or to the Secretary of State.

Confidentiality of reports etc.

(2) The specified data shall not, except with the written consent of the Licensee, which shall not unreasonably be withheld, be disclosed to any person not in the service of or engaged by the Crown:

Provided that -

(a) the Governor shall be entitled at any time to make use of the specified data for the purpose of preparing and publishing such returns and reports as may be required by law;

(b) the Secretary of State shall be entitled at any time to make any use of the specified data -

(i) for any purpose for which the Governor may use it under (a) above; or

(ii) for any non-commercial purpose related to the international relations of the United Kingdom or the Falkland Islands as he sees fit;

(c) the Governor may at any time, under such conditions he may consider necessary to protect the commercial confidentiality of the information, disclose any of the specified data to any elected member of the Legislative Council of the Falkland Islands;

(d) the Governor or the Secretary of State may at any time, under such conditions as the Governor or the Secretary of State, as the case may be, may consider to be necessary to protect the commercial confidentiality of the information, disclose any of the specified data to -

(i) the British Geological Survey; and

(ii) the British Antarctic Survey;

(e) at the expiration of a period of five years (or such greater period as is specified in the Licence) from the date on which any particular item of specified data is received by the Governor that item of specified data may be published or disclosed by the Governor to any person;

(f) nothing in this paragraph applies so as to prohibit or inhibit the disclosure of anything to which clause 13 relates.

(3) In paragraph (2) of this clause, "person engaged by the Crown" includes any person engaged by the Crown to advise the Crown in relation to the presence or exploitability of any petroleum which is or may be present within the area or areas to which this Licence relates or as to the operations of the Licensee under this Licence.

18. Any person authorised by the Governor or by the Secretary of State may at all reasonable times inspect and make abstracts or copies at the cost of the Licensee of any records, returns, plans or maps which the Licensee is required to keep or make in accordance with the provisions of this Licence and, for the better fulfilment of the objects of this clause, the said records, returns, plans and maps shall be kept at an address in the United Kingdom to be notified in writing by the Licensee to the Governor and to the Secretary of State.

Power to inspect records.

19. The Licensee shall at all times keep -

Indemnity against third party claims.

(a) the Governor and the Falkland Islands Government; and

(b) the Secretary of State and the United Kingdom Government,

effectually indemnified against all actions, proceedings, costs, charges, claims and demands whatsoever which may be made or brought against any of them by any third party in relation to or in connection with the Licensee's operations under this Licence or any matter or thing done or purported to be done by the Licensee or any person on its behalf in pursuance of this Licence.

20.(1) Without prejudice to the generality of his powers under the Ordinance to revoke the Licence, it is specifically declared that if any of the events specified in the following paragraph shall occur then and in any such case the Governor may revoke this Licence and thereupon the same and all the rights hereby granted shall cease and determine but subject nevertheless and without prejudice to any obligation or liability incurred by the Licensee or imposed on him by or under the terms and conditions of this Licence.

Power of revocation.

(2) The events referred to in paragraph (1) of this Clause are -

(a) any consideration specified in Schedule 2 hereto or any part thereof being in arrear or unpaid for two months next after any of the days whereon the same ought to have been paid;

(b) any breach or non-observance by the Licensee of any of the terms and conditions of this Licence;

(c) the bankruptcy of the Licensee;

(d) the making by the Licensee of any arrangement or composition with its creditors;

(e) if the Licensee is a company or other body corporate, the appointment of a receiver or any liquidation whether compulsory or voluntary, or any equivalent event under the law of the country under which it is incorporated in the case of a body corporate which is not a company incorporated in any part of the United Kingdom or in the Falkland Islands.

(f) the Licensee ceasing to have its central management and control in the country it was on the date borne by this Licence;

and where two or more persons are the Licensee, any reference to the Licensee is a reference to any of those persons.

(3) For the purposes of paragraph (2) -

(a) the "central management" of the Licensee is in the place in which for the purposes of taxation of the profits of the Licensee the Licensee is to be regarded as being resident;

(b) "control" shall be construed in accordance with the provisions of subsections (2), (4) and (6) of section 416 of the Income and Corporation Taxes Act 1988 of the United Kingdom which, unless they would otherwise apply in respect of the Licensee, shall apply in respect of the Licensee for that purpose only.

21.(1) If at any time any dispute, difference or question shall arise between the Governor and the Licensee or the Secretary of State and the Licensee as to any matter arising under or by virtue of this Licence or as to their respective rights and liabilities in respect thereof then the same shall, except where it is expressly provided by this Licence that the matter or thing to which the same relates is to be determined, decided, approved or consented to by the Governor or the Secretary of State, be referred to arbitration as provided by the following paragraph.

Arbitration.

(2) The arbitration referred to in the foregoing paragraph shall be in accordance with the Arbitration Act 1950 by a single arbitrator who, in default of agreement between the Governor and the Licensee as to his appointment, shall be appointed by the Chief Justice of the Falkland Islands for the time being.

22. The Licensee appoints the person specified in paragraph 1 of Schedule 5 to this Licence as its agent for the purpose of service and receipt of service of all notices, notifications and proceedings whatsoever required to be or authorised to be served upon the Licensee under or in connection with this Licence, under the Ordinance or any of the provisions of this Licence but nothing in this paragraph shall preclude the same being served additionally or instead upon the Licensee in the manner provided by clause 24 of this Licence.

Appointment of Agent of Licensee.

(2) The Licensee shall not while any of the terms and conditions of this Licence remain in force revoke the appointment of the Agent nor shall any such revocation be effective unless at the same time the Licensee appoints another person resident in the Falkland Islands as its agent in place of the Agent and forthwith notifies that appointment to the Governor in writing whereupon the provisions of this paragraph and of paragraph (1) of this clause shall apply in relation to the person so appointed as if that person had been appointed under paragraph (1) of this clause.

23. Such of the provisions of this Licence as by their tenor are capable of surviving the expiration or sooner determination of this Licence shall, notwithstanding such expiration or sooner determination, remain in full force in effect and be enforceable in accordance with their terms.

Continuance in force of terms and conditions of this Licence.

24.(1) Notices and notifications to the Governor under the provisions of this Licence shall be sent or delivered to him at the address specified in relation to such notices and notifications in Schedule 5 to this Licence and shall additionally be sent or delivered in the like manner to the Attorney General, Falkland Islands Government, at the address specified in relation to him in that Schedule.

Notices.

(2) Notices or notifications to the Secretary of State shall be sent by the quickest available postal means or delivered to the Secretary of State addressed to him as follows : The Secretary of State, Foreign and Commonwealth Office, London SW1A 2AH.

(3) Notices to or notifications to the Agent under the provisions of this Licence shall be sent addressed to the Agent at the address specified in relation to the Agent in the said Schedule 5.

(4) Notices to or notifications to the Licensee under the provisions of this Licence to the Licensee shall be sent addressed to the Licensee at the address specified in relation to the Licensee in the said Schedule 5.

(5) Where any notice or notification is sent by telephonic facsimile transmission to any person under any of the foregoing paragraphs of this clause, a copy of it shall be sent on the same day to the same addressee by the quickest available postal means which copy shall be deemed to have been received on the day on which, in the ordinary course of the post, it would ordinarily have been received if sent by that postal means to the addressee in question on that day.

25.(1) This Licence represents the entire agreement of the parties as to its subject matter as at the date of this Licence. *Entire agreement.*

(2) No variation in the provisions of this Licence shall have effect unless it is in writing and is signed by the Governor.

26. The Schedules immediately following form part of this Licence and shall have effect for the purposes of this Licence. *Schedules.*

SCHEDULE 1

Areas to which the Licence extends

[To be specified by a sufficient description to appear here in the Licence]

SCHEDULE 2

Licence fees to be paid by the Licensee

Annually and on each anniversary of the date of this Licence while it continues in force and effect, the sum of £ *[To be completed in the Licence]* sterling.

SCHEDULE 3

Particulars as to the Falkland Islands Government's Consultants

[This Schedule is to be appropriately completed in the Licence]

(1) <i>Name of consultants</i>	(2) <i>Address of consultants and person or persons for attention of whom communications are to be marked</i>
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SCHEDULE 4

Seismic surveying and gravity and magnetic surveying work to be performed by the Licensee

PART II
Gravity and Magnetic Surveying work

[This is to be specified here in the Licence]

SCHEDULE 5

1. Agent appointed by the Licensee -

(a)
Name

(b)
Address

[To be completed appropriately in the Licence]

2. Address for notices and notifications to the Governor -

[To be completed appropriately in the Licence]

(and, if sent by telephonic facsimile transmission to (International Access Code + 500 where applicable) 27434

3. Address for notices and notifications to the Attorney General, Falkland Islands -

[To be completed appropriately in the Licence]

(and, if sent by telephonic facsimile transmission to (International Access Code + 500 where applicable) 27276

4. Address for notices and notifications to be sent to the Licensee -

[To be completed appropriately in the Licence]

Made this 27th day of October 1992.

D. E. TATHAM,
Governor.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

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No. 18

NOTICE

The following are published in this Supplement —

**The Double Taxation Relief Arrangement (United Kingdom) (Amendment) Order 1992
(S.R. & O. No. 10 of 1992);**

The Illegal Immigrants Order 1992 (S. R. & O. No. 26 of 1992).

SUBSIDIARY LEGISLATION

INCOME TAX

Double Taxation Relief Arrangement (United Kingdom)
(Amendment) Order 1992

(S. R. & O. No: 10 1992)

Made: 19th June 1992

Published: 9th November 1992

Coming into operation: see Article 2.

IN EXERCISE of my powers under section 49 of the Income Tax Ordinance(a) I make the following Order -

1. This Order may be cited as the Double Taxation Relief Arrangement (United Kingdom) (Amendment) Order 1992.

2.(1) This Order shall come into force on such date as is notified in the Gazette by Notice signed by the Commissioner of Income Tax as being the date on which the Supplementary Arrangement came into operation in accordance with the provisions of paragraph 2 of that Supplementary Arrangement.

(2) The Notice provided for by paragraph (1) of this Article shall be published in the Gazette, but it is expressly declared for the sake of avoidance of doubt that the coming into force of the Supplementary Arrangement shall be the date specified in that Notice and shall not be governed by the date of such publication of that Notice and that the Supplementary Arrangement shall, when it comes into force, have retrospective effect in the Falkland Islands in accordance with its terms.

3. When this Order comes into force in accordance with Article 2 of this Order, paragraph 2 of the Double Taxation Relief (United Kingdom) Order 1984 shall have effect with such modifications as are necessary so as to give effect to the Supplementary Arrangement.

