

CONFIDENTIAL

C. S.

19 44.

No. C/1/44.

SECRETARY OF STATE.

SUBJECT.

19

31st January.

Previous Paper.

REVIEW OF LEGISLATION ENACTED IN THE COLONY TO MEET THE SPECIAL CIRCUMSTANCES OF THE WAR.

MINUTES.

1. 3. of 3. Confidential Circular Despatch of the 31/1/44.

(2)

*L.F.* The L.A. might be asked to produce a similar table of our own defence measures on this basis & under the same categories. It will then be possible to consider the best means for repeal.

*KB*  
27.4.44

(3)

In any case this M.P. should go to the Hon. L. A. - we have very little war legislation in any case; so that it should be easy to make preparation.

*KB* 28/1/44

(4)

*L.A.* Accordingly please.

*KB*  
28.4.44

Subsequent Paper.

H. B. P.

(5)

There does not appear to be any legal point involved. A clerk should make out a list of the emergency legislation to date from the Gazette. The Executive will then decide into which category they are to be put. From memory, I however think they would all go under 'B' or even 'A'.

Unfortunately my family amended copy of the Defence Regs (which should have done much better) was burnt together with all my gazettes.

23-5-44.

P.B.  
L.A.

(6)

L.A.

1. I am sorry that, owing to heavy pressure of work, there was a delay in supplying you with Gazette, but you have now been provided with two copies of all the Gazettes available.

2. As my clerks are very busy at present & our department is very well acquainted with the details of this war legislation, I should be most grateful if you could have the list prepared.

P.B.  
31/5/44

H. B. P.

(4)

List herewith.

8.

P.B.  
L.A.

5-7-44.

- |   |     |
|---|-----|
| Confidential Despatch to S. of S. of 12. 7. 44.           | 9.  |
| Telegram No 186 to Secretary of State of 26. 7. 44.       | 10. |
| Conf: Saving telegram from S. of S. of 28. 8. 44, No. 14. | 11. |
| S. of S. Conf. ltr. Sec. Saving of 10/10/44.              | 12. |

No. 17/44  
1/10/45

(13)

G.F.

Ref. (12). This refers to Detention Orders.  
We have passed no Emergency legislation  
since we made an act. h.a.u.

KB  
6.1.45

- 14. Telegram Unn. circular (2) from S. of S. of 9.3.45
- 15. Telegram No 63 from S. of S. of 9.3.45

P.S. 11/11/45

(6).

15 A. ... (Part) ... 1945.

U.K.

Discussed with H.F. who reconsidered proposal  
at (9) & saw no reason to alter them as we  
shall repeat as soon as possible in all cases.  
He directed u.f.a. at present.

KB  
14/3/45

p.c.

- 17. S. of S. Confidential Circ. telegram No. 58 of 6/4/45.
- 18. ~~Excerpt from~~ S of S. Circ. Tel. no. 38 of 6.4.45
- 19. Unn. Circ Secret (2) from S. of S. of 11.4.45
- 20. Telegram no 107 to S. of S. of 14.4.45

(21).

G.F.

Ref (18).

2. Until we get the telegram promised in para 3.  
we have insufficient information on which to act.  
3. para 4. (a). Our list (9a) is very small & would  
create a false impression when published, but I  
hope that the telegram referred to in para 3. will  
enable us to increase it before publication.

4. (c). Perhaps we could discuss the draft of  
our local statement about travel restrictions.

Wants to know?

5. (d) & (e). We have not yet had these documents  
(see also (19) & (20)).

May I speak to you on Monday?

N.A.N. @ present 14/4/45

KB 14/4/45

P.S. 11/11/45

Your Excellency,

(22)

I submit draft instruments repealing the legislation at 9 (a) which will be submitted to you for signature on ~~Wed~~ day plus ~~one~~ *just working day after V.E. day.*

2. I find that items 2 and 6 on the list were Regulations and not Orders. They both come under Part VII of the Regulations and there is no reason why we should not repeal the whole of that part. I have drafted accordingly. I am sure there are many other individual sections of the main Defence Regulations which could also be repealed now but as we agreed I think we should wait until we hear exactly what has happened in England. This also applies to Censorship and Shipping Security (vide para: 4 of 18).

3. I also submit a draft Notice regarding travel restrictions.

*KB*

3rd May, 1945.

(23)

Tel. from S. of S. Circular No 5-6 Secret.

1.5.45.

(24)

Y.F.

1. To see (22) & drafts submitted.

2. (23). I think this means that the announcements will be made about a week after V.E. Day, but that need not affect us here. I imagine that in your broadcast you will merely stress that the war is still on & that, though controls will be relaxed as quickly as possible, people must not expect a return to peace time conditions.

*KB*

3 3/5/45

Telegram No 58 bivar from S. of S. of 3.5.45.

25.

No 128 to S. of S. of 4.5.45.

26.

(27)

Y.F.

1. Regulations.  
2. Order.  
3. Proclamation } Submitted for signature.

2. Draft announcements regarding alien controls will be submitted during the next few days.

*KB*  
10/5/45

- 28. Telegram, No. 135 from S. of S. of 7. 5. 45.
- 29. .. Circ. No. 66 from S. of S. of 9 5 45.
- 30. Proclamation, No. 1 of 1945 of 10. 5. 45.
- 31. Falkland Islands Defence (Amendment Regulations, No. 2 of 1945.
- 32. Order, No. 3 of 1945 of 10. 5. 45.
- 33. Gazette Notice, No. 10 of 10. 5. 45.

34. S of S. Secret Circ Resp of 7/3/45.  
(35).

B.U.  
8/6/45

U.K.  
I have been through this in detail with the  
N.O.C. and we recommend as follows: -

2. Inform F.I.C. (a) Coastal voyagers: These cover  
island voyagers & independence. All security  
removed.

(b) Voyagers W.S. America: As in  
paras 5-17 & 17, including relaxations on  
wireless-telegram, which will remain subject  
to censorship, and last sentence of para 9, which  
does not apply.

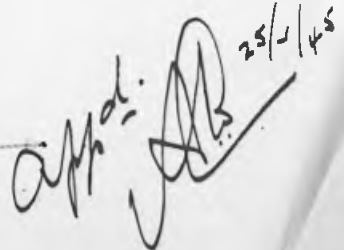
3. Show U. Can paras 14 & 15. Para 18. Censorship  
of passenger documents can be repeated on  
12+90 when the first steps to relax censorship  
are taken.

4. We think we can repeal the following.

Def. Regs. 1939: S. 32, 32B (Def. Am. Regs. 1940 S. 7. P 73),  
32D & E (Order 1/42. P. 25), 34, 35, 37.

5. We should retain the regulations controlling  
Seamen as these are being retained in the  
U.K. until stage C. We have made them on  
request in order to comply & they affect crews  
of vessels calling here.

WB  
18/5/45

Appd:  25/1/45

- Maritime telegram Circular No. 1 from S. of S. of 26. 5. 45. 37.
- Secret telegram, No. 167 from S. of S. of 26. 5. 45. 38.
- Minute to Chief Censor of 28. 5. 45. 39.
- ~~Telegram No. 145 to S. of S. of 28. 5. 45. 40.~~
- Telegram, No. 46 to Magistrate, South Georgia of 28.5.45. 41.
- Telegram, No. 47 to Magistrate, South Georgia of 28. 5. 45. 42.
- Telegram to Operator, Fox Bay and Pebble Island of 28. 5. 45. 43.
- Gazette Notice, No.17 of 28. 5. 45. 44.
- Letter to Manager, F.I.C., of 28. 5. 45. 45.
- Minute to Chief Censor of 28. 5. 45. 46.
- Falkland Is. Defence (Am) Regulations No. 3 of 1945 of 28.5.45. 47.
- Despatch, No. 42 to S. of S. of 2. 6. 45. 48.
- Telegram, No 183 from S. of S. of 14. 6. 45. 49.
- "    No. 164 to . . . of 15. 6. 45. 50.
- Circular No 86 from S. of S. of 21. 6. 45. 51.

(52)

Y.K. may we discuss Argentine ships D.S. Q. issue  
 before a nice little talk - Mr. G. Hurst.

KB  
 29.5.45

n.a.n.  
 AB 30/1/45

60  
 per 5/18/45

(53)

Proclamation 42 2 of 1945. 7.1.17.7. Quodlibet. 2.7.45. 53.

(54)

Y.K. Protocol (but not telegraphic censorship) is to  
 cease on 31<sup>st</sup> July. I submit a draft Proclamation.

2. I have also seen this opportunity of drafting  
 the repeal of certain defence Regulations. They  
 are unimportant but their repeal will keep  
 us in step with repeals of emergency legislation  
 in the U.K. I took them from the list  
 given in the attached print.

KB.  
 23.7.45



- 55 S. of S. Confidential Circular Telegram Saving of 16/4/45. (3)
- 56 " " " " " " 16/4/45
- 57 " " " " " " 7/5/45 (2)
- 58 " " " " " " 7/5/45
- 59 " " " " " " 7/5/45 (5)
- 60 " " " " " " 7/5/45 (4)
- 61 " Secret " " " " 16/4/45
62. Falkland Islands Defence (Amendment No. 3) Regulation,  
No. 4 of 1945.
63. Proclamation, No. 3 of 1945
64. Despatch, No. 57 to S. of S. of 2. 8. 45.
65. " " " " 20. 8. 45.
66. Falkland Islands Defence (Amendment, No. 4) Regulation, No. 5  
of 1945 of 23. 8. 45.
67. Proclamation, No. 4 of 1945 - Abolition of Censorship.

(68)

4.E.

(66) & (67) submitted for signature. (66) cancels the whole Part dealing with control of the press, writers, photography etc. No doubt we can soon repeal all DORA. except economic controls, but I think we had better wait on London. I have already advised all concerned about the censorship's how flawed it is.

✓

KB  
24/8/45

69. Circular telegram No. 133 from S. of S. of 22. 9. 45.
70. letter to manager, F.I. Co. of 28. 9. 45.
71. Circ. telegram No. 136 from S. of S. of 26-9-45.
72. umm. " " " " " " " " " "
73. bis. " " " " " " " " " "
- No. 145 from S. of S. of 6. 10. 45.

(74)

G.E.

Ref(71). To keep pace with the G.H., see now reverse Defence Regs:-

18. Interference with H.M. forces etc

19 (1) (a), (b) & (c) This leading acts & misrepresentation.

24. Sabotage.

33 A. (1) a & (2) Deployment in British ships & aircraft.

2. The G.H. list for Stage B. includes Protected Areas, but I am doubtful about this so long as we have the Garrison stores to look after.

KB  
11/10/45

*[Handwritten signature]*

(75)

Note

In a blue folder in my office is a consolidated set of our D.O.R.A. Regs etc. As they have been repealed I have cancelled them in that copy.

KB  
13-10-45

Falkland Is. Defence (Amendment No. 5) Regulations 1945

No. 6 of 1945 of 12.10.45 76.

Circ. Savings from D. of D of 27.7.45 77.

(78)

G.E.

n.a.w. 9 items.

KB  
6/10/45

*[Handwritten signature]* 23/10/45

*[Handwritten mark]*

Circ Telegram No. 150 from S. of S of 11.10.45 79.

Ann. " " " " " " 15.10.45 80.

Circ. Telegram No. 164 from S. of S of 10.11.45. 81. *[Handwritten mark]*

(82)

Y.C. Red (81) submitted pl.

Sh. Jones  
12/11/45

83. Despatch No. 79 to S. of S. of 27-11-45 83.

minutes to Registrar General of 1.12.45 84.

" " " " " " 7.12.45 85.



86	Circ Telegram No 184 from S of S of	22. 12. 45
87	Circ " " 3	7. 1. 46
88	" " " 4	7. 1. 46
89	" " " " " "	11. 1. 46
90	" Savingsgram " " " "	18. 10. 45
91	" Note " " " "	15. 11. 45
92	" telegram No 8 " " " "	21. 1. 46
93	" " " " " " " "	31. 1. 46
94	" " " " " " " "	31. 1. 46
95	Circ <sup>del</sup> No 21 from S of S of	19. 2. 46
96	" Note " " " "	19. 1. 46
97	" " " " " "	3. 3. 46

H.C.S.

98

It seems to me (97) & its enclosure shall be published in the gaz.

*[Signature]* 7/11/46

99

1/2

At (99A) is a statement of the cost of printing (97B). It seems a considerable expenditure of time & money.

2. In 1939 (Gazette p. 115-123) was published both the O.I.C. & the Act. But the Act was much shorter than (97B).

3. Would V.E. approve either:-

A. Re-printing for 200 copies of (97A & B)

to be sent me by air (see last page of the Act) to publishing them in an Extraordinary

Notice  
Gazette under cover of a brief introductory  
like that on p. 115 of 1939 Gazette;

B. Printing the O.L.C. as  
stating in the Notice that the Act  
may be inspected at the Secretariat?

WBL

12.6.46

(I want delay in dealing with this owing to  
pressure of other work).

(100)

Your suggestion to publish a notice in the  
Gazette to the effect that this Act is in existence  
it can be seen in Col. Secy's Office should  
suffice.

S. of S. does not ask for its publication.

WBL 12/21/46

(101)

A.C.S.

R. let me see draft notice before publication

WBL

13/12/46

Gazette Notice No. 26 of 27. 6. 46.

102.

Circ. Agram. from S. of S. of 18. 7. 46

103.

PA WBL  
27/6/46

104

To Registrar for ... x of (105): for  
reports on Y - 2. 106

WBL

7. x. 46

(105)

Ag. Registrar

As in (104) pl.

WBL  
9/10/46

Hon. Col. Sec.,

Sheet No. 6.....

I have perused the F. S. Defence Regulations and recommend the following:-

- (a) that the Regulations set forth in (Red. 106A & 106B), and all subsidiary legislation made thereunder be repealed; and
- (b) that the Orders and Proclamations in (Red 106B) be repealed; and
- (c) that the Regulations in (Red 106C) should be retained for the time being.

J. B.

Ag. Registrar.