4. In this Order "the Supplementary Arrangement" means the Supplementary Arrangement Amending the Arrangement between The Government of the United Kingdom and Great Britain 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 and Capital Gains the text of which is set out in the Schedule to this Order.

(a) Cap 32. Laws of the Falkland Islands 1950 Edition.

SCHEDULE

(Article 4)

Text of the Supplementary Arrangement

The Government of the United Kingdom and Great Britain and Northern Ireland and the Government of the Falkland Islands;

Desiring to amend the Arrangement for the avoidance of double taxation and the prevention of fiscal evasion with respect to taxes on income and capital gains (hereinafter referred to as "the Arrangement");

Have agreed as follows :

1. The Arrangement shall be amended by the substitution for sub-paragraph (2) of Paragraph 26 of the following new sub-paragraph -

"(2) For the purposes of sub-paragraph (1) of this Paragraph, the term "the Falkland Islands tax payable" shall be deemed to include any amount which would have been payable as Falkland Islands tax for any year but for an exemption or reduction of tax granted for that year or any part thereof under -

(a) Section 3 of the Taxes and Duties (Special Exemptions) Ordinance 1987 so far as this provision was in force on, and has not been modified since, the date of entry into force of the Supplementary Arrangement to this Arrangement, or has been modified only in minor respects so as not to affect its general character; or

(b) any other provision which may subsequently be made granting an exemption or reduction of tax which is agreed by the competent authorities of the territories to be of a substantially similar character, if it has not been modified thereafter or has been modified only in minor respects so as not to affect its general character.

Provided that relief from United Kingdom tax shall not be given by virtue of this paragraph in respect of income from any source if the income arises in a period starting more than ten years after the exemption from, or reduction of, Falkland Islands tax was first granted in respect of that source".

2. Each of the territories shall notify to the other through diplomatic channels the completion of the procedures required by its law for the bringing into force of this Supplementary Arrangement. This Supplementary Arrangement shall enter into force on the date of the later of these notifications and shall thereupon have effect :

(a) in the United Kingdom;

(i) in respect of income tax and capital gains tax, for any year of assessment beginning on or after 6 April 1987;

(ii) in respect of corporation tax, for any financial year beginning on or after 1 April 1987; and

(b) in the Falkland Islands :

in respect of income tax for any year of assessment beginning on or after 1 January 1987.

3. Notwithstanding paragraph 2 of this Supplementary Arrangement, where any greater relief from tax would have been afforded by any provision of the Arrangement than is due under the Arrangement as amended by this Supplementary Arrangement, any such provision as aforesaid shall continue to have effect in the United Kingdom for any year of assessment or financial year beginning before the entry into force of this Supplementary Arrangement, and in the Falkland Islands for any year of assessment beginning before the entry into force of this Supplementary Arrangement.

Made this 19th day of June 1992.

W. H. FULLERTON,
Governor.

EXPLANATORY NOTE
(Not forming part of the Order)

This Order in effect provides for the existing Double Taxation Relief arrangements between the United Kingdom and the Falkland Islands to be extended so as to take into account the tax exemptions provided for by section 3 of the Taxes and Duties (Special Exemptions) Ordinance 1987.

SUBSIDIARY LEGISLATION

IMMIGRATION

Illegal Immigrants Order 1992

(S. R. & O. No: 26 1992)

Made: 3rd November 1992

Published: 9th November 1992

Coming into force: on publication in the Gazette

IN EXERCISE of my powers under section 25 of the Immigration Ordinance 1987(a), I make the following Order -

1. This Order may be cited as the Illegal Immigrants Order 1992.

Citation.

2. In this Order,

Interpretation.

"appropriate country" means -

(a) any country of which the illegal immigrant in question is a citizen and which the illegal immigrant has the right by virtue of his citizenship to enter and remain; and

(b) any other country appearing to the principal immigration officer to be one in respect of which the illegal immigrant has a right to enter and remain;

"illegal immigrant" means a person in relation to whom all of the following apply -

(a) his last entry into the Falkland Islands was not authorised pursuant to a permit granted under the Ordinance;

(b) no such permit granted or other event since his last entry has at any time authorised his continued presence in the Falkland Islands;

(c) he is not a person who belongs to the Falkland Islands for the purposes of chapter 1 of the Constitution;

(d) he is not married to a person who belongs to the Falkland Islands for the purposes of the Constitution;

(e) he is not a person whom the Governor has directed shall be granted asylum as a refugee;

(a) No. 15 of 1987.

(f) he is not a person who has requested the grant of asylum as a refugee whose such request has not finally been decided upon by the Governor; and

(g) he is not a person who the Governor has certified to be a person who has a right for the time being to remain in the Falkland Islands pursuant to any treaty or convention applicable to the Falkland Islands.

3.(1) Any immigration officer and any police officer may arrest without a warrant any person whom he reasonably believes to be an illegal immigrant.

*Arrest and detention
of illegal immigrants.*

(2) On arresting a person under paragraph (1) the arrester or some other immigration officer or police officer shall convey him to Stanley police station.

(3) On arrival at Stanley police station the arrested person may be detained there for such period of time not exceeding six hours as is reasonably necessary for the inquiries required by paragraph (4) to be completed.

(4) The arrival of a person arrested under paragraph (1) at Stanley police station shall forthwith be reported to the principal immigration officer who shall then immediately make such inquiries as may be necessary to establish whether or not the person arrested is an illegal immigrant and if as a result of those enquiries he is not satisfied that that person is an illegal immigrant, that person shall be released forthwith.

(5) Subject to Article 4, a person who is not entitled to be released under paragraph (4) may, be detained at Stanley police station or any other place the principal immigration officer may consider to be a fit and suitable place until such time as he is expelled from the Falkland Islands pursuant to this Order and nothing in the Criminal Justice Ordinance 1989 as to review of his detention shall apply to him while he is detained under this paragraph.

(6) A person detained under paragraph (4) or (5) shall be permitted -

(a) to communicate privately in person or by telephone with a legal practitioner and with any consul or consular official of any country of which he is a citizen;

(b) to have some person who might be expected to take an interest in his welfare to be informed as soon as possible that he has been detained and as to his whereabouts while so detained;

(c) to send, at his own cost, and to receive, correspondence.

4. If any person detained under Article 3 claims to be a refugee the principal immigration officer shall as soon as reasonably practicable inform the Governor of that fact and shall act in accordance with such instructions as the Governor, acting in his discretion, may thereafter give to him.

Refugees.

5. (1) Subject to Article 4, a person detained under Article 3(4) shall be expelled from the Falkland Islands in accordance with this Article as soon as conveniently possible, provided that he shall not be expelled -

*Expulsion of illegal
immigrants.*

(a) while any criminal proceedings before any court in the Falkland Islands against him have not been determined or brought to an end; or

(b) if any request for his extradition has been received and remains undisposed of; or

(c) if he is granted any permit under the Ordinance entitling him to remain in the Falkland Islands.

(2) The principal immigration officer may require the master or person in charge of any ship or the commander of any aircraft appearing to him to be about to proceed to a destination in an appropriate country ("the person required") to convey any person detained under Article 3(5) to that destination aboard that ship or aircraft but he shall not do so unless he has paid or tendered to the person required or to the agent of the owner or charterer of the ship or aircraft the reasonable cost of the detained person's carriage accommodation and food while in voyage or flight from the Falkland Islands to that destination.

(3) The person required shall carry to the destination specified any person whom he has been required to carry under paragraph (2) unless he satisfies the principal immigration officer that he cannot for reasons of safety of the ship or aircraft or of persons aboard that ship or aircraft to do so.

(4) If the person required refuses, except as provided by paragraph (3) to comply with a requirement under paragraph (2), he and the owner and other charterer of the ship or aircraft concerned commits an offence and is liable on conviction of that offence to imprisonment for a period not exceeding three months or to a fine not exceeding £1000 or both.

(5) A police officer may arrest without warrant a person whom he reasonably believes to have committed an offence under paragraph (4).

6. A person who is to be expelled under Article 5 may be conveyed to the ship or aircraft concerned in the custody of any immigration officer or police officer and such force may be used by an immigration officer or police officer to compel him to leave aboard that ship or aircraft as may be reasonably necessary.

Made this 3rd day of November 1992.

D. E. TATHAM,
Governor.

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**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

10th NOVEMBER 1992

No. 19

NOTICE

The following are published in this Supplement —

The Electoral (Amendment) Bill 1992;

The Interpretation and General Clauses (Amendment) Bill 1992.

The Electoral (Amendment) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Amendment of Electoral Ordinance 1988.

SCHEDULE : Amendment of Electoral Ordinance 1988.

A Bill for An Ordinance To amend the Electoral Ordinance 1988.

- | | |
|--|--|
| 1. This Ordinance may be cited as the Electoral (Amendment) Ordinance 1992. | <i>Short title.</i> |
| 2. The Electoral Ordinance 1988 is amended in the manner mentioned in the Schedule hereto. | <i>Amendment of Electoral Ordinance 1988 (No. 21 of 1988).</i> |

SCHEDULE (section 2)

Amendment of Electoral Ordinance 1988.

The Ordinance is amended by inserting the following section immediately after section 59 -

"59A (1) The Governor may by regulations under this section make provision as to voting by persons who are inmates of or members of the staff of any institution and who are entitled to vote at an election to which this Ordinance relates.

(2) For the purposes of this section "institution" means the King Edward VII Memorial Hospital Stanley and the Jack Hayward Housing Stanley.

(3) Regulations under this section may make such incidental and consequential provision as the Governor considers necessary in relation to voting by persons who are inmates or members of the staff of an institution.

(4) Nothing in section 55 applies to a voter who votes pursuant to regulations under this section.

(5) Section 105 does not apply in relation to a ballot box used for the purpose of voting in accordance with regulations made under this section, but such regulations shall contain provisions which appear to the Governor to fulfil the purposes of that section.

(6) Section 112(2) does not apply in respect of voting under regulations made under this section in so far as it requires a voter to proceed into a voting compartment, section 112(3) does not apply to voting under such regulations in so far as it might require a voter to leave the place in which he has voted, and the other provisions of section 112(2) may be excluded or modified as may be provided by such regulations in relation to voting thereunder.

(7) The presiding officer shall permit at the request of a voter who is an inmate of an institution who votes pursuant to regulations under this section to vote with the assistance of any person present the voter chooses, and section 114 shall not apply.