17.10.46.

(107)

Last sentence of x in (103). Pl. ask Registrar for a state. Exemption of regulations n. v. 1. X. 46.

*Abel*  
21.10.46

(108)

Ag Registrar

Y. n. a. as indicated in (107) pl.

*J. B.*  
22.10.46

Hon. Col. Sec.,

(109)

Regulations repealed up to 1. X. 46, are listed in (Red 109 a).

J. B.

Ag. Registrar

23.10.46.

110. Savingsam No. 48 to D. of D. of 24.10.46

111

To Ex. Co. for L.O. in (106) please.

*Abel*  
28.10.48

Hon. Secy.

At. Col. the Hon. J. A. Woodgate, S.S.

For info on reeds (106 A, B, & C) read in conjunction with Ag. Regs minute at (106) pl

W.P.C. of S.C.  
29/10/46

Hon. Col. Secy.

- ① In view of the recent discovery of live ammunition in certain beaches should not HQ remain?
- ② Surely 57 & 60 are no longer needed, nor are 68, 45.
- ③ I presume Registrar suggests retaining 61, 62, 64, 69, for the purpose of control of -ports & currency. If they are retained, surely 63 must be also to give effect to the others?
- ④ Order of 15/3/41 Sale of liquor during Fleet Visits. Surely this can go. I don't remember its being enforced when H.M.C.S. Uganda was here.
- ⑤ Order of 18/6/41 Appears to have been repealed already. It surely can be.
- ⑥ " of 15/7/43 Is this necessary now? Perhaps Registrar has been listening to Señor Pano's broadcasts?
- ⑦ Proclamation I fail to see the need to retain 4/39, 5/40 11/39 R.N.R. call up. I presume it is necessary to retain this till all are demobilised.  
4/41 (i) Is still necessary, is (ii)?

J. A. Woodgate 29-X.

[ ② - ⑦ above can return under a mis-  
-attention because (106B) was wrongly  
numbered (106C) ]

Honourable Colonial Secretary,

I am of the opinion that other than Regulations etc. controlling exchange finance & kindred subjects the whole issue could be repealed. As however the S.O.S. feels this is not possible I give following comments.

43, 44 (with 70, 71 & 73 as a corollary) should be retained having in mind that W.D. still hold land on requisition from F.T.C. 51 would also perhaps be useful in the same connection.

I feel we could with full safety repeal or rescind 59, 60, 67, 68, 69 & 76. That there is no need to retain the orders dated 15.11.41, 18.11.41 & 15.1.43 (one has already been repealed apparently) & that Proclamations 4/39, 11/39 & 5/40 can be scrapped. 4/41 could go if O/S Treasury agrees.

*D.W.* 1.11.46.

(115)

A.S.

There has been some misunderstanding in (113) (114) for the reasons given & for of (113).

2. Now please take steps to repeal all in (106A) less 43, 44: see in (106B) if O/S Treasury agrees to 4/41. Proc.

3. Add 50-59 to (109A) to the enclosure to (110).

4. Re. has compiled revised list as at (106C) of all Regs. retained:

✓ cut up one copy of D.R.'s for my  
reference in his connection showing only  
the D.R.'s since in June.

ABC  
2.11.46

U.S. Defence Regulation No. 4. of 1946 of 4.11.46 116.

Proclamation No. 4 of 1946 of 5.11.46 117.

Order No. 1 of 1946 " 5.11.46 118

119

Does Mr. Tamm want to repeal of Pro. 4/1941?  
2. (115) § 3 is urgent.

ABC  
5.11.46

(120)

Mr. Treasury  
— you have verbally agreed to  
repeal of Proclamation No. 4 of 1941.

Will you please confirm.

ABC  
6/11/46

121.

Idem.

Confirmed pl.

ABC  
6/11/46

Para 3 of (115)?

122

A new edition will be due on 1.3.46. I D. will  
like to forward a consolidated edition of the D.R.'s  
since in force until the Government has advised &  
examined the position.

2. let us see B.C. 15.1.47.

ABC  
6.11.46

J. D.



123

P. put up the complete set of D.R.'s that remain in force. I think to Bennett get me out.

ABL  
15.1

(124)

~~H.C.S.~~ D.R.'s attached, pl.

~~ABL~~  
15.1.47

125

Has (116) - (118) gone to S/S?

ABL  
16.1.47

H.B.S.

126

(116) & (118) have not been sent, pl.

AB  
16.1.47

127

~~H.C.A.~~

(106) - 122. There is a set of outstanding D.R.'s below this file. A lot of deal of deal work has been cleared away, but I am inclined to suggest the revocation of

§ 41 (1) (b)

(c)

(2)

(3)

(4)

*Handwritten notes on the left margin:*  
W.S.  
H. S. S.  
not sent

§ 43 } but see (114)  
44 }

58

63

65

2. Please comment in so far as you are  
concerned.

*ABL*  
17.1.47

(128)

H.C.S.

I agree that no useful purpose can be served by the retention of Section 41 paras (1) (b), 2, 3 and 4, but it would still appear necessary to retain sub-section (c) para(1) in order to demand the various returns still required by this department.

Sections 43 and 44 would have to remain until such time as the military authorities relinquish all land possessed by them.

Sections 58, 63 and 65 I agree should be revoked.

*RUB.*  
C.A.  
20-1-47

129

*the*

Red (103) - in. The present one  
is from an in the case below the file.

2. To E.C. 'w.s.?'

*ABL*  
20.1.47

Acq.

MC 20/1

Hon. Mr.  
 Lt. Col. the Hon.  
 J. A. Woodgate, O.B.E.  
 Hon. D. W. Roberts, O.B.E.  
 Hon. A. G. Barton.

(105) onwards for your  
 written opinion, pl. *M. J. J. 2/2/47*

Hon. C.S.

131.

H1 43 44, 58. I agree with C.A. (128)  
 63, 65, I should have thought  
 necessary as long as C.A. is ~~exercising~~ exercising  
 control over any commodities or prices

132.

Honourable Colonial Secretary.

I agree with P.S.M.O.'s comment above.

*M.S. 5. II. 47*

H.C.S.

133

agree with G.A. (128)

*J.M.R. 10. II. 47.*

134

Hon. C.S. - Seen

*A.B.B. 12. 2. 47.*

135.

Extract from the Minutes of a Meeting of the Executive Council held on the 13th of February, 1947.

REVISION OF WAR TIME LEGISLATION.

"The Council advised that a schedule of regulations that might be revoked should be circulated to Honourable Members every six months for written opinion.

His Excellency concurred and ordered accordingly".

*Bond*

Ag. Clerk of the Executive Council.

Registrar S.C.

(103) - a

I shall be fortunate for your suggestions as to whether any of the remaining D.R.'s (in case below) shd. be revoked.

A.B.L.  
10.3.47

A.B.L.

137

I can see no necessity for  
41 (1) (d) } Right of entry by an order of the C.A.  
41 (1) (b) } Control of "essential work" and  
" (2) } "undertakings"  
" (3) }

as for 43 and 44. If there is still, as I believe there is, land in the occupation of the W.D. one of these, - that under which the appropriate requisition was made - is necessary but the other might go.

74 Articles connected with "war offences" must now be obsolete.

g.l.d.  
Registrar General. 14-iii-47

138

C.A.

For any remarks you may have to make pl.

A.B.L.  
15.3

(139.)

H.C.S.

Red. 131. I agree with Hon.S.M.O. that section 63 "False Statements" might perhaps be better left in force for the present.

Red. 137. I do not agree with the Registrar General that section 41 (1) (d) should at the present time be repealed. This section covers "entry of premises".

B.M.B.  
C.A. 17-3-47.

140.

11/24 Ex. 6.

130 - 139 with the print below of remaining D.R's.

? Reside. -

§ 41 (1) (b)

(2)

(3)

~~(4)~~

58

74

2. Then as the residue for the various suggestions, so far as I can make out. They are circulated in acc. with 135: for 'w.o.' pl.

ABE  
17.3.47

141  
Hon. Secy  
St. Col. the Hon. Jandvongate, OBE MBE  
Hon. Dr. Roberts OBE, J.P.

Assuringly, pl

JB  
Ag. 6. of E.C.  
17.3.47

142  
Hon. Secy  
21. I am I mention in the by that there is the section under which (b) may be made to refer to (b) etc. of essential connection, or in the stages of flow & stages which recently occurred. If so I would surely all be retained as long as the World War Situation is variable.

58 If that is so it would appear a double CD to under side with any contraction of such letters, a 74 gives the longer the right of appeal to a court. JB 17.3.47

(143)

I feel 41 (1) b. could go but  
others feel like H.S.M.O. if  
the clause says CA. has power as  
I feel it does.

*AW* 18.11.47

H.C.S.

144.

Agreed that 41 (1) b (2) and (3). also 58 and 74  
be revised.

20.3.47.

145

CA.

In your remarks on 142 - 144 re.

*ABE*  
23.3

(146).

H.C.S.

Reds 142 to 144.

As it is the considered opinion of two members of  
Ex.Co. (142 & 143) that all sections enumerated at (140) should  
remain (with the possible exception of Section 41 (1) (b)),  
I feel unwilling to make any suggestion to the contrary.

*BWB*  
C.A.  
24.3.47.

147

CA.

But is the last sentence of — — —  
of 143 correct?

*ABE*  
25/3

148.

H.C.S.

If the sentence referred to was written with reference  
to 41 (1) (b) then presumably it is not correct - this section  
covers "undertakings" only.

Control of sales, prices, etc., is fully covered by  
section 41 (1) (a).

*BWB*  
26.3.47-

*ABE*  
24/3



149

A.C.S.

I am satisfied that Reg. 41 (1)(a) gives the C.A. all the powers he needs - the other may be worked under Reg. 79 i.e.

41 (1) (a)

2

3

58

74.

2. Draft Regulation is at (16) p2

A.B.L.

28.3.47

150

H.O.S.

Draft L/with pl.

J.B.  
ajus.  
1/5/47

151

Check L/with pl. send draft to R.S.C. to vet. then

2. Pl. circular draft to Ex. Co.

'w.o.'

A.B.L.

11.4.47

152.

H.S.C.

Could you pl. vet. attached Draft Regs.

153

J.B.  
ajus.  
11/4.

H.C.B.

Please

J.B.L.  
R.S.C.

12-IV-47

Hon S. M. O.

Lt. Col. the Hon. J.A. Woodgate O.B.E., R.R.S.A.  
Hon. D.W. Roberts, O.B.E., J.P.

Attached Draft of Y. W. O. Pl.

ag. b. of B. b.  
15.4.47.

155

Hon <sup>28</sup> in further comments

16.11.

156

Honorable Colonial Secretary.

I am content.

Chs. 16.11.47.

157.

H.C.S.

Approved

16.4.47.

158.

Order No. 1 of 1947 of 18.4.47. 158.

Circ note from S. of S. of 7.2.47. 159.

S/M

160

(159<sup>a</sup>) we have legislation which shd. be repealed, pl?

for C.S.

161.

H.C.S.

All legislation listed at 159 (a) with the exception of 47AAC (which relates to desertion from fishing vessels) is satisfactorily dealt with in S/7/39 III, reds 90 & 91 refer.

47AAC would not apply here and as far as I am able to discover was never enacted.

B.M.  
S/M.23.4.47.

VE

102

(103) - or (with 129 - or especially)

Inst S/T for comm. re. following (110)

(116) - (118) was made before VE's arrival in the Colony they reduce D.R.'s to those shown in the folder below. In VE's absence I considered them further in Ex. Co. - if VE approves the remainder shd. I think stay for the present.

2. § 3 of the Inst - i.e. those in the folder less those in (158).

W.Bh  
24.4.47

CS

103

I note that the proposals have been circulated for the views of other members of Executive Council and I endorse the findings.

Draft: app.

W.C. 24/4

164

Lavington No 11 to S of S of 24.4.47.

166  
Magistrate  
165 for your very early advice  
pl. I must telegraph to London  
A. Bly  
2/6

167  
ACS  
I have spoken to D. Stanick - to  
Bispo (Ag. C.O.) - but have not yet  
issued. Re. B. for H's return.  
A. Bly  
2/6

169  
HE  
165 168 This can await further  
leg. Co. The Price (if we decide to pro-  
ceed with it) will (I hope) be  
settled by the L.S.  
A. Bly  
3/6

Yes - and I think we had better  
"remind" S&S re L.S. p.p.

Mc. 9/vi

by 1/5  
A. Bly  
9/6  
167 47

Inside Minute Paper.

171.

Minute ~~from~~ <sup>to</sup> Registrar-General of 26.7.47.

172.

Despatch No. 31. to S. of S. of 20.8.47.

171  
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200

173

ZE

(165) (168)

until the L.S. comes in can  
decide on limits resources to non  
pressing work: a wife S/S that  
legislation will be done when L.S.  
limits arrives?

Abd  
6.10.

175  
for me 1/4

176. Birmingham No. 92 to S. of S. of 7.10.47

177. Circ. 4/2 tel from S. of S. of 8.10.47

178.

Magistrate

Will you please enable me to draft  
a reply at your v. early convenience of  
2. A reply is reqd. by S/S by  
noon on 11.10.47 (see para 5) p.

J.  
for C.S.  
9.10.

Hon. Col. Sec.,

179

(179a)

So far as I can see this is what is required by para. 3 in 177,

I have ticked the second line of the para. as it might be desired to eliminate a regulation or two from my list.

May I point out our Reg. No. 43 as it seems to have been revoked in U.K. since I cannot find it in the Schedule of 97b.

J.R.D.  
Magistrate.  
10.x.47.

180

YE.

(177) - 179

D: Hamilton has kindly done his best with a 'mish job.' May in telegraph

(79A) with, etc., w.r.t. (177) §3?

2. (165) - replies to (176) which has however not yet come - frustrated §4 of (177) the second line of §3. But there is not time to fix this due to identification - we had better send the whole lot as they stand?

Alsh  
10/x

Tel. No. 584 to S. of S. of 10.10.47 181

182

YE.

authorized (181) after discussion with D: Hamilton.

2. Now, stand ~ ~~(165)~~? (176)?

Alsh  
11.x

Go mc 11/x

B.U.  
B/12 Alsh  
13/x



184 Telegram unnumbered from Secretary of State of 21/10/47  
185

Mag.

Wd. you pl. enclose a reply to be made to (184) at yr. early convenience

J. C. S.  
23. x.

Pt. rec 181 A.  
g.p.d.  
24-1-47

187. Unnumbered telegram to Secretary of State of 24/10/47.

188 Tel. No 409 from S. of S. of 8.11.47.

189

Mag. state.

Pl. consider report on (188) at yr. very early convenience.

A. B. L.  
11/11

190

H.C.S.

D.R. 41 (1) (a) (c) and (d) institute a competent authority to deal with supplies, sales and allied matter, in fact rationing. So long as any form of rationing is continued these powers are necessary. There is no copy to be found of the Order in Council applying the Supplies and Services Act to the Colonies but one is bound to conclude there is <sup>such</sup> ~~an~~ Order in Council from the text of their telegram and from S. of S. telegram Circular No. 4.

(88)

2. D.Rs 43 and 44 Possession and Control of Land and Use of Land for purposes of H.M. Forces are necessary so long as the "Army Camp" persists. A short Ordinance could be made.

J. C. S.

13.11.47

191

YE.

(188) with (168) - (181), - 190.

1 submit for exam. Duff tel.

with U. D. Hamickon exam.

ABL  
13.4

(Existing D.R.R. are in folder below).

✓ Mc. 13/xi

Tel. No. 678 to S & S. of 14. 11-47. 193

CLOSED

Tony 0561 next  
22.11.47

PAH  
26/1/48.

①

CIRCULAR

Downing Street,

CONFIDENTIAL

31st January, 1944.

✓  
Sir,

A great body of legislation has been enacted in all Colonies, Protectorates and Mandated Territories to meet the special circumstances of the War, and it is now becoming necessary to consider what part of this should be repealed in each Territory immediately on the termination of hostilities in Europe, and what part should remain in force for a longer period, or should be preserved as a permanent element in the post war legislation of the Territory.

2. A Committee has already been constituted in this country with the following terms of reference:-

(a) To review the whole field of war legislation, including the Defence Regulations and other subordinate legislation, and to consider which parts of this legislation could be dispensed with immediately after cessation of hostilities (i) in Europe and (ii) in other theatres of war; which parts could be dispensed with at various stages in the period of transition from war to peace; and which parts should be continued, with or without modification, until it can be decided by the Government of the day whether they should be embodied in permanent legislation.

(b) To consider what legislative authority will be needed for the exercise of the emergency powers required during the transitional period beginning with the cessation of hostilities in Europe; and, in particular, whether that authority could be secured, at any rate in the initial stages, by so adapting the Emergency Powers (Defence) Acts and other war-time Acts that they would be appropriate to the conditions obtaining in the period immediately following the end of the war.

3. This Committee has been engaged in reviewing, in accordance with paragraph (a) of its terms of reference, the Defence Regulations in force in the United Kingdom. The review is nearly completed, and I enclose one schedule indicating the stages at which it is proposed to dispense with various groups of Regulations. The stages are as follows:-

- A - Cessation of active hostilities in Europe.
- B - Cessation of active hostilities in other theatres of war.
- C - End of limited period (say, six to twelve months) after B.
- D - End of transitional period between war and peace (having regard particularly to economic conditions).

The Officer Administering  
the Government of

G 17069

E

E - Measures to be considered for permanent retention, (distinguishing between (a) war measures which should be continued indefinitely, and (b) war measures which should be brought to an end at some stage, but noted for introduction into permanent legislation at some convenient opportunity).

4. For the purposes of their review, the Committee have for the time being assumed that the necessary statutory powers, whether in the form of the present Emergency Powers (Defence) Acts or new legislation, will be available for the requisite periods. This is a matter to be considered by the Committee under paragraph (b) of its terms of reference, but no conclusions have yet been reached upon it. The Committee's attention has been drawn to the fact that in Colonial Territories the power to legislate by Defence Regulation is derived from the Emergency Powers (Defence) Acts of the United Kingdom. For the purposes of any review of Defence Regulations of Colonial Territories the same assumption should be made as has been made by the United Kingdom Committee, namely, that the necessary statutory powers will be available so long as Defence Regulations are required.

5. I have therefore the honour to request that you will have an early examination made of all the emergency legislation which exists in the territory or territories with which you are concerned, whether in the form of Ordinances, or Defence Regulations etc., and arrange for its classification into the five groups mentioned above for date of repeal.

6. In considering the repeal of legislation enacted locally I should be glad if you would also differentiate between that which is required primarily for local purposes, and which can be repealed when the local need has passed, and that which is designed to form part of a broader Empire-wide network of war-time control, e.g., censorship, trading with the enemy, and certain economic matters, where it is desirable that the related legislation in the United Kingdom and in all Colonial Territories (or in certain areas) should be scheduled for simultaneous repeal. The question whether control in Economic matters should continue to be exercised under the Defence Regulations or should be under special legislation is at present under examination, and I will inform you when a decision is reached. In the meantime you will observe that the Committee have recommended the retention of the majority of economic controls until stage D, and I should be grateful for a full statement of your reasons if you wish to dispense with any such local control at an earlier stage.

7. I realise that a thorough examination of all emergency legislation will impose a heavy burden on staffs which are already depleted, and I do not wish to ask now for your final decisions on the classification of legislation in stages C, D, and E, but I should be obliged if you could send me at least a provisional classification, (with as much accuracy as possible in regard to stages A and B), not later than 3 months after the receipt of this despatch; advising me by telegraph when the reply has been sent, and keep me informed of any subsequent alterations in the classification.

8. I should also be obliged if you will send me at a later date separate notes upon any emergency legislation which you propose to embody in permanent legislation, stating the reason for its retention and the method by which it is proposed to

G 17070

continue

continue it in force. The continuation in peace-time, however, of legislation enacted to meet the stress of war, often under special powers which would not be tolerated in peace-time, is likely to be controversial in many cases; and I have to request that no public pronouncement may be made in regard to the permanent retention of any such measure without prior reference to me.

I have the honour to be,  
Sir,  
Your most obedient, humble servant,

OLIVER STANLEY.

( 17071

DOUBLE

3

6 7

ME

Date of Order, Proclamation, or Regulation etc.	No.	Subject.
1941. 18th June.		Defence (Finance) (Amendment No. 2.) Reg. X
1941. 9th June.	5 of 1941.	PROCLAMATION. Restriction on Importation of Goods. X
1941. 19th June.	6 of 1941.	PROCLAMATION. Importation of Essential and Non-essential Goods. X
1941. 16th June.		Restricting passenger traffic to ports outside the Colony. X
1941. 26th July.		Defence (Finance) Amendment No. 3) X
1941. 1st Aug.		Protected Areas. X ?
1941. 28th Aug.	7 of 1941.	PROCLAMATION. "exportation" covers re-export and transshipment. X
1941. 28th Nov.		Trading with the Enemy (Specified Persons) (Amendment)(No 5.) X
1941. 26th Nov.	1 of 1941.	ORDINANCE. Trading with the Enemy. X
1941. 7th Dec.	8 of 1941.	PROCLAMATION. Declaration of War. Finland, Hungary, Roumania. X
1941. 8th Dec.	9 of 1941.	PROCLAMATION. Declaration of War. Japan. X
1941. 8th Dec.	10 of 1941.	PROCLAMATION. Compulsory Service in the F.I. Defence Force. X ?
1941. 10th Dec.	11 of 1941.	PROCLAMATION. General mobilisation of the F.I. Defence Force. X ?
1941. 15th Dec.	12 of 1941.	PROCLAMATION. Institution of Prize Court. X ?
1941. 9th Dec.		Offence for any person to remove or tamper with sand kept for fire fighting. A.
1942. 3rd Jan.	1 of 1942.	PROCLAMATION. Declaration of war. Bulgaria. X
1942. 12th Jan.	2 of 1942.	PROCLAMATION. Institution of Prize Court. X ?
1942. 24th Jan.		Measures for the safety of vessels in port. X ?
1942. 6th Feb.	3 of 1942.	PROCLAMATION. Declaration of War. Thailand. X
1942. 12th Feb.	4 of 1942.	PROCLAMATION. Institution of Prize Court. X ?



Date of Order,  
Proclamation,  
or Regulation etc.

No.

Subject.

1940. 15th June.	4 of 1940.	PROCLAMATION. Institution of Prize Court. X ?
1940. 29th May.		Defence (Amendment) (No. 1) Regulations. X <i>Censurship - detention of suspects.</i>
1940. 29th May.		<del>Order for Detention &amp; Control of Enemy subjects.</del> Otto Ripp. X ?
1940. 22nd July.		Defence (Amendment) (No. 2) Regulations. Publishing reports & statements. X ?
1940. 21st Aug.		Defence (Finance) Regs. Importation of Bank Notes from Uruguay and Chile. X
1940. 27th Aug.		Defence (Finance) Regs. Importation of Bank Notes. X
1940. 20th Sept.	5 of 1940.	PROCLAMATION. Prohibition of Importation of Aluminium into the Colony. X
1940. 10th Sept.		Declaring certain Areas in the Colony to be Protected Areas. X ?
1940. 4th Oct.		Defence (Amendment) (No. 3) Regs. Detention of ships under foreign flags. X ?
1940. 14th Oct.		No documents, pictorial representation or photograph to be sent out of Colony. X ?
1940. 25th Oct.		<del>Defence (Amendment) (No. 4) Regs.</del> X <i>detention of suspects.</i>
1940. 28th Nov.	11 of 1940.	ORDINANCE to amend the Trading with the Enemy Ord. X
1941. 18th Feb.		Securities (Restrictions and Returns) (Amendment). X
1941. 5th Mar.		<del>Power to arrange for transfer of persons detained in Colonies, etc.</del> X
1941. 29th Mar.		Importation of Bank Notes. X
1941. 15th Mar.		Order. retail sale of liquors in the town of Stanley during visits of H.M's Ships. X ?
1941. 16th Apr.		<del>Detention and control of Enemy Subjects.</del> Helmuth Krauss. X ?
1941. 6th Mar.	3 of 1941.	PROCLAMATION. Restriction on importation of semi-manufactured Iron and Steel. X
1941. 15th May.	4 of 1941.	PROCLAMATION. Prohibition of exportation of certain valuables from the Colony. X
1941. 18th June.		Registration of vehicles with Competent Authority. <i>Report</i> . X ?

Date of Order,  
Proclamation,  
or Regulation etc.

No.

Subject.

1942. 24th Feb.	3 of 1942.	Governor to terminate military appointments. <i>E ?</i>
1942. 20th Mar.	5 of 1942.	<del>Declaring a certain Area in the Colony to be Protected.</del> <i>A.</i>
1942. 13th Mar.	5 of 1942.	Compensation (Defence) ORDINANCE. <i>✓</i>
1942. 22nd May.		<del>Billeting.</del> <i>A.</i>
1942. 9th June.	9 of 1942.	Trading with the enemy (Specified Persons) (Amendment) No.5. <i>✓</i>
1942. 30th June.	10 of 1942.	Detention of aliens from ships or aircraft. <i>✓ ?</i>
1942. 25th July.	11 of 1942.	Detention of persons of hostile origin or associations. <i>✓ ?</i>
1942. 27th Aug.		Control of Photography. <i>X</i>
1942. 6th Oct.	13 of 1942.	Constable or member of H.M. Forces to arrest without warrant. <i>A.X ?</i>
1942. 23rd Nov.	7 of 1942.	PROCLAMATION. Prohibit exportation of foodstuffs etc. <i>X</i>
1942. 17th Dec.	14 of 1942.	Requisitioning horses for Falkland Islands Force. <i>* ?</i>
1942. 28th Dec.	15 of 1942.	Declaring certain places to be protected areas. <i>✓ ?</i>
1942. 30th Dec.	16 of 1942.	Requisitioning motor vehicles for defence purposes. <i>A ?</i>
1943. 15th Jan.	1 of 1943.	Regulating the display of lights. <i>A.</i>
1943. 18th Feb.	2 of 1943.	Detention and control of <del>enemy</del> <sup>Suspect persons</sup> subjects. <i>X ?</i>
1943. 10th May.	3 of 1943.	Requisitioning certain cattle. <i>✓</i>
1943. 17th May.	4 of 1943.	Death penalty for treachery. <i>X</i>
1943. 26th May.	5 of 1943.	Defence (Port) Order. <i>X Repealed</i>
1943. 21st Sept.	7 of 1943.	Power to require performance of service in ships. <i>X ?</i>
1943. 4th Dec.	2 of 1943.	PROCLAMATION. Importation of Essential and Non-essential Goods. <i>* ✓</i>

Date of Order,  
Proclamation,  
or Regulation etc.

No.

Subject.

Date of Order, Proclamation, or Regulation etc.	No.	Subject.
✓ 1943. 3rd Dec.	8 of 1943.	Enforcing agreements to join ships abroad. X ?
✓ 1944. 6th Mar.	1 of 1944.	Offences by seamen. X ?

GOVERNMENT HOUSE,  
STANLEY,  
12th July, 1944.

FALKLAND ISLANDS.  
CONFIDENTIAL.

Sir,

*Recd*

I have the honour to refer to your Confidential Circular Despatch dated 21st January, regarding the repeal of war time emergency legislation.

3. The Falkland Islands Defence Regulations (1939) follow the model Colonial Defence Regulations and their subsequent amendments consist almost entirely of such amendments to the similar United Kingdom Regulations as have been considered applicable to local conditions. Nearly all other measures form part of the Imperial or International framework or have been introduced to meet War Office or Admiralty requirements. In all these cases repeal in the Colony will follow repeal by the Imperial Government or will be subject to the wishes of the Service Departments. Since the decisions must be taken in London, I do not propose, unless otherwise instructed, to submit detailed proposals in the above cases.