(8) In relation to voting under regulations under this section, section 118 shall apply subject to such modifications as are specified in those regulations."

4

Interpretation and General Clauses (Amendment) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Clause

1. Short title.
2. Amendment of Interpretation and General Clauses Ordinance 1977.

SCHEDULE

A Bill

for

An Ordinance

To amend the Interpretation and General Clauses Ordinance 1977.

BE IT ENACTED by the Legislation of the Falkland Islands as follows -

1. This Ordinance may be cited as the Interpretation and General Clauses (Amendment) Ordinance 1992. *Short title.*
2. The Interpretation and General Clauses Ordinance 1977 is amended in the manner indicated in the Schedule hereto. *Amendment of Interpretation and General Clauses Ordinance 1977.*

SCHEDULE

(section 2)

1. In section 3 -

(a) in the definition of "justice" and "justice of the peace" omit the words "either by the Governor or under any Ordinance";

(b) immediately after the definition of "public holiday" add the following definition:

"public notice board in Stanley" means the notice board in the foyer of The Secretariat, Thatcher Drive Stanley;"

2. For section 76 substitute the following -

"(1) An imperial enactment shall be judicially noticed.

(2) An imperial enactment which applies to the Falkland Islands by virtue of its own provisions or those of another law of the United Kingdom shall be read and construed in accordance with the Interpretation Act 1978 or other interpretation statute applicable thereto under the law of the United Kingdom.

(3) The remaining provisions of this section shall have effect only in relation to adopted imperial enactments (that is to say, imperial enactments which apply in the Falkland Islands by virtue of a provision of any written law of the Falkland Islands and which would not otherwise apply in the Falkland Islands).

(4) Subject to subsection (5), every adopted imperial enactment shall in so far as the context permits be read with the modifications required by this subsection namely, such modifications as to names, designations, localities, courts, public bodies, officers, persons, moneys or penalties as are specified in the Schedule to this Ordinance and, in so far as not so specified, otherwise as may be necessary to render the same applicable to the circumstances of the Falkland Islands.

(5) Where by any written law of the Falkland Islands, other than subsection (4) of this section, any adopted imperial enactment is to be read with such modifications as are specified in that written law, that written law shall have effect in relation to that enactment subject thereto and in so far as that written law does not make provision for modification of any thing to which subsection (4) would otherwise apply, subsection (4) shall have effect in relation to that enactment.

(6) The Governor may by Order add to, delete from or in any other way amend the list of modifications set out in the Schedule".

3. For section 78, substitute the following section -

"(1) A reference in any written law of the Falkland Islands to any imperial enactment or to any provision, part or division thereof shall be construed as a reference to the same as it may from time to time be amended (provided that the enactment, provision, part or division referred to is not wholly repealed without being replaced), and as a reference to any imperial enactment or to any provision, part or division of any imperial enactment substituted therefor.

(2) Without prejudice to subsection (1), a reference in any written law of the Falkland Islands to an imperial enactment shall be construed as extending to any later imperial enactment which

(a) modifies or augments that earlier imperial enactment or any other imperial enactment which amends or is substituted for that enactment;

(b) amends or is substituted for any imperial enactment applying by virtue of paragraph (a).

(3) In the following provisions of this section -

"replaced imperial enactment" means an imperial enactment, provision, part or division thereof in relation which is replaced in the law of the Falkland Islands by the operation of subsection (1);

"new imperial enactment" means an imperial enactment, provision, part or division thereof which, under the provisions of subsection (1) is to have effect in the Falkland Islands in place of the replaced imperial enactment.

(4) The substitution under subsection (1) of a new imperial enactment for a replaced imperial enactment does not affect the continuity of the law.

(5) Anything done or having effect as if done under or for the purposes of a provision of a replaced imperial enactment has effect, if it could have been done under or for the purposes of the corresponding provision of the new imperial enactment, as if done under or for the purposes of that corresponding provision.

(6) Any reference, whether express or implied, in a new imperial enactment is to be read, in relation to the times, circumstances or purposes in relation to which the corresponding provision of the replaced imperial enactment had effect and so far as the nature of the reference permits, as including a reference to that corresponding provision."

4. Insert, after section 78 the following section -

"78A (1) In this section "indirectly adopted imperial enactment" means an imperial enactment which applies in the Falkland Islands only by virtue of section 78 or 81A or both of those sections.

Order affecting adopted imperial enactment.

(2) The Governor may by Order declare that any indirectly adopted enactment shall, so far as concerns the Falkland Islands, be deemed never to have been enacted and where such an Order is made any other imperial enactment which, but for the enactment or commencement (whichever in the circumstances of the case is appropriate) of the indirectly adopted enactment would have continued to apply in the Falkland Islands shall continue to apply in the Falkland Islands as if the indirectly adopted enactment the subject of the Order had never been enacted or commenced (as the case may be) and so that the continuity of the law of the Falkland Islands is not thereby affected.

(3) Unless an Order under subsection (1) specifies to the contrary, it has effect retrospective to the date of enactment of the indirectly adopted imperial enactment to which it relates, provided that the Order shall not have retrospective effect so as -

(a) to render any act or omission unlawful which would have been lawful if the Order had not had retrospective effect;

(b) to render any person guilty of an offence or liable to greater or more severe punishment in respect of an offence to which he would not have been guilty or liable if the Order had not had retrospective effect; or

(c) to render any person liable to pay by way of damages or compensation any sum or any greater sum than that which he would have been liable to pay if the Order had not had retrospective effect.

(4) The Governor may by Order declare that any indirectly adopted imperial enactment which applies in the Falkland Islands shall be deemed always to have so applied subject to the modifications stated in that Order but the provisos stated in subsection (3) in relation to an Order under subsection (1) shall have effect equally in relation to an Order under this subsection."

5. Sections 81C, 82(3), 84 and 94 are repealed.

6. Delete paragraphs (1), (6) and (10) of the existing Schedule qualification and delete paragraphs (2) and (5) without prejudice to the application of Acts referred to therein under any other written law of the Falkland Islands.

7. Insert, immediately before that Schedule the following Schedule -

"SCHEDULE 1**(section 76(4))**

In so far as the context permits, and subject to section 76 (5), in the interpretation of any adopted imperial enactment in the Falkland Islands, the word or phrase appearing in the first column of this Schedule shall be replaced or dealt with according to the word, phrase or instructions appearing in the second column.

Word or phrase in imperial enactment	Modification
Attorney General	Attorney General of the Falkland Islands
Byelaws	Regulations
Commencement of an Act	Coming into force of the Act in the Falkland Islands
Constable	Police Officer
County Court	Magistrate's Court
The Crown	The Crown in virtue of its Government in the Falkland Islands
Crown Court	Magistrate's Court
Director of Public Prosecutions	Attorney General of the Falkland Islands
England, and England together with any other named part of the the British Isles (but not in relationship to citizenship)	Falkland Islands
Felony	Offence
Great Britain (but not in relation to citizenship)	Falkland Islands
Hard Labour	All references shall be omitted
Her Majesty's Stationery Office	Government Printer
High Court	Supreme Court
Ireland, Isle of Man, Guernsey, Jersey, Northern Ireland, Scotland	All provisions applicable exclusively to these jurisdictions shall be omitted
Magistrates' Court	Magistrate's Court or Summary Court
Minister, Secretary of State	Governor

Misdemeanour	Offence
Officer of Customs and Excise	Customs Officer
Parliament	Legislative Council
Penal servitude	Imprisonment
Police Magistrate	Magistrate's Court
Principal Probate Registry	Registry of the Supreme Court
Qualified Medical Practitioner	Government Medical Officer
Solicitor General	Attorney General of the Falkland Islands
Treasury	Financial Secretary
United Kingdom (but not in relation to citizenship)	Falkland Islands"



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

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Vol. 3

11th NOVEMBER 1992

No. 20

STATUTORY INSTRUMENTS

1992 No. 1298

INTERNATIONAL IMMUNITIES AND PRIVILEGES

The Arms Control and Disarmament (Privileges and Immunities) Act 1988 (Overseas Territories) Order 1992

Made - - - - - 4th June 1992

Coming into force 1st July 1992

At the Court at Buckingham Palace, the 4th day of June 1992

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers conferred on Her by section 2(3) of Arms Control and Disarmament (Privileges and Immunities) Act 1988^(a) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

^(a) 1988 c.2.

1. This Order may be cited as the Arms Control and Disarmament (Privileges and Immunities) Act 1988 (Overseas Territories) Order 1992. It shall come into force on 1st July 1992.

2. Section 1(2)–(4) of the Arms Control and Disarmament (Privileges and Immunities) Act 1988 shall extend to the Territories listed in the Schedule to this Order, subject to the following modifications:

- (a) in section 1(2) as so extended the words “ but no such Order shall be made unless a draft of it has been laid before and approved by a resolution of each House of Parliament ” shall be deleted; and
- (b) in section 1(3) as so extended the words “ the Secretary of State ” shall be deleted and replaced by the words “ the Governor ”.

3. For the purposes of construing the said Act as so extended as part of the law of any Territory to which it extends, “ the Governor ” means the officer for the time being administering the government of that Territory.

G. I. de Deney
Clerk of the Privy Council

SCHEDULE

Article 2

TERRITORIES TO WHICH THE ORDER EXTENDS

Anguilla
Bermuda
British Antarctic Territory
British Indian Ocean Territory
Cayman Islands
Falkland Islands
Gibraltar
Hong Kong
Montserrat
Pitcairn, Henderson, Ducie and Oeno Islands
St Helena and Dependencies
South Georgia and the South Sandwich Islands
Sovereign Base Areas of Akrotiri and Dhekelia
Turks and Caicos Islands
Virgin Islands

EXPLANATORY NOTE

(This note is not part of the Order)

This Order extends the provisions of section 1(2) to (4) of the Arms Control and Disarmament (Privileges and Immunities) Act 1988, subject to specified modifications, to the Territories listed in the Schedule.



**THE
FALKLAND ISLANDS GAZETTE
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12th NOVEMBER 1992

No. 21

NOTICE

The following is published in this Supplement —

The Harbours (Amendment) Bill 1992.

The Harbours (Amendment) Bill 1992

(No: of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title and commencement.
2. Amendment of Harbours Ordinance (Cap. 30).