4. The very few local enactments, including amendments to the Falkland Islands Defence Regulations, which are not within the above categories and are not concerned with economic control are set out in enclosed schedule. As far as can be seen at present, they can all be repealed at stage A.

I have the honour to be

Sir,

Your most obedient,  
humble servant,  
(Sgd.) A. W. ...

HIS RIGHT HONOURABLE  
O. F. G. STANLEY, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES.

SCHEDULE.

Regulations to be revoked on cessation of active  
hostilities in Europe. (Stage A.)

<u>Enactment.</u>	<u>Subject.</u>
Proclamation, No. 10 of 1939.	Powers to requisition land, machinery, stores, buildings and animals.
<i>This is Regs</i> Order of 9th December, 1941, under S. 54 of Colonial Defence Regulations.	A. R. P. Measure. <i>Amended by SPB</i> <i>1128</i>
Order, No. 5 of 1942, under S. 28 of Colonial Defence Regulations.	Declaring Stanley a Protected Area
M. I. Defence (Amendment) Regulations 1942.	Billeting.
Order, No. 16 of 1942, under S. 46 of Colonial Defence Regulations.	Registration and requisitioning of Motor Vehicles.
<i>Regulations.</i> Order, No. 1 of 1943, under Colonial Defence Regulations.	Black-Out: power to impose.

DECODE.

TELEGRAM.

From His Excellency the Governor.

To Secretary of State for the Colonies.

M.P. C/1/44.

Despatched : 26th July, 19 44. Time : .....

Received : ..... 19 ... Time : .....

*2ed 1.*  
WITHOUT PRIORITY. No. 186. Confidential. Your confidential  
despatch 31st January Repeal of emergency legislation. Reply  
sent 24th July by airmail.

GOVERNOR.

Saving.

From the Secretary of State for the Colonies.

To the Officer Administering the Government of FALKLAND ISLANDS.

Date 28<sup>th</sup> August, 1944.

No. 14 Saving. CONFIDENTIAL.

*✓*  
Recd 9

Your confidential despatch  
12th July. Repeal of war legislation.

Your proposals approved.

Secer.



RECODE.

G.P. No. C/1/44.

14

TELEGRAM.

From Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched : 9th March, 1945. Time : 1810.

Received : 12th March, 1945. Time : 1030.

*Red 11*  
Unnumbered Circular (2). 9th March. CONFIDENTIAL. With reference to my despatch of 31st January Circular 1944, Confidential. Defence Regulations in the United Kingdom the draft of an Order which will revoke all Defence Regulations no longer required upon the cessation of hostilities with Germany is being prepared with a view of its being made and published immediately the occasion arises.

2. You should accordingly now take steps to prepare ready for execution and publication when the time arrives, the necessary instrument required to revoke the Defence Regulations which can be dispensed with in the territory with which you are concerned. The schedule to such instrument should contain details of all those Regulations which may by that date have been decided to dispense with at stage A. You will be notified separately when to bring this into effect.

3. Having regard to the purposes (set out in the section of Emergency Powers (Defence) Act 1939) for which Defence Regulations may be made justification for retaining any Defence Regulation after the end of hostilities in Europe must depend on its necessity in connection with the War against Japan. I am anxious to see that the maximum relaxation at Stage A compatible with some delay in requirements. For all local purposes other than Defence Security and War time economic needs reliance should be placed as far as possible on ordinary laws.

C. O. I.

SECRETARY OF STATE.



CODE.

15

TELEGRAM.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched : 9th March, 19 45. Time : 1825.

Received : 10th March, 19 45. Time : 1030.

Rec'd H.

No. 63. My telegram Circular Unnumbered (2) of 9th March, Confidential.

Revocation of Defence Regulations. I appreciate in my telegram Saving No. 14 Confidential of 28th August, 1944, I said I accepted your provisional classification. On reconsideration, however, and having regard to the trend of the public in Parliament since that date, I feel I must ask you to reconsider your proposal in the light of my Circular telegram since the continuation of Defence Regulations in the Colonial Empire beyond the date on which corresponding Regulations are revoked in the United Kingdom will be difficult to defend unless they can be directly justified in connection with the war against Japan.

Argument that the European and Far Eastern War is a single war will not of itself carry conviction since the same argument applies to the United Kingdom where considerable relaxation at Stage A is contemplated.

SECRETARY OF STATE.

C. O. I.

15<sup>A</sup>

## Falkland Islands Defence (Port) Order.

No. 2 of 1945.

A. W. CARDINALL,  
*Governor.*

In exercise of the powers vested in him by the Falkland Islands Defence Regulations 1939, His Excellency the Governor is pleased to make the following Order :-

1. The Falkland Islands Defence (Port) Order made by the Governor on the 5th of September, 1939, as amended, is hereby rescinded.

*By Command,*

KENNETH BRADLEY,  
*Colonial Secretary.*

Colonial Secretary's Office,  
Stanley.

8th March, 1945.

M.P. 161/39.

DECODE.

17

TELEGRAM.

No. 48.

M.P. No. s/3/45.

From ..... The Secretary of State for the Colonies.

To ..... His Excellency the Governor.

---

Despatched :                    5th April,            1945            Time :    1915.

Received :                      6th April,            1945            Time :    ....

Circular No. 39.    CONFIDENTIAL.    Note for cease fire in (Europe)  
procedure Code Word will be ESCAPE repeat ESCAPE.

SECRETARY OF STATE.

COLONIAL OFFICE OUT CODE.

TELEGRAM.From The Secretary of State for the Colonies.To His Excellency the Governor.

Despatched: 6th April, 19 45. Time: 1115.

Received: 7th April, 19 45 Time: ....

Circular No. 38. CONFIDENTIAL. His Majesty's Government have under consideration general measures which will have to be taken at stage "A", i.e. on general suspension of hostilities in Europe and cease fire (Europe) book analogous war book is near completion. Colonial Governments are doubtless preparing similar records of measures to be taken locally on analogy that made for preparation for war included Defence Scheme.

2. Signal for action will consist of single code word telegraphed en clair meaning "hostilities against germany generally suspended. Institute cease fire (Europe) measures". My immediately following telegram gives selected code words.

3. In the United Kingdom it will be necessary to issue a number of statements under various headings, e.g. current production, economic control etc. It is hoped to telegraph the text of such statements in the near future in order that you may be informed of the United Kingdom policy and can consider the preparation of similar statements for issue locally.

4. Local cease fire (Europe) action will include (a) Defence Regulations, executed and published instrument revoking all Defence Regulations and order which by that date it has been decided to dispense, see my Telegram Circular Unnumbered (2) 9th March. (b) Publish any local announcements on the lines of those referred to in paragraph 3, (c) travel facilities. To avoid disappointment or misunderstanding announcement should be made making it clear "in view of general shortage of shipping and heavy demands on Air transport for Military and other essential Services all existing restrictions on travel remain in force. There is at present no prospect of any increase of travel facilities for private persons on Air Service to and from or within the United Kingdom". Relaxes ontravel restriction will eventually take place by categories of which you will be informed in due course. (d) Shipping security measures, see my Despatch Circular March 7th, 1945. (e) Overseas Censorship, see my Despatch Circular April 3rd. (f) Any other measures about which instruction may have been issued between now and Stage "A".

5. Any further instructions under paragraph 4 (f) above will be prefaced "Note for cease fire (Europe) book".

SECRETARY OF STATE.

C.O.I.

x not yet received. 14/4/45.

17  
 Excerpted to C/1/1/44 (14)

DECODE.

TELEGRAM.

No. 61.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: 11th April, 1945. Time: 1815.

Received: 12th April, 1945. Time: .....

SECRET Unnumbered Circular (2) 12th April - please confirm receipt of my Despatch 7th March, Secret Circular on security merchant shipping.

*Not yet received*

SECRETARY OF STATE.

G.T.C.

DECODE.

TELEGRAM.

M.P. No. C/1/44.

From His Excellency the Governor.

To The Secretary of State for the Colonies.

*Recd 19*

---

Despatched :                    14th April,            1945.            Time : ....  
 Received :                    .....                    19                    Time : ....

No. 107.    SECRET.    Your telegram Secret Unnumbered Circular (2)  
of 12th April.    Despatch not yet received.

GOVERNOR.

G.T.C.

DECODE.

25.

TELEGRAM.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched : 3rd May, 1945. Time : 1200.

Received : 4th May, 1945. Time : 1030.

IMPORTANT. Circular No. 58. SECRET. Note for cease fire book. Revocation of Defence Regulation regarding detention and control of suspected persons.

1. Defence Regulation No. 18 B.

This regulation will be revoked in the United Kingdom at Stage A and after careful consideration of the issues involved I have reached the conclusion on the grounds of general policy it should be revoked in all the Colonial Territories except Ceylon where it should be retained until Stage B and certain Western Pacific Islands where it should be maintained for the present and the position reviewed in three months after Stage A.

2. Defence Regulation No. 18 B A.

This regulation will not be revoked in the United Kingdom at Stage A but I consider it should be revoked at that Stage in all Colonial Territories except in Uganda where there are special reasons for its retention.

3. Defence Regulation providing for Deportation and Detention of Aliens; repeat Aliens.

While the general policy remains that these powers should be retained only if and where essential connection with the War against Japan and this should be the guiding principle, and such Regulation may be retained for the present if after consultation with your local Security advisers, you are satisfied their retention is necessary. The special Regulations relating to removal of Aliens from ships and aircraft (see my Circular Telegram No. 104 and No. 108 of 1942) should in any case be retained pending further instructions.

4. Defence Regulation No. 18 A.

This Regulation will be revoked in the United Kingdom at Stage A and as a matter of general policy I consider it should be similarly revoked in all Colonial Territories except Ceylon, the Western Pacific Territories, Mauritius and the Seychelles.

SECRETARY OF STATE.

DECODE.

26

TELEGRAM.

*From* Secretary of State for the Colonies.

*To* His Excellency the Governor.

---

*Despatched* : 4th May, 1945. *Time* : 2020.

*Received* : 5th May, 1945. *Time* : 1030.

IMMEDIATE.

*Rec'd 18*

No. 128. CONFIDENTIAL. Your Confidential Circular Telegram No. 38 paragraph 4 (d) and (e). Despatches not expected for some time. In view proximity of VE day should be grateful if summaries could be telegraphed.

GOVERNOR.



DECODE.

TELEGRAM.

*From* Secretary of State for the Colonies.

*To* His Excellency the Governor.

---

*Despatched :* 7th May, 19 45. *Time :* 1550.

*Received :* 8th May, 19 45. *Time :* 1030.

*Red 18*  
No. 135. SECRET. With reference to your telegram No. 128 and my  
Telegram No. 38. Confidential Circular, paragraph 4 (d). Shipping  
Security measures. I regret that it is not practicable to telegraph  
summary. If my despatch has not arrived by the time you receive the  
code word "Escape" (which as notified in my Circular Telegram No. 83  
is code word bringing into force these measures) you should maintain  
your present procedure as regards Shipping Security. Paragraph 4 (e).  
You will now have received my telegram No. 134 on censorship and in the  
circumstances I do not think it is necessary to telegraph summary of  
my Circular Despatch of 3rd April.

*Red 26*

SECRETARY OF STATE.

In & out Code.

DECODE.

(29)

TELEGRAM.

*From* The Secretary of State for the Colonies.

*To* His Excellency the Governor.

---

*Despatched :* 9th May, 19 45. *Time :* 2110.

*Received :* 10th May, 19 45. *Time :* 1050.

Circular No. 56. ESCAPE.

SECRETARY OF STATE.

---

Repeal of Proclamation, No. 10 of 1939.

---

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.



By His Excellency SIR ALLAN WOLSEY CARDINALL, Knight Commander of the Most Excellent Order of the British Empire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.

In virtue of the powers in me vested by the Emergency Powers (Defence) Act of the United Kingdom, 1939, and otherwise, I, SIR ALLAN WOLSEY CARDINALL, Knight Commander of the Most Excellent Order of the British Empire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, do hereby proclaim and order and it is hereby proclaimed and ordered as follows :-

Proclamation, No. 10 of 1939, made by me on the 28th day of September, 1939, authorising the requisitioning of buildings, land, machinery, stores or animals for service, is hereby repealed.

G O D   S A V E   T H E   K I N G .

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this tenth day of May, in the Year of Our Lord One thousand Nine hundred and Forty-five.

By His Excellency's Command,

  
Colonial Secretary.

---

FALKLAND ISLANDS DEFENCE (AMENDMENT) REGULATIONS, 1945.

No. 2 of 1945.

*C. A. ...*  
Governor.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The following of the Principal Regulations, as amended, and all Orders issued thereunder are hereby repealed :-

Regulations 16A, 17, 17A (Sections 1 to 3), and 17B, providing for the control of suspected persons and aliens; 50 to 57 providing for passive defence measures and lighting restrictions.

Dated this 10th day of May, 1945.

By Command,  
*Kenneth Bradley*  
Colonial Secretary.

FALKLAND ISLANDS DEFENCE REGULATIONS.O R D E R.Governor.No. 3 of 1945.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The following Orders made under the Falkland Islands Defence Regulations are hereby rescinded :-

Order, No. 5 of 1942, declaring Stanley a Protected Area.

Order, No. 16 of 1942, regarding the registration and requisition of motor vehicles.

Dated this 10th day of May, 1945.

By Command,

  
Colonial Secretary.

Colonial Secretary's Office,  
Stanley, Falkland Islands,  
10th May, 1945.

Advice has been received from the Secretary of State for the Colonies that the end of hostilities in Europe will do nothing to ease the shortage of shipping and that restrictions on travel to the United Kingdom must remain in force. No change will therefore be possible for some time in the present Regulations.

By Command,

*Kenneth Readley*  
Colonial Secretary

TELEGRAM.

37

No. 82.

From .....

The Secretary of State for the Colonies.

To .....

~~Via Excellency the Governor.~~

Despatched :		19	Time :	
Received :	26th May,	1945.	Time :	2205.
	27th May,	45.		1000.

Maritime Circular No. 1. It has been decided to restore a restricted radio telegraph service between British and Allied ships and shore and vice versa at Commercial rates. These arrangements will be of a temporary character and will be applicable only to ships sailing in non-combat areas which are defined as follows:- North Atlantic Ocean including Caribbean Sea and Gulf of Mexico. Arctic Ocean, Baltic and North Seas. Mediterranean, Black and Red Seas. South Atlantic Ocean East of 74 degrees West to longitude of Capetown. North and South Pacific East of 82 degrees West.

The Ports of Capetown, Aden and Balboa shall be considered as being in combat area.

Conditions governing this interim service will be as follows:-

- (a) Ships must communicate only with Naval operated or controlled shore stations. No direct inter-ship messages will be permitted. All coast stations now or hereafter listed W.I.M.S. III appendix A and also all United States commercial coast and marine relay stations will be considered to be Naval controlled.
- (b) Messages must be originated in plain language and no private messages, that is messages other than those concerning essential ships' business will be permitted.
- (c) Messages will normally be transmitted in plain language but any message which may disclose information regarding impending movements into combat area will be coded by the Naval Authority or by ship before transmission.
- (d) Messages originating on ships will be censored by Master.
- (e) To-ship messages will be broadcast in normal B A M S transmission covering areas in which ships are sailing.
- (f) None of these arrangements will apply to transports carrying 250 troops or sailors, which will continue to comply with all war time communication instructions.

Full details of the arrangements have been sent by Admiralty to all overseas Naval Establishments, and by postal and telegraph censorship department to all overseas censorship establishments. Local Naval Authorities have been requested to consult local administrations. It is expected these arrangements will be introduced with effect from May 29th repeat 29th.

IN AND OUT CODE.

DECODE.

TELEGRAM.

38

No. 79.

From Secretary of State for the Colonies,

To His Excellency the Governor.

Despatched : 26th May, 19. Time: 8.30.

Received : 26th May, 19. Time: 8.30.

SECRET No. 167. Following for Censor from Blanketing.

Reference arrangements forthcoming institution limit ship/shore  
w/T communication for merchant vessels condition concerning which it is  
understood will be communicated to Governments concerned through Dominion  
Office India Office and Colonial Office respectively, following will be  
procedure and conditions in the United Kingdom

- (a) telegrams to report to ships will be subject to censorship
- (b) telegrams from report from ships. Master will act as censor.  
will be delivered direct to addressee, copies being supplied  
for post-delivery to examiner as check on masters censorship
- (c) Messages must be in plain language and confined to essential ship  
business. Messages must not disclose impending movement into  
combat area
- (d) All communications must be routed through Naval operated or  
controlled w/T stations



No. 116/39

MINUTE.

39

(It is requested that, in any reference to this minute the above Number and the date may be quoted.)

23rd May, 19 45.

To The Chief Officer,  
STANLEY.

From The Colonial Secretary,

Stanley, Falkland Islands.

His Excellency has directed that consignment of mails addressed to the United Kingdom and to destinations in the British Empire via the United Kingdom should not cease. Consignment on all other mails on ships' boxes and passengers' documents is to be continued until further notice.

Copy to N.O.I.C., for inf.

Colonial Secretary.

DECODE.

c/1/44

(44)

TELEGRAM.

From Colonial Secretary, .....

To Magistrate, South Georgia.

Despatched : 28th May, 1945. Time : ...

Received : ... .. 19... Time : ...

No. 46. RESTRICTED. Plain language radio service instituted between merchant ships and naval controlled wireless stations in Atlantic at commercial rates. No inter-ship traffic permitted. Messages limited to essential ships business. Private messages prohibited. All such messages to and from South Georgia must be routed through Balkland Islands station as you are not (repeat) not regarded as naval controlled.

2. Information regarding ships' movements to Cape Town, Balboa and outside Atlantic to be coded by master or yourself as case may be.

3. Information regarding movements of shipping within Atlantic except as in paragraph 2 permitted.

4. Messages originating from ships to be censored by Master. Messages for ships to be censored by you.

5. Information regarding movements of "Fitzroy" and other merchant shipping within South Atlantic except sailings to Cape Town or Balboa may now be passed by censorship.

6. H.M. ships and troop transports remain subject to full security.

NAVAL CYPHER.

COLONIAL SECRETARY.

DECODE.

TELEGRAM.

C/11-1-42 (42)

From The Colonial Secretary.

To The Magistrate, South Georgia.

Despatched : 28th May, 19 45. Time : .....

Received : ..... 19 ... Time : .....

No. 47. Following emergency legislation has been repealed since VE Day :- Proclamation, No. 10 of 1939; Defence Regulations 16A, 17, 17A (Sections 1 to 3) 17B, 32, 33B, 33d, 33E, 34, 35, 37, 50, to 57. Orders, Nos. 5 and 16 of 1942.

PL

2. Censorship of mails to United Kingdom or Empire destinations via United Kingdom has been lifted. Censorship on telegrams and all other mails to be continued until further notice.

GTC

COLONIAL SECRETARY.

CLAIR  
M C

C/1/44  
43

**GOVERNMENT TELEGRAPH SERVICE.**  

---

**FALKLAND ISLANDS AND DEPENDENCIES.**  

---

**SENT.**

Number	Office of Origin	Words	Handed in at	Date
				28. 5. 45.

To OPERATOR, FOX HAY FOX WESTERS.                      OPERATOR, PEBBLE ISLAND.

The following notice has been published today :-

The normal movements of s.s. "Titany" need no longer be treated as secret and information regarding them may now be published and included in letters and telegrams.

COLONIAL SECRETARY.

Time

No. 17.

SECRET

146/29

(44)

Colonial Secretary's Office,  
Stanley, Falkland Islands,  
28th May, 1945.

The normal movements of s.s. "Fitzroy" need no longer be treated as secret and information regarding them may now be published and included in letters and telegrams.

By Command,

K. G. BRADLEY  
Colonial Secretary.

S.S. No. 146/29.

146/39.

25th Mar,

45.

Sir,

I have the honour to enclose for your information copies of a notice published today and of a telegram sent to South Georgia and Fox Bay.

2. You will observe that movements of all U.K. ships and troop-transports and of merchant ship's sailing to Cape Town, Salton and to any destination in the Pacific and Indian Oceans are still subject to full security. All telegrams from Stanley are, of course, still censorable.

3. Ships' names and ports of registration are to remain painted out and war-time colours are to be retained.

4. In the event of any ship calling here carrying secret military equipment, etc., you should enquire as to the degree of security to be observed.

5. The Blue Peter may be flown in port.

6. Visitors may be allowed on board.

7. The keeping of secret logs and their custody by the Naval Authorities may be discontinued.

8. The censorship of passengers' documents and ships' codes will be continued for the present.

9. If there is any point regarding shipping security which is not clear, you will so soon consult me.

I have the honour to be,  
Sir,

Your obedient servant,

K. G. BRADLEY

Colonial Secretary.

No. 146/39.

(It is requested that, in any reference to this minute the above Number and the date may be quoted.)

From The Colonial Secretary,

Stanley, Falkland Islands.

MINUTE.

28th May, 19 45.

To The Chief Censor,

STANLEY.

I enclose for your information copies of notices published today, of a letter to the Manager, F.I.C., and telegrams from the Secretary of State for the Colonies and the Director of Censorship and of others sent to South Georgia and Fox Bay.

K. G. BRADLEY

Colonial Secretary.

C/1/44.

46

(47)

No. 2

FALKLAND ISLANDS DEFENCE (AMENDMENT) REGULATIONS, 1945

No. 3 of 1945.

  
GOVERNOR.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The following of the Principal Regulations, as amended, and all Orders issued thereunder are hereby repealed :-

- Regulations - 32      General control of navigation.
- 33 B      Employment abroad of agents for ships and aircraft.
- 33 D      Measures for safety of vessels in port.
- 33 E      Control over visitors to ships.
- 34      Control of trade by sea.
- 35      Control of lighthouses.
- 37      Air navigation.

Dated this 28th day of May, 1945.

By Command,

  
Colonial Secretary.

M.P. No. C/1/44.



148

BAIKLAND ISLANDS.  
No. 42.

GOVERNMENT HOUSE,  
STANLEY,  
End June, 1945.

Sir,

*Red 34*

1. I have the honour to refer to your Secret Circular despatch of the 7th March, and enclosure regarding shipping security measures after the cessation of hostilities in Europe and to report as follows.

*Red 37*

2. The action taken has been in accordance with your despatch as modified by maritime circular, No. 1 of the 26th May.

3. All concerned have been advised that full security will be maintained in regard to naval vessels, troop transports and any merchant vessels calling here or South Georgia which may be bound for Cape Town, Balboa or the combat areas.

4. The following Falkland Islands Defence Regulations have been repealed:-

- 32 General control of navigation.
- 33B Employment abroad of agents for ships and aircraft.
- 33D Measures for safety of vessels in port.
- 33E Control over visitors to ships.
- 34 Control of trade by sea.
- 35 Control of lighthouses.

37.7

THE RIGHT HONOURABLE  
C. F. G. STANLEY, F.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES.

37 Air navigation.

You will observe that powers to requisition vessels as well as all regulations controlling seamen have been retained.

I have the honour to be,  
Sir,  
Your most obedient,  
humble servant,

(Sgd) A. W. CARDINALL.

DECODE.

No. 63.

TELEGRAM.

49

From The Secretary of State for the Colonies.

To His Excellency the Governor.

---

Despatched : 14th June, 1945. Time : 1248.

Received : 15th June, 1945. Time : 1030.

Red 20.

No. 183. SECRET. Your telegram No. 107. Have you yet received my despatch 17th March, Secret Circular on Security of Merchant Shipping.

SECRETARY OF STATE.

DECODE.

TELEGRAM.

From His Excellency the Governor.....

To Secretary of State for the Colonies.

Despatched: 15th June, 19 45. Time: .....

Received: ..... 19 ... Time: .....

*Recd 149*

*Recd 34*

*Recd 54  
on 68/41*

No. 164. SECRET. Your telegram No. 183. Your despatch 7th March, repeat 7th March Secret Circular, not 17th March received vide my telegram No. 139 of 16th May. Presume this is the one referred to.

GUVNE.

DECODE.

51.

TELEGRAM.

No. 99.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: 21st June, 19 45. Time: 2250.

Received: 22nd June, 19 45. Time: 1030.

Recd 26

Circular No. 86 SECRET. My telegram No. 58 Circular, paragraph 3.  
Revocation of Defence Regulations.

After consultation with Security Authorities, it is considered that special regulations relating to removal of aliens from ships and aircraft should be retained in following Colonies, Aden, Bahamas, Bermuda, British Guiana, Ceylon, Cyprus, Gambia, Gibraltar, Fiji, Western Pacific, Gold Coast, Malta, Nigeria, Palestine, Sierra Leone, Tanganyika Territory, Trinidad and Uganda.

2. It will be appreciated that one of the reasons for retaining this regulation is to enable us to apprehend absconding war criminals. Power to direct removal of persons detained under this regulation in accordance with paragraph 2 of my Circular telegram No. 101 of 1942 should therefore also be retained.

Recd 1/4  
in 5/11/42

3. The position will be reviewed at the end of the war with Japan.

SECRETARY OF STATE.

C/O OUT CODE 03324.

-----  
Reversion of Falkland Islands Defence Force to  
peace conditions.  
-----

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of  
Great Britain, Ireland and the British Dominions beyond the Seas,  
King, Defender of the Faith, Emperor of India, &c., &c., &c.

SIR

By His Excellency/ALLAN WOLSEY  
CARROLL, Knight Commander of  
the Most Excellent Order of the  
British Empire, Companion of the  
Most Distinguished Order of  
Saint Michael and Saint George,  
Governor and Commander-in-Chief  
in and over the Colony of the  
Falkland Islands and its  
Dependencies, &c., &c., &c.

I do hereby order, under Section 15 (4) of the Defence Force  
Ordinance, 1920, that the period of active service of the Force  
shall end on 2nd July, 1945.

Proclamations, No. 6 of 1939, No. 12 of 1939, No. 10 of 1941,  
and No. 11 of 1941, are hereby repealed.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at  
Government House, Stanley, this 2nd day of July, in the Year of Our  
Lord One thousand Nine hundred and Forty-five.

By His Excellency's Command,

Colonial Secretary.

FALKLAND ISLANDS DEFENCE (AMENDMENT No. 3) REGULATION, 1945.

No. 4 of 1945.

*A. G. ...*  
GOVERNOR.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The following of the Principal Regulations, as amended, and all Orders issued thereunder are hereby repealed :-

- Regulations - 6      Postal Communications.
- 19      Sub-paragraphs (c) and (d) of paragraph (1) and paragraph (2) - misleading acts.
- 20      Change of name.
- 23      Processions and meetings.

Dated this 31st day of July, 1945.

By Command,

*Kenneth Brad ley.*  
Colonial Secretary.

No. 3. PROCLAMATION 1945.

Abolition of postal censorship.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

By His Excellency SIR ALLAN WOLSEY CARDINAL, Knight Commander of the Most Excellent Order of the British Empire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.

*(Handwritten signature)*

Proclamation No. 3 of 1939 is hereby amended by the deletion of all references therein to letters, postcards and parcels wherever they occur.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 31st day of July, in the Year of Our Lord One thousand Nine hundred and Forty-five.

By His Excellency's Command,

*Kenneth Bradley*  
Colonial Secretary.



64

GOVERNMENT HOUSE,

STANLEY,

2nd August, 1945.

FALKLAND ISLANDS.

No. 57.

Sir,

I have the honour to forward herewith six copies each of Proclamation, No. 1 of 1945, regarding Repeal of Proclamation, No. 10 of 1939, Falkland Islands Defence (Amendment) Regulations, No. 2 of 1945, Order No. 3 of 1945, and Falkland Islands Defence (Amendment) (No. 2) Regulations, No. 3 of 1945.