**A Bill
for
An Ordinance**

To amend the Harbours Ordinance

BE IT ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Harbours (Amendment) Ordinance 1992 and comes into operation on 1st July 1992. *Short title and commencement.*
2. The Harbours Ordinance is amended by inserting the following section immediately after section 11 - *Amendment of Harbours Ordinance (Cap. 30).*
 - "11A.(1) Subject to this section, no person shall within any harbour provide to another any diving services unless he is licensed under this section so to do. *Provision of diving services in harbours.*
 - (2) This section does not -
 - (a) have effect so as to prohibit any person who is a member of the crew of any vessel providing, in the course of that employment, any diving services in relation to that vessel and no other; or
 - (b) apply in respect of diving services supplied to any ship belonging to Her Majesty.
 - (3) Subject to subsection (4), the Governor may grant to any person a licence subject to such conditions as the Governor thinks fit to provide diving services within all harbours or such harbour or harbours and for such period as the licence shall specify.
 - (4) The Governor shall not -
 - (a) grant a licence to any person under subsection (3) unless he is satisfied that that person is competent to provide diving services;
 - (b) grant a licence under subsection (3) to any person who is not a person ordinarily resident in the Falkland Islands or a company controlled by a person or persons so resident unless he is satisfied that the need for diving services within the harbour or harbours to which the licence relates would not otherwise reasonably be satisfied.

(5) Without prejudice to the generality of subsection (3), conditions contained or referred to in a licence granted thereunder may include conditions related to the safety of diving operations carried out under the authority of such a licence and as to the health and safety of persons engaged therein.

(6) The Governor may make regulations as to any matter in relation to which under subsection (5) he is stated to have power to impose conditions on the grant of a licence under subsection (3), and any such regulations may provide that a contravention of any provision of those regulations specified therein for that purpose shall constitute an offence punishable on conviction by a fine of such amount not exceeding the maximum of level 4 on the standard scale as is specified in such regulations in relation to that offence.

(7) A licence granted under subsection (3) may be revoked by the Governor -

- (a) if the licensee contravenes any condition contained or referred to in the licence; or
- (b) if the licensee is convicted of an offence under regulations made under subsection (6).

(7) A person who contravenes subsection (1) commits an offence and is liable on conviction to a fine not exceeding £5,000."

OBJECTS AND REASONS

To control the provision of diving services within harbours.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

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Vol. 3

20th NOVEMBER 1992

No. 22

NOTICE

The following is published in this Supplement —

The Court Rules (Corrections) Order 1992 (S.R. & O. No. 27 of 1992).

SUBSIDIARY LEGISLATION

COURTS

Court Rules (Corrections) Order 1992

(S. R. & O. No. 27 1992)

Made: 19th November 1992

Published: 20th November 1992

Coming into force: on publication as above

IN EXERCISE of my powers under section 101(1) of the Interpretation and General Clauses Ordinance 1977(a) I make the following Order -

1. This Order may be cited as the Court Rules (Corrections) Order 1992. *Citation.*
2. The clerical errors in the various Rules specified in the Schedule to this Order are corrected in the manner there set out. *Corrections.*

SCHEDULE

Matrimonial Causes (Contents of Petition) Rules 1992(b)

Error

In the Schedule there are two subparagraphs 1(d)

Corrections

The second subparagraph 1(d) is corrected so as to become 1(e) and the existing subparagraphs 1(e) to 1(n) (inclusive) are corrected to become 1(f) to 1(o) inclusive.

Civil Cases (Fees) Rules 1992(c)

Error

In Schedule 1 (Table) Fee 3 item (vii), the words "order his"

Correction

Replace "order his" with "order nisi".

(a) No. 14 of 1977.

(b) S R & O No. 16 of 1992.

(c) S R & O No. 17 of 1992.

Court Fees (Family Proceedings) Rules 1992(d)***Error***

Amount of fee payable on application for injunction ancillary to any cause (Fee No. 2) reads "£15".

Correction

Correct to "£25" (the comparable fee under the Civil Cases (Fees) Rules 1992(c) for such an application).

Made this 19th day of November 1992.

D. G. LANG,
Attorney General.



THE FALKLAND ISLANDS GAZETTE Supplement

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1st DECEMBER 1992

No. 23

NOTICE

The following is published in this Supplement —

The Harbours (Amendment) Regulations (S. R. & O. No. 28 of 1992).

SUBSIDIARY LEGISLATION

HARBOURS

Harbours (Amendment) Regulations 1992

(S.R. & O. No: 28 of 1992)

Made: 24th November 1992

Published: 1st December 1992

Coming into force: on publication in the Gazette

IN EXERCISE of my powers under section 3 of the Harbour Ordinance(a) and of all other powers me enabling in that behalf, I make the following Regulations -

1. These Regulations may be cited as the Harbour (Amendment) Regulations 1992, come into force on publication in the Gazette, but shall be deemed to have had effect on and after 1st October 1992. *Citation and Commencement.*
2. Schedule III to the Harbour Regulations(b) is amended as specified in the schedule to these Regulations.

SCHEDULE

1. In subsequent paragraphs of this schedule, "the schedule" means Schedule III to the Harbour Regulations.
2. Paragraph 1(1) of the schedule is amended by replacing "Vessels of 15 tons and up to 50 tons 150" with -
 - " Vessels of 15 tons and up to 30 tons £75.
 - Vessels of 30 tons and up to 50 tons £150.
3. Paragraph 1(3) of the schedule is amended by adding to it the following words -

"but where the vessel falls within the scope of subparagraph (4) or (5) of this paragraph the dues payable under that subparagraph shall, if lower, apply to it instead of those payable under this subparagraph".
4. The following subparagraphs are added to paragraph 1 to the schedule -
 - " (4) This subparagraph applies to any vessel which is -
 - (a) registered in the Port Stanley register of ships;

(a) Cap. 30

(b) Vol II Laws of the Falkland Islands 1950 Edition, as amended by No. 5 of 1968, No. 3 of 1977 and S R & O 29 of 1989.

(b) a vessel as to which the Harbour Master is satisfied -

(i) that it is not in use for the purpose for which it is generally intended to be used or for any other commercial or revenue - earning purpose and will not be so used for a period of not less than fifteen days following the application to it of this subparagraph; and

(ii) that it is a vessel which, following its last preceding entry into the harbour, has incurred fees under subparagraphs (1) and (3) in respect of at least five days' presence in the harbour prior to the application to it of this subparagraph; and

(iii) that the arrangements made at the expense of the owners or charterers of the vessel for its safekeeping, the safety of navigation and of the harbour are sufficient; and

(c) is moored at the Camber or at FIPASS or some other position approved by the Harbour Master,

and while this subparagraph applies to a vessel, dues of £50 a day (if less than those payable under subparagraph (3)) shall be paid in respect of each day of the first 90 days (or such longer period as the Harbour Master may agree in writing) that this subparagraph applies to it on the occasion in question but thereafter there shall be payable in respect of the vessel such dues as would, apart from this subparagraph, be payable.

(5) This subparagraph applies to any vessel which is not registered upon the Port Stanley register of ships -

(a) as to which the Harbour Master is satisfied -

(i) that it is not in use for the purpose for which it is generally intended to be used or for any commercial or revenue - earning purpose and will not be so used for a period of not less than fifteen days following the application to it of this subparagraph; and

(ii) that it is a vessel which, following its last preceding entry into the harbour, has incurred fees under subparagraphs (1) and (3) in respect of at least five days' presence in the harbour prior to the application to it of this subparagraph; and

(iii) that the arrangements made at the expense of the owners or charterers of the vessel for its safekeeping, the safety of navigation and of the harbour are sufficient; and

(b) is moored at the Camber or at FIPASS or some other position approved by the Harbour Master,

and while this subparagraph applies to a vessel, dues of £75 a day (if less than those specified under subparagraph (3)) shall be paid in respect of each day of the first 90 days (or such longer period as the Harbour Master may agree in writing) that this subparagraph applies to it on the occasion in question but thereafter there shall be payable in respect of the vessel such dues as apart from this paragraph would be payable.

(6) In this paragraph -

"tons" means net registered tons.

"yacht" means a vessel -

- (a) the principal means of propulsion of which is the use of sails; and
 - (b) which is designed and constructed so as primarily to be used for personal pleasure,
- and does not include any other vessel described as a "yacht".

Made this 24th day of November 1992.

D. E. TATHAM,
Governor.



THE
FALKLAND ISLANDS GAZETTE
Supplement

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9th DECEMBER 1992

No. 24

NOTICE

The following are published in this Supplement —

- The Family Allowances (Amendment) Ordinance 1992 (No. 12 of 1992);**
- The Lotteries (Amendment) Ordinance 1992 (No. 13 of 1992);**
- The Licensing (Amendment) Ordinance 1992 (No. 14 of 1992);**
- The Harbours (Amendment) Ordinance 1992 (No. 15 of 1992);**
- The Electoral (Amendment) Ordinance 1992 (No. 16 of 1992);**
- The Interpretation and General Clauses (Amendment) Ordinance 1992 (No. 17 of 1992).**

NOTICE

Some copies of Supplement 10 to Volume 3 of the Gazette (published 10th July 1992) omitted pages 34 (containing part of section 3 of the Marine Mammals Ordinance 1992), 44 and 69 (containing parts of Schedule 1 of the Criminal Law (Amendment) Ordinance 1992), and page 79 (containing part of Schedule 2 of the Criminal Law (Amendment) Ordinance 1992). Copies of the omitted pages are printed on the pages immediately following this notice.

(c) to use on land within the Falkland Islands or within Falkland Islands waters any explosive in such manner as, in all the circumstances of the case, is likely to cause harm to any marine mammal; or

(d) to use within Falkland Islands waters, any net, trawl line or hook of a type or length prescribed for the purposes of this paragraph by regulations made under section 4, in any manner prohibited by such regulations.

(2) Nothing in subsection (1) prohibits -

(a) any person doing anything reasonably done with the intent of relieving or preventing suffering by the marine mammal to which that thing is done;

(b) any person doing anything reasonably done with the intent of preserving the life of or preventing injury to the person doing that thing or any other person,

but, in a prosecution for an offence under subsection (3), it is for the person doing that thing to prove on the balance of probabilities that it was done with one or other of the intents mentioned in (a) and (b) and that it was reasonably done with the intent in question.

(3) A person who contravenes subsection (1) is liable if he be not a body corporate to a fine of an amount not exceeding £10,000 or to imprisonment for a period not exceeding twelve months, but if a body corporate to a fine of an amount not exceeding £250,000.

(4) Where an offence under subsection (3) has been committed by a person with the consent or connivance of or is proved to be attributable to the neglect of a body corporate or of a director, manager, secretary or similar officer of the body corporate or any person who was purporting to act in that capacity, the body corporate in question and that director, manager, secretary or similar officer or person so purporting to act shall each be taken to have committed that offence and may be proceeded against accordingly in addition to or instead of the first-named person.