I have the honour to be,

Sir,

Your most obedient,  
humble servant,

(Sgd.) A. W. CARDINALL

HONOURABLE  
J. HALL, P.C.,  
SECRETARY OF STATE FOR THE COLONIES.

GOVERNMENT HOUSE.

STANLEY.

20th August, 1945.

FALKLAND ISLANDS.

No. 51.

Sir,

I have the honour to forward herewith six copies each of Proclamation, No. 3 of 1945, regarding the abolition of Postal Censorship, and Falkland Islands Defence (Amendment No. 3) Regulation, No. 4 of 1945, repealing certain Defence Regulations.

ENCLOSURE NO. I.  
ENCLOSURE NO. II.

I have the honour to be,

Sir,

Your most obedient,  
humble servant,

(Sgd.) A. W. CARDINALI

RIGHT HONOURABLE  
G. H. HALL, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES.

FALKLAND ISLANDS DEFENCE (AMENDMENT, No. 4) REGULATION, 1945

*A. Spalding*  
GOVERNOR.

No. 5 of 1945.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The following of the Principal Regulations, as amended, and all Orders issued thereunder are hereby repealed :-

Regulations 5 and 7 to 15: Censorship and the Control and suppression of publications, writings, maps, plans, photographs, communications and means of communication.

Dated this twenty-third day of August, 1945.

By Command,

*Kenneth Bradley*  
Colonial Secretary.

M.P. No. C/1/44.



No. 4. P R O C L A M A T I O N 1945.

Abolition of Censorship.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.



*Handwritten signature of Sir Allan Wolsey Cardinall.*

By His Excellency SIR ALLAN WOLSEY CARDINALL, Knight Commander of the Most Excellent Order of the British Empire, Companion of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.

Proclamation, No. 3 of 1939, as amended by Proclamation, No. 3 of 1945, is hereby repealed.

G O D S A V E T H E K I N G .

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 23rd day of August, in the Year of Our Lord One thousand Nine hundred and Forty-five.

By His Excellency's Command,

*Kenneth Bradley*  
Colonial Secretary.

69

DECODE.

No. 59.

TELEGRAM.

*From* The Secretary of State for the Colonies.

*To* His Excellency the Governor.

*Despatched* : September 22nd 19 45 *Time* : 10.55.

*Received* : September 23rd 19 45 *Time* : 10.30.

*Red 34.*

Circular No. 133. by Unnumbered Secret Circular dated March 7 1945. Security level sub shipping.

restrictions imposed in combat areas ceased September 15th repeat 15th.

SECRETARY OF STATE.

G.P.O.

0/1/44.

(70)

28th September,

45.

Sir,

*Red 45*  
With reference to my letter of the 28th May advice has been received from the Secretary of State that all Ship Security Restrictions ceased on the 15th September.

2. No word has yet been received regarding the relaxation of shore to ship W/T communication from Naval Control Stations beyond those already made. In fact I understand from the Naval Officer-in-Charge that there is still definite prohibition on the sending of private telegrams.

I have the honour to be,

Sir,

Your obedient servant,

K. Q. BRADLEY

Colonial Secretary.

Manager,  
Falkland Islands Company, Limited,  
STANLEY.

DECODE.

(71)

TELEGRAM.

No. 30.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched : September 26th 1945 Time : 12.00.

Received : September 27th 1945 Time : 09.30.

*Recd 55*

No. 136. Circular 2000N. By Circular Telegram Saving dated April 16th 1945.

Revocation of Defence Regulations.

Regulations not required after end of hostilities in all theatres of war (Stage B.) should now be revoked if not already done. An Order in Council to revoke such regulations in United Kingdom has already been prepared and will possibly shortly be issued. Copies of this Order in Council will be sent to all Colonies as soon as possible.

2. As you are aware, duration of Emergency Powers (Defence) Acts 1939-45 has been extended for period of 6 months until February 24th 1946. See by telegram unnumbered Circular Saving No. 2 of July 4th. Apart from provision of supplies and services (Transitional Powers) Bill (see by telegram Circular No. 419) an emergency law (Transitional provisions) Bill has now been prepared which provides continuation for 2 years of certain Defence Regulations notwithstanding the expiry of Emergency Powers (Defence) Acts. Usual Colonial application clause is included in Bill. The United Kingdom Regulations concerned are in general those recommended by ? Committee for Revocation Act Stages C. and D. - see by despatch unnumbered Confidential Circular January 31st 1944.

SECRETARY OF STATE.

DECODE.

TELEGRAM.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched : September 28th 19 45 Time : 11.20.

Received : September 29th 19 45 Time : 09.30.

Red 71

Unrevised. By Circular telegram No. 136 second sentence  
paragraph 1 should read "revoke such regulations in United Kingdom."  
Error repeated.

SECRETARY OF STATE.



07/94

DECODE.

TELEGRAM.

No. 7.5.

From the Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: October 6th 1945 Time: 18.00.

Received: October 7th 1945 Time: 10.30.

Circular No. 145. My telegram No. 133 circular. Security Merchant Shipping. All Naval restrictions relating to Security merchant Shipping which have been imposed as wartime measures are abolished.

SECRETARY OF STATE.

G. I. C.

FAULKLAND ISLANDS DEFENCE (AMENDMENT No. 5) REGULATIONS, 1945.

No. 6 of 1945.

*Alford*  
GOVERNOR.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows :-

1. The following of the Principal Regulations, as amended, and all Orders issued thereunder are hereby repealed :-

- Regulations - 18 Interference with His Majesty's Forces etc.
- 19 (1) (a), (b) and (e) Misleading acts and misrepresentation.
- 24 Sabotage.
- 33 A. (1) (a) and (2) Employment in British ships and aircraft.

Dated this 12th day of October, 1945.

By Command,

*Kenneth Bradley*  
Colonial Secretary.

M.P. No. C/1/44.

*Copy to ...  
12/10/45*

DECODE.TELEGRAM.

No. 57.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: October 11th 19 45 Time: 20.15.

Received: October 12th 19 45 Time: 10.30.

Red 71:

Circular No. 150. My telegram No. 136 circular Wartime Legislation. It is doubtful whether any formal declaration that a state of war has ended can properly be made until conclusion of all peace treaties. It is however considered appropriate that in case of enactment in Colonial territories the duration of which is related to existence of a state of war, the end of <sup>WAR</sup> should be declared to be either date on which hostilities ceased i.e. August 15th 1945 or date on which United Kingdom Emergency Powers (Defence) Act expires, would be a reasonable interpretation if local circumstances require it. The Emergency Powers (Defence) Act 1939 was enacted for the purpose of "The present emergency" and "For purposes connected with defence of realm" and it is thought most wartime enactments in Colonial territories were made for same purpose. In fact general practice in United Kingdom has been that duration of wartime enactments was related not to duration of war but to currency of Emergency Powers Defence Act.

R-71: 2. As you are aware (my telegram No. 136 refers) Emergency Powers Defence Acts are due to expire on February 24th 1946 and it is now known that it is not repeat not intended they should continue after that date.

R-71: 3. Without knowing exactly what local legislation is affected, it is of course difficult for me to judge whether this solution would be satisfactory in every case; but if there is any legislation which you consider will be required after February and which cannot be provided for under enabling clause Emergency Law (Transitional Provision) or Supplies and Services (Transitional Powers) Bill (my telegram No. 119 circular and No. 136 refers) should they become law please consult me further.

SECRETARY OF STATE.

G.T.C.

0/1/44.

80

DECODE.

No. 10.

TELEGRAM.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched :    October    15th            1945            Time :    13.45.

Received :        October    16th            1945            Time :    20.05.

Red 79

Unnumbered.    With reference to my telegram No. 150. circular.

War-time Legislation.

Paragraph 1.    End of second sentence please read as follows" Or date on which United Kingdom Emergency Powers (Defence) Act expires. I am advised that the latter would be a reasonable interpretation etc." Omission regretted.

SECRETARY OF STATE.

G.L.C.

● DECODE.

No. 33.

M.P.C/1/44.

(81)

TELEGRAM.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: November 10th 19 45 Time: 18.02.

Received: November 11th 19 45 Time: 09.30.

Circular No. 164. My telegram No. 136 Circular Defence Regulations

It may be as well to make it clear that combined effect of Order in Council to be made under Colonial application clause Supplies and Services and Emergency Law Bill will be to enable Governors

- (a) to retain in force to amend and to make regulations as stated in my telegram circular No. 119 and No. 148 (the existing regulations of an economic character which you will be able to retain in force are regulations equivalent to those in parts III and IV of United Kingdom Defence Regulations together with any ancillary regulations which may be required for purposes of these existing regulations) and
- (b) to retain in force with appropriate modification of existing regulations which are required either for purposes similar to those for which regulations specified in Emergency Law Bill are required (see my telegram No. 136 circular) or for purposes similar to purposes of any United Kingdom Acts passed after August 31st 1939 e.g. Compensation (Defence) Act.

Copies of Supplies and Services Bill were despatched to you by air mail on October 28th. Copy of Emergency Law Bill will be sent as soon as possible.

SECRETARY OF STATE.

G. T. C.

83

GOVERNMENT HOUSE,

STANLEY.

27th November, 1945.

FALKLAND ISLANDS.

No. 79.

Sir,

I have the honour to forward herewith six copies each of Proclamation, No. 4 of 1945, regarding the abolition of Conscription, and Falkland Islands Defence (Amendment No. 4) Regulation, No. 5 of 1945, repealing certain Defence Regulations.

ENCLOSURE NO. I.

ENCLOSURE NO. II.

I have the honour to be,

Sir,

Your most obedient,  
humble servant,

(Sgd) A. W. CARDINAL

THE RIGHT HONOURABLE  
G. H. HALL, P.C., M.P.,  
SECRETARY OF STATE FOR THE COLONIES.

No. C/1/44

MINUTE.

(It is requested that in any reference to this minute, the above Number and the date may be quoted).

1st December, 1945.

To The Registrar General,

STANLEY.

From The Colonial Secretary,

Stanley, Falkland Islands.

I am directed to attach herewith for insertion in your files authenticated copies of Proclamation No. 4 of 1945 and Regulation No. 5 of 1945.

(Sgd.) L.W. Aldridge  
For Colonial Secretary.

No. C/1/44

(It is requested that, in any reference to this minute, the above Number and the date may be quoted).

From The Colonial Secretary,

Stanley, Falkland Islands.

MINUTE.

7th December, 19 45.

To The Registrar-General,

STANLEY.

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I have the honour to forward herewith, for insertion in your files, an authenticated copy of Regulation No. 6 of 1945.

(Sgd.) L. W. Aldridge  
For Colonial Secretary.

~~127~~  
85



● DECODE.

No. 146.

TELEGRAM.

M.P. C/1/44.

86

*From* The Secretary of State for the Colonies.

*To* His Excellency the Governor.

*Despatched:* December 22nd 19 45 *Time:* 18.10.

*Received:* December 23rd 19 45 *Time:* 09.30.

*Red 81*

Circular No. 184. My telegram No. 164 Circular. Defence Regulations.

Since publication of last edition of United Kingdom Defence Regulation which was sent to you with my circular note May 14th 1945 the following regulations in parts III IV & V of Defence (General) Regulations have been revoked: 43B 58A C.A. 79 D, 44 B 58 A D 80 A, 44C, 45A (1) (a) and last 7 lines of (1) only, 45B 60A C 88C, 45D 60 H.A. 88D, 47B.A.A 62D 99A, 48, 71.

2. New Regulations 45F (Controlling taking of goods on board ships) and 68 C.B. ( To facilitate lettings of parts of dwellings) have been added and copies will be sent to you in due course.

3. A new consolidated edition of United Kingdom Defence Regulations containing all Regulations to be retained under Supplies & Services (Transitional Powers) Act and Emergency Laws (Transitional Provisions) Bill is shortly to be issued and copies will be sent to you as soon as possible.

96  
SECRETARY OF STATE.

G. T. C.

DECODE.

No. 128.

TELEGRAM.

M. P. C/1/44.

(87)

*From* The Secretary of State for the Colonies.

*To* His Excellency the Governor.

*Despatched :* January 7th 19 46 *Time :* 17.40.

*Received :* January 8th 19 46 *Time :* 09.30.

No. 3. CIRCULAR. <sup>see 80</sup> My telegram No. 164 Circular.

Supplies and Services (Transitional Provisions) Act 1945.

It now appears unlikely that the proposed Order in Council to extend provisions of this Act to Colonies etc can be approved before the end of this month. As it will be necessary for you to exercise power under this Order in Council before expiry of Emergency Powers (Defence) Act on February 24th 1946 I am communicating to you by my immediately following telegram operative clause of draft Order in Council under section 5 of Act which it is proposed to lay before the King in Council in order that your legal advisers may at once proceed to prepare necessary instrument.

I will inform you by telegraph as soon as Order in Council is approved.

Similar procedure will be necessary in case of Order in Council under Emergency Laws (Temporary Provision) Bill. Terms of draft Order in Council will be transmitted to you in the same way before the Bill becomes law probably about the middle of February.

SECRETARY OF STATE.

G. T. C.

DECODE.

14/DC 188.

TELEGRAM.

M.P. C/1/44. (88)

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: January 7th 1946 Time: 18.25.

Received: January 8th 1946 Time: 09.30.

Circular No. 4. My telegram <sup>Recd 87</sup> No. 3 Circular. Terms of Supplies and Services of Order in Council are as follows.

Article I. Order may be cited as Supplies and Services (Transitional Powers) (Colonies etc.) Order in Council 1945. X

Article II. Generally as in paragraph 2 Emergency Powers (Colonial Defence) Order in Council 1939 (called "The Principal Order").

Article III. Provisions of section 1, sub-sections (1) and (3) of section 3 and sub-sections (1) (2) and 3 of section 5 (including second schedule) of 1945 Act shall, subject to adaptations and modifications contained in first schedule, to this Order extend to territories mentioned in second schedule to this Order. /

First schedule.

- (a) The Governor shall be substituted for H.M. in Council as authority empowered to exercise powers of H.M. in Council under section 1, 2 and 3 of Act of 1945; and any reference in those sections to an Order made by his Majesty shall be construed as a reference to an Order made by Governor.
- (b) Reference to Emergency Powers (Defence) Act 1939 (or to "The Principal Act") shall be construed as reference to that Act (or to those Acts) as extended by Principal Order; and reference to "this Act" shall be construed as reference to Act of 1945 as extended by this Order.
- (c) In sub-section (4) of section 1 for word applies "this section applies" and ending with "the first schedule to this Act", the following words shall be substituted:-  
"this section applies to any Defence Regulations in force in territories at date of this Order which appears to Governors to be similar in purpose to any Defence Regulations contained on tenth day of December 1945 in part III of part IV of Defence (General) Regulations 1939 or in Defence (Finance) Regulations 1939 or in Defence (Fine) Regulations 1942; or which appear to Governors to be similar in purpose to any Defence Regulations of United Kingdom contained in part V of Defence (General) Regulations 1939 on said date and to be similar in purposes to any other Defence Regulations which will have effect in territories by virtue of this Order!"

Second schedule.

Order in Council applies to all Colonial territories listed in second schedule to Principal Order except Straits Settlement.

SECRETARY OF STATE.

G.T.C.

DECODE.

TELEGRAM. M. P. C/1/44.

89

*From* The Secretary of State for the Colonies.

*To* His Excellency the Governor.

*Despatched:* January 11th 19 46 *Time:* 11.15.

*Received:* January .12th . 19 46 *Time:* 09.30.

*Red 88.*

Unnumbered. My telegram No. 4. Circular. Article III should read as follows: Provisions of Section 1 sub-section (1) and (3) of section 2, sub-section (1) of section 3 and sub-section (1) (2) and (3) of section 5 etc.. Omissions regretted.

SECRETARY OF STATE.

G. T. C.

C/1/44



From the Secretary of State for the Colonies.

To the Officer Administering the Government of

Circular Telegram Saving.

FALKLAND ISLANDS

18th October, 1945.

Red 77

My circular saving telegram of 27th July, 1945.

Defence Regulations.

As war in the Far East has ended earlier than was then expected and the United Kingdom Emergency Powers (Defence) Act is likely to expire in February 1946, question of issuing consolidated regulations need not now be considered.

2. The question might conveniently be re-examined after the expiry of Emergency Powers (Defence) Act in order to show what regulations remain in force under enabling clauses of Supplies and Services (Transitional Powers) Bill and Emergency Laws (Transitional Powers) Bill should they become law. My circular telegram No. 136 refers.

SECRET.

DECODE.

M.F. C/1/44.

No. 49/Dc168.

TELEGRAM.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: January 21st 19 46 Time: 15.42.

Received: January 20th 19 46 Time: 09.30.

Reel 88

Circular No. 8. My telegram No. 4. Circular. Supplies and Services Act 1945. Order in Council was approved on January 10th 1946. Order should therefore be cited as Supplies and Services (Transitional Powers) (Colonies etc.) Order in Council 1946. Copies of the Act and Order In Council will be sent by the next air mail.

*where and by*

SECRETARY OF STATE.

DECODE.

No. 57/Dc150.

TELEGRAM.

*From* The Secretary of State for the Colonies.

*To* His Excellency the Governor.

*Despatched* :            January 31st    19 46    *Time* :    16.00.

*Received* :            February 1st    19 46    *Time* :    09.30.

*Reel 87.*

Circular No. 10. My telegram No. 3 Circular. Emergency Laws  
(Transitional Provisions) Bill.

Although Bill will probably not become Law until middle of February it has now been amended in committee and it is unlikely that any further material amendments will be made before enactment. That being so I am now telegraphing in my immediately following telegram circular text draft of Order in Council under act together with a note of material amendments which have been made to the Bill since a copy was sent to you under cover my circular note No. 1 of November 15th 1945.

I will inform you by telegraph as soon as Order in Council is enacted stating at the same time any further amendment either to Order in Council or Act.

SECRETARY OF STATE.

G. T. C.

DECODE.

TELEGRAM.

From .....

To .....

Despatched : 19 Time :

Received : 19 Time :

-2-

Clause 19 (1) Omit words from "and that section" to "section 4 said Act" in third and fourth line and words "or under" and "or section 18" in the last line.

(2) omit words "or under" and "or section 18 in sixth line !"

Clause 20 omit words "or under" and "or section 18" and "or in any Order in Council under said section 18" in the first 5 lines.

First schedule. <sup>PART 1.</sup> Regulations 42AA and 88A and general reference on page 13 to Regulation in part V omitted. Regulation 50B limited to fixture severed before passing of this Act. Regulations 82 83 84 85 87 (except paragraph (1) ), 88 89 90 91 92 93, 93A, 95-99, 99B, 100-105, and third schedule to regulation added.

Part 2. Home Guard and National Services Regulations omitted and Services for Industry Regulations added.

Part 3. New saving clause 6 inserted providing expiry of regulation 16 of Administration Justice Regulations shall not affect operation where persons committed for trial before expiry: and that expiry regulations 17B 17C 17D and 17E shall not affect operation where commenced before expiry.

SECRETARY OF STATE.

G. T. C.



TELEGRAM.

No. 60 DC 242.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched : January 31st 19 46 Time : 17.40.

Recd 93

Received : February 1st 19 46 Time : 09.30.

Circular No. 11. My telegram No. 10 Circular. Operative parts of Emergency Laws (Transitional Provisions) Order in Council are as follows.

Article I. Order may be cited as Emergency Laws (Transitional Provisions) (Colonies etc.) Order in Council 1946.

Article II. Virtual as in Article II of Supplies and Services Order in Council 1946. My telegram No. 4 Circular refers.

Article III (1) The Governor of any territory mentioned in schedule to this order may by order provide

- (a) for continuation of in force notwithstanding expiry of Emergency Powers (Defence) Act 1939 to 1945 until 31st day of December 1947 of any Defence Regulations having effect in territories being Defence Regulations which appear to Governors to be required for purposes similar to those for which Defence Regulations specified in first schedule to Act of 1946 are required or for purposes similar to purposes of an Act of Parliament of United Kingdom passed on or after first day of September 1939 and in force at date and time of passing of Act of 1946
- (b) that any Defence Regulation so continued in force shall have effect subject to such exceptions limitations and modifications as Governors think necessary or expedient (2) any regulations so continued in force ? revoked in whole or in parts by Governors and Governors may make any saving provision which he thinks necessary or expedient to take effect on revocation or expiry of any such regulation.

Article IV (1) Section 3 of Act of 1939 as extended by principal Order (which relate to extra-territorial operations of Defence Regulations) shall notwithstanding expiry said Act continue to apply (so far as applicable) to any Defence Regulations continued in force under this order.

- (2) Section 7 of Act of 1939 as so extended (which relate to proof instrument) shall notwithstanding expiry of said act continue to apply in relation to instrument made or issued in pursuance of any provision contained in or having effect under, any Defence Regulations continued in force under the Order, and documents purporting to be such instruments.

Article V. Where any Defence Regulations continued in force under this Order also has effect in any territory by virtue of Supplies and Services (Transitional Powers) Act 1945 as Supplies and Services (Transitional Powers) (Colonies etc.) Order in Council 1946 nothing in or done under this Order shall affect operation of that Regulation for the purpose of said Act as so extended and nothing in said Act as so extended or done shall affect operation of this Regulation by virtue of this Order.

2. Following material alterations have been made to Bill. Clause 16 add at the end of "free from any mortgage pledge lien or other similar obligation."

Clause 18 (1) Add new sub-paragraph (a) "for application in relation to Regulations so continued in force of next 2 following sections of this Act subject to such exceptions adaptations and modifications as His Majesty or said authority think necessary or expedient."

Clause/

DECODE.

TELEGRAM.

M.P. c/1/44.

No. 23.

From The Secretary of State for the Colonies.

To His Excellency the Governor.

Despatched: February 19th 19 46 Time: 19.20.

Received: February 20th 19 46 Time: 09.30.

*Recd 93:*

Circular No. 21. My telegram No. 10 Circular Emergency Laws  
(Transitional Provisions) Act.

Bill became law on February 14th and Order in Council was approved  
on February 19th.

No further amendments have been made to Act or Order in Council.

SECRETARY OF STATE.

*See 165*

G. T. C.

99A

120 copies in Galle

72 copies spares

Composition	72 hrs @ 2/8	9 " 12 " 0
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o. 26.

G A Z E T T E   N O T I C E.

Colonial Secretary's Office,  
STANLEY.

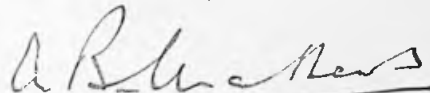
27th June, 1946.

With reference to Gazette Notice No. 49 of 1939, it is hereby notified, for public information, that the Emergency Laws (Transitional Provisions) Act, 1946, became law in the United Kingdom on the 14th of February, 1946, and was applied to the Falkland Islands in an Order in Council made by His Majesty on the 19th of February, 1946, entitled:-

"The Emergency Laws (Transitional Provisions) (Colonies etc.) Order in Council, 1946."

A copy of this Act and of the Order in Council may be seen on application at the Colonial Secretary's Office, Stanley.

By Command,



Colonial Secretary.

M.P. No. C/1/44.



From the Secretary of State for the Colonies.

To the Officer Administering the Government of

Circular Telegram Saving.

FALKLAND ISLANDS

18th July, 1946.

*c/l/c*

Red 81. My circular telegram No. 164 of 9th November, 1945, Emergency legislation.

From an examination of recent legislation in Colonial territories it appears that a considerable body of Defence Regulations and other emergency powers taken under the Emergency Powers (Defence) Acts 1939-45 have been retained under powers conferred on Governors by the Orders in Council made under the Supplies and Services (Transitional Powers) Act and the Emergency Laws (Transitional Provisions) Act or in some cases by Ordinances whose duration may extend to periods of two or five years.

It is appreciated that these powers are generally equivalent to those which it was considered necessary to retain in the United Kingdom, and that at the time they were retained they were equally considered essential to good government and the maintenance of law and order in Colonial territories. I am, however, anxious that none of these temporary powers should be retained longer than is absolutely necessary.

*Y*

I shall be grateful therefore if you will cause such powers, whether retained by Order under the provisions of the Orders in Council or by special Ordinance to be kept under regular and careful review, with the object of ensuring that instead of being allowed to remain in existence until it automatically expires, each regulation should be revoked as soon as you are satisfied that it is no longer essential for the special purposes for which it was retained.

Red 90.

*2*

I should at the same time be grateful if consideration could now be given to the question referred to in paragraph 2 of my circular saving telegram of the 18th of October, 1945, of publishing a consolidated edition of the Defence Regulations now in force. It would be convenient if copies of the Orders made under the Supplies and Services and the Emergency Laws Orders in Council, authorising the continuation in force of the Regulations, and of the Ordinances giving a limited duration to certain regulations, could be included in the publication.

*X*

I should be glad if you would arrange to submit at intervals of six months statements showing whether any, and if so which, regulations have been revoked on review. It would be convenient if the first statement could relate to the period up to the 1st September, 1946, and could be forwarded as soon after that date as possible.

SECEP.

*Reply at 110.*

To be retained?

REGULATIONS.

Part I.

- 1 ✓ Citation and date of coming into operation.
- 2 ✓ Interpretation.
- 3 ✓ Competent authority.
- 4 ✓ Authorised officer.

Part VI.

General control of Industry.

*taking possession of land for purposes of the Society*  
*Use of land for purposes of the Society*  
*Reserved areas*

Part VIII.

- 41 ✓
- 43 ✓
- 44 ✓
- 49 ✓
- 58 X Inquiries.
- 63 ✓ False Statements.
- 65 ✓ Restrictions on disclosing information.
- 66 ✓ Licences permits &c.
- 70 ✓ Attempts to commit offences, and assisting offenders.
- 71 ✓ Offences by corporations.
- 72 ✓ Penalties.
- 73 ✓ Legal proceedings.
- 74 X Disposal of articles in possession of executive authorities.
- 77 ✓ Publicity of orders.
- 78 ✓ Service of notices.
- 79 ✓ Revocation and variation of orders &c.
- 80 ✓ Powers of Governor.
- 31 ✓ Liability for offences.

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Area 43, 44

*75 B. repealed?*

REGULATIONS.

Part VIII.

General and Supplementary.

- 59 - Power to arrest without warrant. ✓
- 60 - Identification of persons in custody. ✓ *repealed*
- 61 - Power to obtain information. ✓
- 62 - Affixing of notices. ✓
- 64 - Obstruction. ✓
- 67 - Fees for licences etc. ✓
- 68 - Billeting. ✓
- 69 - Power to enter and search premises. ✓
- 75 - Recovery of expenses. ✓
- 76 - Entrusting of functions to statutory bodies. ✓

ORDERS.

- Date.
- 15.3.41. Order for control of the retail sale of liquors in town during visit H.M.S. and Fleet Auxiliaries.
- 18.6.41. Order requiring owners to register vehicles.
- 15.1.43. Order regulating the display of lights. ?

PROCLAMATIONS.

- No.
- 2.9.39 4/39 Authorising the requisitioning of Ships or Vessels.
- 2.10.39 11/39 Calling up of Royal Naval Reserve.
- 20.9.40 5/40 Prohibition of Importation of Aluminium into Colony.
- 15.5.41 4/41 Prohibition of exportation of certain valuables from the Colony.

REGULATIONS.

*To be inserted*

Part III

Movements and Activities of Persons.

- 16 ✓
- 17A ✓ 4A } *Registration of Aliens*
- 5 ✓ } ~~Identification of Aliens in Custody. ✓~~
- 17C ✓ Prisoners of war etc. ✓
- 21 ✓ Causing Dissatisfaction. ✓
- 22 × Propaganda. ✓
- 22A × Publishing reports and statements. ✓
- 22B × Display of flags etc. ✓
- 25 ✓ Death penalty for treachery. ✓
- 26 ✓ Stopping of ships and aircraft. ✓
- 27 ✓ Protected places. ✓
- 28 ✓ Protected areas. ✓
- 29 ✓ Controlled areas. ✓
- 30 ✓ Trespassing and loitering. ✓
- 31 ✓ Control of highways. ✓

Part IV.