In this subsection "director" in relation to a body corporate which -

(a) is established under any law of an overseas country or territory; and

(b) is a body whose affairs are managed by its members,

means a member of that body corporate.

(5) Where an offence under subsection (3) has been committed by a person who, at the time in question, was aboard any vessel, the master of the vessel and the master's employer shall be taken also to have committed that offence and may each be proceeded against accordingly in addition to or instead of the first-named person.

For the purposes of this subsection the registered owner of the vessel shall be deemed to be the employer of the master of the vessel unless the contrary is proved.

(6) A police officer or a fishery protection officer may arrest without warrant any person whom he reasonably suspects to have committed an offence under subsection (3) and a fishery protection officer may detain any vessel aboard which he reasonably suspects such an offence has been committed.

(7) A fishery protection officer may for the purposes of better detention of a vessel require that ship to proceed to any port in the Falkland Islands and there remain for so long as it is detained under this section.

(8) A vessel shall not be detained under this section after the latest to expire of such of the following periods as may in the circumstances be applicable -

SCHEDULE 1

AMENDMENT OF CRIMES ORDINANCE 1989

1. For section 6(1) of the Ordinance substitute the following subsection :

"(1) The English Acts mentioned in Part 1 of Schedule 1 to this Ordinance apply in the Falkland Islands to the extent mentioned in and subject to such modifications and exceptions as are set out in that Part and further subject to the general modifications set out in Part 2 of that Schedule."

2. The Ordinance is amended by the insertion therein of the following sections immediately after the cross-heading "*Offences against the person*" -

19A.(1) Subject to this section and to section 27A of the Criminal Justice Ordinance 1989 (sentencing of persons convicted of grave crimes who were under the age of eighteen years at the time of the offence in question), a person convicted of murder shall be sentenced to imprisonment for life. *Sentencing for murder.*

(2) In addition to the circumstances provided for by the said section 27A, a person convicted of murder shall not be sentenced to imprisonment for life if the trial judge, for reasons which he shall state in open court at the time of sentencing, considers that in all the circumstances of the case or of the offender, a different sentence would be more appropriate, when he shall sentence the person under subsection (3) or subsection (4) of this section.

(3) Where the trial judge considers that in all the circumstances of the offence and of any other offences taken into consideration at the time of sentencing require that the person convicted of murder shall be deprived of his liberty for a period of greater than ten years before becoming eligible for release on licence, the trial judge may sentence that person to imprisonment for such term as appears to the trial judge necessary to secure that the offender's eligibility for releases on licence will not arise for such period as the trial judge, at the time of sentencing, considers appropriate.

(4) Where the trial judge considers that the circumstances of the offence or of the person convicted of murder would justify a more lenient sentence than imprisonment for life, the trial judge may sentence the offender to a term of imprisonment not exceeding ten years or in any other manner in which a person liable to be sentenced to imprisonment may generally be sentenced.

(5) Where the trial judge under subsection (1) sentences a person convicted of murder to imprisonment for life he shall at the time of such sentencing state in open court the period which he considers should elapse before that person is released on licence.

19B.(1) Where a person kills another in the course or furtherance of some other offence, the killing shall not amount to murder unless done with the same malice aforethought (express or implied) as is required for a killing to amount to murder when not done in the course or furtherance of another offence. *Abolition of "constructive malice".*

(2) For the purpose of the foregoing subsection, a killing done in the course or for the purpose of resisting an officer of justice, or of effecting or assisting an escape or rescue from legal custody, shall be treated as a killing in the course of furtherance of an offence.

Modifications

1. In section 8(3) insert the words "in England" after the word "used".
2. In section 12, omit the proviso.

GAME LAW (AMENDMENT) ACT 1960
(8 & 9 Eliz., 2, c.36)

Except of application

The whole Act, except section 1(3), 4(5), 6(3) and 6(4).

Modifications

1. Throughout the Act substitute the words "police officer" for the words "police constable" and the words "wild animal, bird or fish" for the word "game".
2. In section 2(2), omit the words "or of the Duchy of Lancaster" and the words "and land belonging to the Duchy of Cornwall".
3. In section 6(3) omit paragraph (e).

ABANDONMENT OF ANIMALS ACT 1960
(8 & 9 Eliz., 2, c.43)

Extent of application

The whole Act, except section 2(b), section 3(2) and section 3(3).

Modifications

In section 2(a), omit "in relation to England and Wales".

ANIMALS (CRUEL POISONS) ACT 1962
(10 & 11 Eliz., 2, c.26)

Extent of application

The whole Act except section 4(3) and section 4(4).

Modifications

1. In section 1(a), omit the words ", or the proviso to section seven of the Protection of Animals (Scotland) Act 1912,".
2. Substitute the following section for section 2 -

"2(1) Where the use of a poison for destroying animals or animals of any description is prohibited or restricted in England by statutory instrument made under section 2(1) of this Act as it has effect in England, the use of that poison for destroying animals or animals of the description specified in that statutory instrument is prohibited or restricted, as the case may be, to the same extent in the Falkland Islands;

(2) Where the use or the use in the particular circumstances or manner of a poison would, by virtue of the provisions of a statutory instrument of the kind to which subsection (1) refers, constitute an offence under this Act in England if used in the like circumstances or manner there, any person so using the poison in the Falkland Islands commits an offence under this Act in its application to the Falkland Islands."

(c) any other matter so referred which is connected with the release on licence or recall of persons to whom the said section 65C or 65D applies.

(2) The following provisions shall have effect with respect to the proceedings of the Advisory Committee on any case referred to it under the provisions of this Ordinance, that is to say -

(a) the Advisory Committee shall deal with the case on consideration of any documents given to it by the Governor and of any reports it has called for and any information whether oral or in writing that it has obtained; and

(b) if in any particular case the Advisory Committee thinks it necessary to interview the person to whom the case relates before reaching a decision the Advisory Committee may request one of its members to interview him and shall take into account the report of that interview by that member;

and, without prejudice to the foregoing, the Governor may by rules make provision with respect to the proceedings of the Advisory Committee on cases referred to it, including provision authorising such cases to be dealt with by a prescribed number of members of the Advisory Committee.

(2) The documents to be given by the Governor to the Advisory Committee under subsection (2) shall include -

(a) where the case referred to the Advisory Committee is one of release under section 65C or 65D of this Ordinance, any written representations made by the person to whom the case relates in connection with or since his last interview in accordance with rules under subsection (4);

(b) where the case so referred relates to a person recalled under section 65E, any written representations made under that section.

(4) The Governor acting in his discretion may by rules make such provision as he considers necessary or expedient in relation to the exercise by the Advisory Committee of its functions under this Ordinance.

65C.(1) The Governor may release on licence a person serving a sentence of imprisonment, other than imprisonment for life, or serving a sentence of youth custody, after he has served not less than one third of this sentence or twelve months, whichever expires the later.

Release on licence of persons serving determinate sentences.

(2) Where a sentence of imprisonment for an offence has been passed on a person with an order under section 33(7) (sentences partly suspended) -

(a) if the offender has not been released from prison since the sentence for the offence was passed, the only portion of that sentence that is to be taken into account for the purposes of subsection (1) of this section is any portion of it that he is required to serve in prison under section 33(7) of (11); and

(b) if he is released from prison but part of his sentence for the offence is subsequently restored under section 33(1), he shall be treated for the purpose of subsection (1) of this section, as if his only sentence for the offence were the part of his sentence so restored.

The Family Allowances (Amendment) Ordinance 1992

(No: 12 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title and commencement.
2. Amendment of principal Ordinance.

ELIZABETH II



Colony of the Falkland Islands

DAVID EVERARD TATHAM, C.M.G.,
Governor.

The Family Allowances (Amendment) Ordinance 1992

(No: 12 of 1992)

An Ordinance
To amend the Family Allowances Ordinance.

(assented to: 30th November 1992)

(commencement: 1st January 1993)

(published: 9th December 1992)

ENACTED by the Legislature of the Falkland Islands as follows :

1. This Ordinance may be cited as the Family Allowances (Amendment) Ordinance 1992 and comes into operation on 1st January 1993. *Short title and commencement.*
- 2.(1) Section 3(2) and (3) of the principal Ordinance are replaced by the following subsections - *Amendment of principal Ordinance.*
- "(2) The Superintendent shall pay for each child of a family an allowance at the rate of £41.00.
- (3) The Superintendent shall pay each month to any person to whom he pays an allowance under subsection (2) of this section in respect of a family to which paragraph (b) or (c) of section 5(1) applies ("a single parent") a further allowance of £34.00 ("a single parent's allowance") and this sum shall be paid regardless of the number of children that person maintains".
- (2) Section 4(2)(c)(aa) is amended by the insertion of the following words at the commencement thereof -
- "he is not gainfully employed and".

Passed by the Legislature of the Falkland Islands this 20th day of November 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Lotteries (Amendment) Ordinance 1992

(No: 13 of 1992)

ARRANGEMENT OF PROVISIONS

Section

- 1. Short title.
- 2. Amendment of Lotteries Ordinance.

SCHEDULE

ELIZABETH II



Colony of the Falkland Islands

DAVID EVERARD TATHAM, C.M.G.,
Governor.

The Lotteries (Amendment) Ordinance 1992

(No: 13 of 1992)

An Ordinance
To amend the Lotteries Ordinance.

*(assented to: 30th November 1992)**(commencement: on publication)**(published: 9th December 1992)*

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Lotteries (Amendment) Ordinance 1992.

Short title.

2. The Lotteries Ordinance ("the principal Ordinance") is amended in the manner specified in the Schedule to this Ordinance.

Amendment of Lotteries Ordinance (Cap. 41)

SCHEDULE

(section 2)

Amendment of the Lotteries Ordinance

General

1. Wherever the words "the Treasurer" appear in the principal Ordinance they are replaced by the words "the Financial Secretary".
2. Wherever the words "the General Revenues of the Colony" appear in the principal Ordinance they are replaced by the words "the Consolidated Fund".

Amendment of particular provisions

3. Section 3 is replaced by the following new section 3 -

"3(1) Subject to subsection (2) it is unlawful for any person to organise promote or conduct in the Falkland Islands any lottery other than in manner provided for by or under this Ordinance.

(2) Nothing in subsection (1) applies to any lottery which is so far as it is organised promoted or conducted on land or in premises owned by, leased to or occupied by Her Majesty's Secretary of State for Defence and which is so organised, promoted or conducted in accordance with any permission given by the authority of the Financial Secretary by or under the authority of the Commander British Forces."

4. Section 4 is amended -

- (a) by constituting the existing section as subsection (1) of that section;
- (b) by inserting at the commencement of that subsection the words "Subject to subsection (2),"; and

(c) by adding the following subsection -

"(2) Subsection (1) does not apply to a totalisator, but any person who intends to operate a totalisator shall -

- (a) apply in writing to the Financial Secretary for a licence so to do; and
- (b) state in that application -
 - (i) the full names and addresses of all promoters; and
 - (ii) the place and days on which it is intended to operate the totalisator and the event at which it is intended to operate it."

5. Section 6 is amended by the addition of the following subsection -

"(6) In relation to totalisators the foregoing provisions of this section shall be modified -

- (a) in subsection (1) by replacing the words "on the day preceding the draw" with the words "within seven days of the last day of the event at which the totalisator is operated"; and

- (b) by omitting subsection (2).

6. Section 7 is amended -

- (a) by constituting the existing section as subsection (1) of that section;
- (b) by inserting at the commencement of that subsection the words "Subject to subsection (2),"; and

(c) by adding the following subsection -

"(2) Subsection (1) does not apply to a totalisator".

7. Section 8 is amended -

(a) in paragraph (a) the words "sections 6 and 7 hereof" with the words "section 6 and, so far as it is applicable, section 7"; and

(b) by replacing paragraph (d) with the following paragraph -

"(d) sell any ticket -

(i) where any prize consists of tobacco or any tobacco product, to any person apparently under the age of 16 years; and

(ii) where any prize consists of any alcoholic beverage, to any person apparently under the age of 18 years;"

(c) by inserting at the beginning of paragraph (e) the word "knowingly".

8. Section 8A is amended by inserting the following words after the word "prizes" in paragraph (b) the words "and no prize which consists of tobacco or any tobacco product shall be awarded to or delivered to any person apparently under the age of 16 years nor shall any prize consisting of any alcoholic beverage be awarded to or delivered to any person apparently under the age of 18 years, provided that, in each of the foregoing cases, it shall be lawful to award or deliver a prize of equal or approximately equal value instead of that prize".

9. Section 8C is amended by the addition of the following subsection -

"(6) Nothing in the foregoing subsections applies in respect of a game of "housie-housie", "tombola" or "bingo" conducted upon land or premises owned by, leased to or occupied by Her Majesty's Secretary of State for Defence, but any such game shall be lawful if conducted in accordance with permission by the authority of the Financial Secretary granted by or under the authority of the Commander British Forces".

Passed by the Legislature of the Falkland Islands this 20th day of November 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Licensing (Amendment) Ordinance 1992

(No: 14 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Amendment of principal Ordinance.

ELIZABETH II



Colony of the Falkland Islands

DAVID EVERARD TATHAM, C.M.G.,
Governor.

The Licensing (Amendment) Ordinance 1992

(No: 14 of 1992)

An Ordinance
To amend the Licensing Ordinance.

(assented to: 30th November 1992)
(commencement: on publication 1992)
(published: 9th December 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Licensing (Amendment) Ordinance 1992.

Short title.

2. The principal Ordinance is amended -

*Amendment of principal
Ordinance (Cap. 38).*

(a) by replacing section 18(2) with the following subsection -

"(2) The Magistrate's Court and the Summary Court shall each have power to grant a licence permitting the whole or any part of any premises licensed in respect of the sale and supply of alcohol to be used for the purpose of music singing and dancing or any one or more of the foregoing, either generally or on such days and between such hours as is specified in the licence and, in any case, subject to such conditions as the court sees fit. A person to whom such a licence is granted shall pay a fee of £5 for every month or part thereof to which the licence relates. A licence granted under this subsection shall expire (if it does not previously expire) on the day before the anniversary of the date on which it takes effect but without prejudice to the grant of a further licence under this subsection taking effect after that day, but so that no licence may be granted under this subsection so as to take effect more than three months after the date on which it was granted."

(b) by replacing section 23 with the following section -

"23(1) Except as provided by this section it is unlawful for a person under the age of 18 years during the permitted hours to enter upon or remain in any bar licensed in pursuance of a publican's retail licence or a club licence.

*Persons under 18 years
not to enter bars or
licensed premises.*

(2) Subsection (1) does not apply so as to render it unlawful for a person under the age of 18 years -

- (a) to enter into or remain in a bar if he is the licensee's child;
- (b) to enter into or remain in a bar if he resides in the premises, but is not employed there;
- (c) if he is in the bar solely for the purpose of passing to or from some part of the premises which is not so licensed and to or from which there is no other convenient means of access or egress;
- (d) if he is employed in respect of another part of the premises which is not so licensed as a waiter, waitress, messenger or assistant and enters or remains in the bar so long only as is reasonably necessary -

- (i) to communicate any order he has received for the supply of food, intoxicating liquor or any other thing to the licensee or any other person in the employment of the licensee;

- (ii) to collect for the purpose of delivery to or to the order of the person who has ordered the same any thing to which (i) above relates.

(3) If it is shown that a person under 18 years was in a bar to which subsection (1) relates, and subject as provided by subsections (2) and (4), the licensee commits an offence and on convicting him the court may order that the licence be forfeited.

(4) It is a defence for a licensee charged with an offence under subsection (2) to prove -

- (a) that he exercised all due diligence to prevent the person under 18 years from being admitted to the bar; or

- (b) that the person under 18 years had apparently attained that age.

(5) Where in any proceedings under this section or section 24 it is alleged that a person was at any time under 18, and he appears to the court to have then been under that age, he shall be deemed for the purposes of the proceedings to have been under that age, unless the contrary be proved.

(6) In this section and in section 24 "permitted hours" means the hours within which intoxicating liquor may lawfully be supplied or consumed in the bar in question."

(c) by replacing section 24 with the following new section 24 -

"24(1) Subject to this section it is an offence for any person upon licensed premises to sell or deliver intoxicating liquor to a person under the age of 18 years, and whether for consumption on or off the licensed premises by the person under 18 or any other person.

Sale and delivery of intoxicating liquor to persons under the age of 18 years etc.

(2) Subject to this section, it is an offence for the licensee or any employee of his -

- (a) knowingly to allow a person under 18 years of age to consume intoxicating liquor upon licensed premises;

(b) knowingly to allow any person upon licensed premises to sell or deliver intoxicating liquor to a person under the age of 18 years.

(3) It is an offence for a person under the age of 18 years -

(a) upon licensed premises or elsewhere to buy or attempt to buy intoxicating liquor; or

(b) upon licensed premises to consume intoxicating liquor.

(4) It is not an offence for a licensee or employee of a licensee to deliver intoxicating liquor to a person under the age of 18 years who -

(a) is employed as a waiter, waitress, messenger or assistant by the licensee or the licensee's employer; and

(b) is under the supervision of the licensee or another employee of the licensee or of the licensee's employer who is the age of 18 years or above; and

(c) takes delivery of the intoxicating liquor only for the purpose of onward delivery of the same to or to the order of the person who has bought the intoxicating liquor,

if the onward delivery referred to in (c) is to take place on premises licensed under a residential licence or restaurant licence of which the licensee is the licensee. In the circumstances to which this subsection relates, the intoxicating liquor must be delivered for onward delivery to the waiter, waitress, messenger or assistant by the licensee or an employee of the licensee or the licensee's employer who is of the age of 18 years or above, and that person is for the purposes of subsection (1) the person who has sold the intoxicating liquor.

(5) In respect of any premises which are licensed for the sale of intoxicating liquor for consumption off the premises (including premises licensed under a wholesale licence) a licensee who allows a person under the age of 18 years to sell on those premises intoxicating liquor for consumption off the premises commits an offence unless the sale has been specifically approved by the licensee or by a person over the age of 18 years acting on his behalf.

A sale is specifically approved for the purposes of this subsection if and only if immediately before the sale takes place approval of the sale of that intoxicating liquor to that purchaser has been indicated by words or conduct to the person under 18 years who sells it.

(6) Save as permitted by section 23 and this section, a person under the age of 18 years shall not during permitted hours be employed in or about a bar licensed under a publican's retail licence or a club licence and any person employing a person in contravention of this subsection commits an offence".

(d) by adding at the end of section 31 the sentence -

"Nothing in this section applies in relation to any raffle or lottery which is lawful under the provisions of the Lotteries Ordinance."

Passed by the Legislature of the Falkland Islands this 20th day of November 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Harbours (Amendment) Ordinance 1992

(No: 15 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title and commencement.
2. Amendment of Harbours Ordinance.

ELIZABETH II



Colony of the Falkland Islands

DAVID EVERARD TATHAM, C.M.G.,
Governor.

The Harbours (Amendment) Ordinance 1992

(No: 15 of 1992)

An Ordinance
To amend the Harbours Ordinance.

*(assented to: 30th November 1992)**(commencement: 1st July 1992)**(published: 9th December 1992)*

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Harbours (Amendment) Ordinance 1992 and comes into operation on 1st July 1992. *Short title and commencement.*
2. The Harbours Ordinance is amended by inserting the following section immediately after section 11 - *Amendment of Harbours Ordinance (Cap. 30).*
- "11A.(1) Subject to this section, no person shall within any harbour provide to another any diving services unless he is licensed under this section so to do. *Provision of diving services in harbours.*
- (2) This section does not -
- (a) have effect so as to prohibit any person who is a member of the crew of any vessel providing, in the course of that employment, any diving services in relation to that vessel and no other; or
- (b) apply in respect of diving services supplied to any ship belonging to Her Majesty.
- (3) Subject to subsection (4), the Governor may grant to any person a licence subject to such conditions as the Governor thinks fit to provide diving services within all harbours or such harbour or harbours and for such period as the licence shall specify.
- (4) The Governor shall not -
- (a) grant a licence to any person under subsection (3) unless he is satisfied that that person is competent to provide diving services;

(b) grant a licence under subsection (3) to any person who is not a person ordinarily resident in the Falkland Islands or a company controlled by a person or persons so resident unless he is satisfied that the need for diving services within the harbour or harbours to which the licence relates would not otherwise reasonably be satisfied.

(5) Without prejudice to the generality of subsection (3), conditions contained or referred to in a licence granted thereunder may include conditions related to the safety of diving operations carried out under the authority of such a licence and as to the health and safety of persons engaged therein.

(6) The Governor may make regulations as to any matter in relation to which under subsection (5) he is stated to have power to impose conditions on the grant of a licence under subsection (3), and any such regulations may provide that a contravention of any provision of those regulations specified therein for that purpose shall constitute an offence punishable on conviction by a fine of such amount not exceeding the maximum of level 4 on the standard scale as is specified in such regulations in relation to that offence.

(7) A licence granted under subsection (3) may be revoked by the Governor -

(a) if the licensee contravenes any condition contained or referred to in the licence; or

(b) if the licensee is convicted of an offence under regulations made under subsection (6).

(7) A person who contravenes subsection (1) commits an offence and is liable on conviction to a fine not exceeding £5,000."

Passed by the Legislature of the Falkland Islands this 20th day of November 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Electoral (Amendment) Ordinance 1992

(No: 16 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Amendment of Electoral Ordinance 1988.

SCHEDULE

ELIZABETH II



Colony of the Falkland Islands

DAVID EVERARD TATHAM, C.M.G.,
Governor.

The Electoral (Amendment) Ordinance 1992

(No: 16 of 1992)

An Ordinance
To amend the Electoral Ordinance 1988.

(assented to: 30th November 1992)
(commencement: on publication)
(published: 9th December 1992)

ENACTED by the Legislature of the Falkland Islands as follows -

1. This Ordinance may be cited as the Electoral (Amendment) Ordinance 1992.
2. The Electoral Ordinance 1988 is amended in the manner mentioned in the Schedule hereto.

Short title.

*Amendment of Electoral
Ordinance 1988
(No. 21 of 1988).*

SCHEDULE

(section 2)

Amendment of Electoral Ordinance 1988.

The Ordinance is amended by inserting the following section immediately after section 59 -

"59A (1) The Governor may by regulations under this section make provision as to voting by persons who are inmates of or members of the staff of any institution and who are entitled to vote at an election to which this Ordinance relates.

(2) For the purposes of this section "institution" means the King Edward VII Memorial Hospital Stanley and the Jack Hayward Housing Stanley.

(3) Regulations under this section may make such incidental and consequential provision as the Governor considers necessary in relation to voting by persons who are inmates or members of the staff of an institution.

(4) Nothing in section 55 applies to a voter who votes pursuant to regulations under this section.

- (5) Section 105 does not apply in relation to a ballot box used for the purpose of voting in accordance with regulations made under this section, but such regulations shall contain provisions which appear to the Governor to fulfil the purposes of that section.
- (6) Section 112(2) does not apply in respect of voting under regulations made under this section in so far as it requires a voter to proceed into a voting compartment, section 112(3) does not apply to voting under such regulations in so far as it might require a voter to leave the place in which he has voted, and the other provisions of section 112(2) may be excluded or modified as may be provided by such regulations in relation to voting thereunder.
- (7) The presiding officer shall permit at the request of a voter who is an inmate of an institution who votes pursuant to regulations under this section to vote with the assistance of any person present the voter chooses, and section 114 shall not apply.
- (8) In relation to voting under regulations under this section, section 118 shall apply subject to such modifications as are specified in those regulations."

Passed by the Legislature of the Falkland Islands this 20th day of November 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.

The Interpretation and General Clauses (Amendment) Ordinance 1992

(No: 17 of 1992)

ARRANGEMENT OF PROVISIONS

Section

1. Short title.
2. Amendment of Interpretation and General Clauses Ordinance 1977.

SCHEDULE

ELIZABETH II



Colony of the Falkland Islands

DAVID EVERARD TATHAM, C.M.G.,
Governor.

The Interpretation and General Clauses (Amendment) Ordinance 1992

(No: 17 of 1992)

An Ordinance
To amend the Interpretation and General Clauses Ordinance 1977.

(assented to: 30th November 1992)
(commencement: on publication)
(published: 9th December 1992)

ENACTED by the Legislation of the Falkland Islands as follows -

1. This Ordinance may be cited as the Interpretation and General Clauses (Amendment) Ordinance 1992. *Short title.*
2. The Interpretation and General Clauses Ordinance 1977 is amended in the manner indicated in the Schedule hereto. *Amendment of Interpretation and General Clauses Ordinance 1977.*

SCHEDULE

(section 2)

1. In section 3 -

(a) in the definition of "justice" and "justice of the peace" omit the words "either by the Governor or under any Ordinance";

(b) immediately after the definition of "public holiday" add the following definition:

"public notice board in Stanley" means the notice board in the foyer of The Secretariat, Thatcher Drive Stanley;

2. For section 76 substitute the following -

"(1) An imperial enactment shall be judicially noticed.

(2) An imperial enactment which applies to the Falkland Islands by virtue of its own provisions or those of another law of the United Kingdom shall be read and construed in accordance with the Interpretation Act 1978 or other interpretation statute applicable thereto under the law of the United Kingdom.

(3) The remaining provisions of this section shall have effect only in relation to adopted imperial enactments (that is to say, imperial enactments which apply in the Falkland Islands by virtue of a provision of any written law of the Falkland Islands and which would not otherwise apply in the Falkland Islands).

(4) Subject to subsection (5), every adopted imperial enactment shall in so far as the context permits be read with the modifications required by this subsection namely, such modifications as to names, designations, localities, courts, public bodies, officers, persons, moneys or penalties as are specified in the Schedule to this Ordinance and, in so far as not so specified, otherwise as may be necessary to render the same applicable to the circumstances of the Falkland Islands.

(5) Where by any written law of the Falkland Islands, other than subsection (4) of this section, any adopted imperial enactment is to be read with such modifications as are specified in that written law, that written law shall have effect in relation to that enactment subject thereto and in so far as that written law does not make provision for modification of any thing to which subsection (4) would otherwise apply, subsection (4) shall have effect in relation to that enactment.

(6) The Governor may by Order add to, delete from or in any other way amend the list of modifications set out in the Schedule".

3. For section 78, substitute the following section -

"(1) A reference in any written law of the Falkland Islands to any imperial enactment or to any provision, part or division thereof shall be construed as a reference to the same as it may from time to time be amended (provided that the enactment, provision, part or division referred to is not wholly repealed without being replaced), and as a reference to any imperial enactment or to any provision, part or division of any imperial enactment substituted therefor.

(2) Without prejudice to subsection (1), a reference in any written law of the Falkland Islands to an imperial enactment shall be construed as extending to any later imperial enactment which

(a) modifies or augments that earlier imperial enactment or any other imperial enactment which amends or is substituted for that enactment;

(b) amends or is substituted for any imperial enactment applying by virtue of paragraph (a).

(3) In the following provisions of this section -

"replaced imperial enactment" means an imperial enactment, provision, part or division thereof in relation which is replaced in the law of the Falkland Islands by the operation of subsection (1);

"new imperial enactment" means an imperial enactment, provision, part or division thereof which, under the provisions of subsection (1) is to have effect in the Falkland Islands in place of the replaced imperial enactment.

(4) The substitution under subsection (1) of a new imperial enactment for a replaced imperial enactment does not affect the continuity of the law.

(5) Anything done or having effect as if done under or for the purposes of a provision of a replaced imperial enactment has effect, if it could have been done under or for the purposes of the corresponding provision of the new imperial enactment, as if done under or for the purposes of that corresponding provision.

(6) Any reference, whether express or implied, in a new imperial enactment is to be read, in relation to the times, circumstances or purposes in relation to which the corresponding provision of the replaced imperial enactment had effect and so far as the nature of the reference permits, as including a reference to that corresponding provision."

4. Insert, after section 78 the following section -

"78A (1) In this section "indirectly adopted imperial enactment" means an imperial enactment which applies in the Falkland Islands only by virtue of section 78 or 81A or both of those sections. *Order affecting adopted imperial enactment.*

(2) The Governor may by Order declare that any indirectly adopted enactment shall, so far as concerns the Falkland Islands, be deemed never to have been enacted and where such an Order is made any other imperial enactment which, but for the enactment or commencement (whichever in the circumstances of the case is appropriate) of the indirectly adopted enactment would have continued to apply in the Falkland Islands shall continue to apply in the Falkland Islands as if the indirectly adopted enactment the subject of the Order had never been enacted or commenced (as the case may be) and so that the continuity of the law of the Falkland Islands is not thereby affected.

(3) Unless an Order under subsection (1) specifies to the contrary, it has effect retrospective to the date of enactment of the indirectly adopted imperial enactment to which it relates, provided that the Order shall not have retrospective effect so as -

(a) to render any act or omission unlawful which would have been lawful if the Order had not had retrospective effect;

(b) to render any person guilty of an offence or liable to greater or more severe punishment in respect of an offence to which he would not have been guilty or liable if the Order had not had retrospective effect; or

(c) to render any person liable to pay by way of damages or compensation any sum or any greater sum than that which he would have been liable to pay if the Order had not had retrospective effect.

(4) The Governor may by Order declare that any indirectly adopted imperial enactment which applies in the Falkland Islands shall be deemed always to have so applied subject to the modifications stated in that Order but the provisos stated in subsection (3) in relation to an Order under subsection (1) shall have effect equally in relation to an Order under this subsection."

5. Section 81A is repealed and replaced by the following section -

Application of English law -

81A(1) In this section -

(a) "the 1900 English law" means all statutes in force in England on 22nd May and all subsidiary legislation for the time being in force which was made under any such statute;

(b) the "current English law" mean any imperial enactment for the time being in force in England, which has not been disapplied in relation to the Falkland Islands;

(c) for the purposes of paragraphs (a) and (b), references to "English law" shall not include references to any enactment which -

(i) is a private Act or subsidiary legislation made under such an Act;

(ii) is applicable only to a part or parts of England or only to Wales;

(d) "specific legislation" means -

(i) any imperial enactment which expressly or by necessary implication applies to the Falkland Islands independently of this section (and whether such application is by virtue of any imperial enactment or by virtue of any Ordinance or subsidiary legislation made under any Ordinance; and

(ii) any Ordinance or subsidiary legislation made thereunder.

(2) Subject to this section and to section 78 the 1900 English law shall apply to the Falkland Islands unless it has been repealed in relation to England, or disapplied in relation to the Falkland Islands.

(3) Subject to this section and to section 76, if a provision of the current English law deals with the same or substantially the same subject matter as a provision of the 1900 English law which has been repealed, amended, substituted, modified or augmented by any later imperial enactment, the provision of the current English law shall apply in the Falkland Islands instead of or in addition to that provision of the 1900 English law.

(4) If any specific legislation is inconsistent with any law to which subsection (2) or subsection (3) relates, then to the extent of the inconsistency that specific legislation shall apply instead of that law."

6. Sections 81C, 82(3), 84 and 94 are repealed.

7. Delete paragraphs (1), (6) and (10) of the existing Schedule without qualification and delete paragraphs (2) and (5) without prejudice to the application of Acts referred to therein under any other written law of the Falkland Islands.

8. Insert the following Schedule -

"SCHEDULE**(section 76(4))**

In so far as the context permits, and subject to section 76 (5), in the interpretation of any adopted imperial enactment in the Falkland Islands, the word or phrase appearing in the first column of this Schedule shall be replaced or dealt with according to the word, phrase or instructions appearing in the second column.

Word or phrase in imperial enactment	Modification
Attorney General	Attorney General of the Falkland Islands
Byelaws	Regulations
Commencement of an Act	Coming into force of the Act in the Falkland Islands
Constable	Police Officer
County Court	Magistrate's Court
The Crown	The Crown in virtue of its Government in the Falkland Islands
Crown Court	Magistrate's Court
Director of Public Prosecutions	Attorney General of the Falkland Islands
England, and England together with any other named part of the British Isles (but not in relationship to citizenship)	Falkland Islands
Felony	Offence
Great Britain (but not in relation to citizenship)	Falkland Islands
Hard Labour	All references shall be omitted
Her Majesty's Stationery Office	Government Printer
High Court	Supreme Court
Ireland, Isle of Man, Guernsey, Jersey, Northern Ireland, Scotland	All provisions applicable exclusively to these jurisdictions shall be omitted
Magistrates' Court	Magistrate's Court or Summary Court
Minister, Secretary of State	Governor

Misdemeanour	Offence
Officer of Customs and Excise	Customs Officer
Parliament	Legislative Council
Penal servitude	Imprisonment
Police Magistrate	Magistrate's Court
Principal Probate Registry	Registry of the Supreme Court
Qualified Medical Practitioner	Government Medical Officer
Solicitor General	Attorney General of the Falkland Islands
Treasury	Financial Secretary
United Kingdom (but not in relation to citizenship)	Falkland Islands"

Passed by the Legislature of the Falkland Islands this 20th day of November 1992.

A. LIVERMORE,
Clerk of Councils.

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.

A. LIVERMORE,
Clerk of Councils.



**THE
FALKLAND ISLANDS GAZETTE
Supplement**

PUBLISHED BY AUTHORITY

Vol. 3

17th DECEMBER 1992

No. 25

NOTICE

The following is published in this Supplement —

The New Coins Order 1992 (S.R. & O. No. 29 of 1992).

SUBSIDIARY LEGISLATION

CURRENCY

Coins

New Coins Order 1992

(S.R. & O. No: 29 of 1992)

Made: 27 November 1992

Published: 17 December 1992

Coming into force: on publication as above

IN EXERCISE of my powers under section 25 of the Currency Ordinance 1987(a), I make the following Order -

1. This Order may be cited as the New Coins Order 1992.

Citation.

2.(1) The issue of the new coins mentioned in the Schedule ("the new coins") is authorised.

*Issue of
new coins.*

(2) The said Schedule shall have effect for the purpose of specifying -

(a) the occasion or event giving rise to the issue of each new coin mentioned therein;

(b) the main design feature of the reverse of each such coin;

(c) the alloy of which or fineness to which each such coin shall be minted;

(d) the diameter of each such coin;

(e) the weight of each such coin;

(f) the denomination of each such coin; and

(g) the number of each such coin that may be issued.

3.(1) The main feature of the obverse design of each of the new coins shall be the uncouped version of the portrait of Her Majesty the Queen prepared by Raphael Maklouf. On the reverse of each coin shall also appear the words "Queen Elizabeth II" and "Falkland Islands" and the denomination of the coin.

*Other matters in
relation to
the features of
the new coins.*

(2) All of the new coins shall be circular in shape and have a milled edge.

(3) Such of the new coins as are to be silver or gold coins shall be minted to proof quality and such of them as are to be cupro-nickel coins shall be minted to uncirculated quality.

4.(1) The Financial Secretary shall keep in his custody a specimen ("the standard coin") of each of the new coins.

*Sample to be
kept.*

(2) Subject to article 5 of this Order, the genuineness and compliance with this Order of any coin said to be or believed to be a coin issued by authority of this Order may be ascertained by comparison with the coin which is the standard coin in relation to that coin.

5. In relation to each of the new coins a remedy (that is, a variation from the standard weight, diameter or composition specified in relation to it in the Schedule) shall be allowed of such amount as is permitted by the Royal Mint in the United Kingdom. *Tolerance or remedy.*

6. Each of the new coins shall be current within the Falkland Islands (that is to say, it shall be legal tender for the amount denominated upon it). *New coins to be currency.*

SCHEDULE						
The new coins						
(article 2(1))						
(a)	(b)	(c)	(d)	(e)	(f)	(g)
Design Subject	Main Reverse Design Feature	Composition (Alloy or Fineness)	Diameter mm	Weight gms	Denomination	Issue Limit
1. 400th Anniversary of First Sighting	Desire in Full Sail	925 Silver	38.61	28.28	£5	20,000
2. 400th Anniversary of First Sighting	Desire in Full Sail	999 Silver	65	155.6	£25	3,000
3. 10th Anniversary of Liberation	Liberation Monument	925 Silver	38.61	28.28	£5	5,000
4. Heritage Year 1992	Heritage Year Logo	925 Silver	38.61	28.28	£2	5,000
5. Heritage Year 1992	Heritage Year Logo	75% Copper 25% Nickel	38.61	28.28	£2	Unlimited
6. 10th Anniversary of Liberation	Liberation Monument	916.7 Gold	38.61	47.54	£5	100
7. 400th Anniversary of First Sighting	Desire in Full Sail	999 Gold	32.69	31.21	£100	400
8. Falkland Islands Defence Force Centenary	FIDF Cap Badge	999 Gold	27	15.60	£50	400
9. Christ Church Cathedral Centenary	Christ Church Cathedral	999 Gold	22	7.81	£25	400
10. 400th Anniversary of First Sighting	Desire in Full Sail	999 Gold	16.50	3.13	£10	400
11. 40th Anniversary of Accession of Her Majesty the Queen	Garter King of Arms reading the Proclamation with a state Trumpeter to each side of him	916.7 Gold	38.61	47.54	50 pence	150

(a) Design Subject	(b) Main Reverse Design Feature	(c) Composition (Alloy or Fineness)	(d) Diameter mm	(e) Weight gms	(f) Denomination	(g) Issue Limit
12. 40th Anniversary of Accession of Her Majesty the Queen	Garter King of Arms reading the Proclamation with a state Trumpeter to each side of him	925 Silver	38.61	56.56	50 pence	750
13. 40th Anniversary of Accession of Her Majesty the Queen	Garter King of Arms reading the Proclamation with a state Trumpeter to each side of him	925 Silver	38.61	28.28	50 pence	5000
14. 40th Anniversary of Accession of Her Majesty the Queen	Garter King of Arms reading the Proclamation with a state Trumpeter to each side of him	75% copper 25% nickel	38.61	28.28	50 pence	Unlimited

and all of the above coins shall bear the date "1992".

Made this 27th day of November 1992.

D. E. TATHAM,
Governor.



THE FALKLAND ISLANDS GAZETTE Supplement

PUBLISHED BY AUTHORITY

Vol. 3

24th DECEMBER 1992

No. 26

NOTICE

The following is published in this Supplement —

The Customs (Fees) Regulations 1992 (S.R. & O. No. 30 of 1992).

SUBSIDIARY LEGISLATION

CUSTOMS

Customs (Fees) Regulations 1992

(S. R. & O. No: 30 of 1992)

Made: 22nd December 1992

Published: 24th December 1992

Coming into operation: 1st January 1993

IN EXERCISE of my powers under section 230 of the Customs Ordinance(a) and of all other powers me enabling in that behalf I make the following Regulations -

1. These Regulations may be cited as the Customs (Fees) Regulations 1992 and shall come into force on 1st January 1993. *Citation and commencement.*
2. In these Regulations "normal hours of duty" means between the hours of eight in the morning and half past four in the afternoon on any day which is not a Saturday Sunday or public holiday. *Interpretation.*
3. Any person requiring the services of a customs officer for any purpose under the customs laws shall pay fees as follows - *Customs services fees.*
 - (a) where the whole of those services are provided during normal hours of duty, the greater of -
 - (i) £38.00; and
 - (ii) such fee as is generated by multiplying the number of hours engaged in providing those services by £19.00 (and so that for the purposes of this subparagraph, any fraction of an hour above any whole number of hours shall be charged as a whole hour);
 - (b) where those services are provided partly during normal hours of duty and partly outside normal hours of duty -
 - (i) at the rate provided for by (a)(ii) above in respect of the whole number of hours engaged during normal hours of duty; and
 - (ii) as to the remainder of the time engaged (including any fraction of an hour above a whole number of hours engaged during normal hours of duty) at the rate provided for by (c)(ii) below (but so that the minimum fee payable by virtue of this subparagraph shall be £57.00);

(a) Cap 16. Laws of the Falkland Islands.

(c) where the whole of those services are provided outside normal hours of duty, the greater of -

(i) £57.00; and

(ii) such fee as is generated by multiplying the number of hours by £28.50 (and so that for the purposes of this subparagraph, any fraction of an hour above any whole number of hours shall be charged as a whole hour).

4.(1) In respect of any vessel of 15 tons or more for the single act of -

*Single act of
entering and
clearing.*

(a) entering; or

(b) clearing; or

(c) entering and at the same time clearing

a fee of £20.00 shall be paid except where any such act is undertaken at a place other than a declared port, in which case a fee of £100 plus the full cost of the return fare of any customs officer engaged in such act shall be paid.

(2) In respect of any vessel of less than 15 tons for the single act of -

(a) entering; or

(b) clearing; or

(c) entering and at the same time clearing

a fee of £10.00 shall be paid except where any such act is undertaken at a place other than a declared port, in which case a fee of £50 plus the full cost of the return fare of any customs officer engaged in such act shall be paid.

(3) Any fees and costs payable pursuant to the provisions of this regulation shall be payable in addition to any services fees payable pursuant to the provisions of regulation 3.

5. The Customs (Fees) Regulations 1975 as amended are revoked.

Revocation.

Made this 22nd day of December 1992.

D. E. Tatham,
Governor.

EXPLANATORY NOTE
(not forming part of the above Order)

These Regulations replace the Customs (Fees) Regulations 1975 as amended.