Control of Ports and Movements of Vessels and Aircraft.

- 33 ✓ Measures for safety of ships. ✓
- 33A (1) (b) Employment in British ships and aircraft. ✓
- 33A (3) *Desertion of ships under foreign flags*
- 33AB ✓ Power to require performances of services in ships. ✓
- 33AC ✓ Enforcement of agreement to join ships abroad. ✓
- 33AD ✓ *Offences by seamen*
- 33C ✓ Detention of ships under foreign flags. ✓
- 36 ✓ Desertion from ships. ✓

Part V.

Transport.

- 38 ✓ Control of lines of communication for defence purposes. ✓
- 39 ✓ Control of traffic at ports. ✓
- 40 ✓ Handling and conveyance of ammunition etc. in ports. ✓

Part VI.

Appropriation, Control, Forfeiture and Disposition of Property and of the use thereof.

- 42 ✓ Power to do work on land. ✓
- 43 ✓ Taking possession of land. ✓
- 44 ✓ Use of land for purposes of H.M. forces. ✓
- 45 ✓ Entry and inspection of land. ✓
- 46 ✓ Requisitioning of property other than land. ✓
- 47 ✓ Power to require storing, cooling, etc. services. ✓
- 48 ✓ Power to require water and power services. ✓
- 49 ✓ Derelict articles. ✓

*W. J. ...*



Part VII.

Passive Defence Measures and Lighting Restrictions.

Section 50	Evacuation of areas.
" 51	Accommodation for persons who leave places exposed to attack, or are otherwise rendered homeless.
" 52	Precautions against hostile attack.
" 53	Damage to premises, and contamination by gas.
" 54	Measures for dealing with outbreaks of fire.
" 55	Control of lights and sounds.
" 56	Curfew.
" 57	Explosives, ammunition and firearms.

Part II.

Censorship and the Control and Suppression of Publications, Writings, Maps, Plans, Photographs, Communications, and Means of Communication.

- 5 ✓ Appointment of censor and censorship.
- 6 ✓ Postal communications.
- 7 ✓ Wireless telegraphy etc.
- 8 ✓ Interference with telegraphic communications.
- 9 ✓ Signalling to foreign vessels or aircraft.
- 10 ✓ Signalling apparatus.
- 11 ✓ Means of secret communication.
- 12 ✓ General provisions for safeguarding information.
- 13 ✓ Communication with enemy agents.
- 14 ✓ Photography etc.
- 15 ✓ Inventions and designs.

Part III.

Movements and Activities of Persons.

- 16A ✓ Restriction of movement of suspected persons.
- 17 ✓ Restriction orders and detention orders.
- 17A (1) ✓  
(2) ✓  
(3) ✓ Deportation of Aliens.
- 17B ✓ Power to arrange for transfer of persons detained in Colonies etc.
- 18 ✓ Interference with His Majesty's forces, etc.
- 19 ✓ Misleading acts and misrepresentation.
- 20 ✓ Change of name.
- 23 ✓ Processions and meetings.
- 24 ✓ Sabotage.

Part IV.

Control of Ports and Movements of Vessels and Aircraft.

- 32 ✓ General Control of navigation.
- 33A (1) ✓  
(2) ✓(a) Employment in British ships and aircraft.
- 33B ✓ Employment abroad of agents for ships and aircraft.
- 33D ✓ Measures for safety of vessels in port.
- 33E ✓ Control over visitors to ships.
- 34 ✓ Control of trade by sea.
- 35 ✓ Control of lighthouses, etc.
- 37 ✓ Amendment of the Colonial Air Navigation (Application of Act Order, 1937.

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Add: -

50-57 ✓

SAVING TELEGRAM.

From: The Officer Administering the Government of the Falkland Islands.

To: The Secretary of State for the Colonies.

Date 24th October, 1946.

No. 48. SAVING.

Red 103 Your Circular Telegram Saving of 18th July, 1946. Emergency Legislation.

I am considering revocation of further legislation where powers are no longer essential for purposes for which they have been retained.

Red 109A 2. Meanwhile I enclose a statement of regulations revoked up to 1st September, 1946.

3. Question of publishing consolidated edition of Defence Regulations now in force will be considered after action on paragraph 1 has been completed.

WH.

See 164.

See 92 in S/7/39  
"Emergency Powers  
Defence Regs 1939"

GUVNE.

FALKLAND ISLANDS DEFENCE REGULATIONS, 1946.

No. 4 of 1946.

*A. B. ...*

ACTING GOVERNOR.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Acting Governor is pleased to order and it is hereby ordered as follows:-

1. The following of the Principal Regulations as amended, and all Orders issued thereunder are hereby repealed:-

Part III.

Movements and Activities of Persons.

Section 16		Power of Governor to terminate Military appointments.
Section 17A	4 } 4A } 5 }	Deportation of aliens.
"	17C	Prisoners of war etc.
"	21	Causing dissatisfaction.
"	22	Propaganda.
"	22A	Publishing reports and statements.
"	22B	Display of flags etc.
"	25	Death penalty for treachery.
"	26	Stopping of ships and aircraft.
"	27	Protected places.
"	28	Protected areas.
"	29	Controlled areas.
"	30	Trespassing and loitering.
"	31	Control of highways.

Part IV.

Control of Ports and Movements of Vessels and Aircraft.

Section 33		Measures for safety of ships.
"	33A {1} (b) {3}	Employment in British ships and aircraft.
"	33AB	✓ Power to require performances of services in ships.
"	33AC	✓ Enforcement of agreement to join ships abroad.
"	33AD	Offences by seamen.
"	33C	Detention of ships under foreign flags.
"	36	✓ Desertion from ships.

Part V.

Transport.

Section 38		Control of lines of communication for defence purposes.
"	39	Control of traffic at ports.
"	40	Handling and conveyance of ammunition etc. in ports.

Part VI./

Part VI.

Appropriation, Control, Forfeiture and Disposition of  
Property and of the use thereof.

Section	42	Power to do work on land.
"	45	Entry and inspection of land.
"	46	Requisitioning of property other than land.
"	47	Power to require storing, cooling etc. services.
"	48	Power to require water and power services.

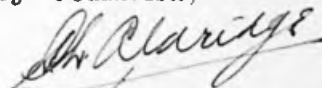
Part VIII.

General and Supplementary.

Section	59	Power to arrest without warrant.
"	60	Identification of persons in custody.
"	61	Power to obtain information.
"	62	Affixing of notices.
"	64	Obstruction.
"	67	Fees for licences etc.
"	68	Billeting.
"	69	Power to enter and search premises.
"	75	Recovery of expenses.
"	76	Entrusting of functions to statutory bodies.

Dated this 4th day of November, 1946.

By Command,



for Colonial Secretary.

M. P. No. C/1/44.

No. 4. P R O C L A M A T I O N. 1946.

Repeal of Proclamations Nos. 4 and 11 of 1939, No. 5 of 1940, and No. 4 of 1941.

IN THE NAME of His Majesty GEORGE VI., by the Grace of God of Great Britain, Ireland and the British Dominions beyond the Seas, King, Defender of the Faith, Emperor of India, &c., &c., &c.

*A. B. Mathews.*

By His Excellency ARNOLD BURNETT MATHEWS, ESQUIRE, Officer of the Most Excellent Order of the British Empire, Acting Governor and Commander-in-Chief in and over the Colony of the Falkland Islands and its Dependencies, &c., &c., &c.

The following Proclamations are hereby repealed:-

- Proclamation No. 4 of 1939, made on the 2nd day of September, 1939, authorising the requisitioning of ships and vessels;
- Proclamation No. 11 of 1939, made on the 2nd day of September, 1939, authorising the calling up of Royal Naval Reserves;
- Proclamation No. 5 of 1940, made on the 20th day of September, 1939, authorising the prohibition of importation of aluminium into the Colony;
- Proclamation No. 4 of 1941, made on the 15th day of May, 1941, authorising the prohibition of exportation of certain valuables from the Colony.

GOD SAVE THE KING.

Given under my hand and the Public Seal of the Colony at Government House, Stanley, this 5th day of November, in the Year of Our Lord One thousand Nine hundred and Forty-six.

By His Excellency's Command,

*A. R. Claridge*  
for Colonial Secretary.

FALKLAND ISLANDS DEFENCE REGULATIONS.

ORDER.

No. 1 of 1946.

*U. B. Mather.*

Acting Governor.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Acting Governor is pleased to order and it is hereby ordered as follows:-

1. The following Orders are hereby repealed:-

Order, made on the 15th day of March, 1941, for the control of the retail sale of liquors in the town of Stanley during the visits of His Majesty's Ships or Fleet Auxiliaries.

Order, made on the 18th day of June, 1941, requiring owners to register their vehicles.

Order, made on the 15th day of January, 1943, regulating the display of lights.

Dated this fifth day of November, 1945.

By Command,

*L. H. Davies.*

For Colonial Secretary.

M. P. C/1/44.

FALKLAND ISLANDS DEFENCE REGULATIONS 1939.

ORDER.

No. 1 of 1947.

*A. B. Graham*

GOVERNOR'S DEPUTY.

In exercise of the powers in him vested by the Falkland Islands Defence Regulations, 1939, His Excellency the Governor is pleased to order and it is hereby ordered as follows:-

1. The following of the Principal Regulations as amended, and all Orders issued thereunder are hereby repealed:-

Part VI.

Appropriation, Control, Forfeiture and Disposition of Property and of the use thereof.

- Section 41 (1) (b)      General control of industry.
- Section 41 (2)        Right to make charges.
- Section 41 (3)        Power of a Competent Authority.

Part VIII

General and Supplementary.

- Section 58            Inquiries.
- Section 74            Disposal of articles in possession of executive authorities.

Dated this eighteenth day of April, 1947.

By Command,

*De Waard*

for Colonial Secretary.



SAVING TELEGRAM.

From: The Officer administering the Government of the Falkland Islands.

To: The Secretary of State for the Colonies.

Date: 24th April, 1947.

No. 11. SAVING.

1/0 My Telegram Saving of 24th October 1946. Emergency Legislation.

2. The following legislation has been revoked since 1st September 1946:-

(1) Reference Regulations.

Part III.

Movements and Activities of Persons.

Section 16		Power of Governor to terminate Military appointments.
Section 17A	4) 4A) 5)	Deportation of aliens.
"	17C	Prisoners of war etc.
"	21	Causing dissatisfaction.
"	22	Propaganda.
"	22A	Publishing reports and statements.
"	22B	Display of flags etc.
"	25	Death penalty for treachery
"	26	Stopping of ships and aircraft.
"	27	Protected places.
"	28	Protected areas.
"	29	Controlled areas.
"	30	Trespassing and loitering.
"	31	Control of highways.

Part IV.

Control of Ports and Movements of Vessels and Aircraft.

Section 33		Measures for safety of ships.
"	33A (1) (3)	(b) Employment in British ships and aircraft.
"	33AB	Power to require performances of services in ships.
"	33AC	Enforcement of agreement to join ships abroad.
"	33AD	Offences by seamen.
"	33C	Detention of ships under foreign flags.
"	36	Desertion from ships.

Part V.

Transport.

Section 38		Control of lines of communication for defence purposes.
"	39	Control of traffic at ports.
"	40	Handling and conveyance of ammunition etc. in ports.

See 168

Part VI

Appropriation, Control, Forfeiture and Disposition of Property and of the use thereof.

Section 41	(1) (b)	General control of industry.
"	41 (2)	Right to make charges.
"	41 (3)	Power of a Competent authority.
"	42	Power to do work on land.
"	45	Entry and inspection of land.
"	46	Requisitioning of property other than land.
"	47	Power to require storing, cooling etc. services.
"	48	Power to require water and power services.

Part VIII.

General and Supplementary.

"	58	Inquiries.
"	59	Power to arrest without warrant.
"	60	Identification of persons in custody.
"	61	Power to obtain information.
"	62	Affixing of Notices.
"	64	Obstruction.
"	67	Fees for licences etc.
"	68	Billeting.
"	69	Power to enter and search premises.
"	74	Disposal of articles in possession of executive authorities.
"	75	Recovery of expenses.
"	76	Entrusting of functions to statutory bodies.

(ii) Proclamations.

- No. 4 of 1939 authorising the requisitioning of ships and vessels.
- No. 11 of 1939 authorising the calling up of Royal Naval Reserves.
- No. 5 of 1940 authorising the prohibition of importation of aluminium into the Colony.
- No. 4 of 1941 authorising the prohibition of exportation of certain valuable from the Colony.

(iii) Orders.

- Order made on the 15th March, 1941, for the control of the retail sale of liquore in the town of Stanley during the visits of His Majesty's Ships or Fleet Auxiliaries.
- Order made on the 15th June, 1941, requiring owners to register their vehicles.
- Order made on the 15th January, 1943, regulating the display of lights.

3. A copy of the Defence Regulations remaining in force is enclosed.

GOVERNOR.

RECODE.

No. 51.

TELEGRAM RECEIVED.

From SECRETARY OF STATE to GOVERNOR.

Despatched: 30. 5. 47 Time: 16.00 Received: 31. 5. 47 Time: 09.00

95 Circular No. 51. By telegram No. 21 Circular February 19th 1946  
Emergency Laws (Transitional Provisions) (Colonies etc.) Order in Council  
1946.

Defence Regulations which have been continued in force by virtue of  
Order in Council referred to above will expire December 31st 1947.

2. It is assumed that Colonial Governments are prepared for lapsing  
of these powers and that it is not desired to retain any of these  
Regulations for a longer period.

3. If however there should be specific regulations for which a  
special local need can be foreseen after present date of expiry which  
need cannot be met by Legislation in ordinary way I should be grateful if  
I might be informed by telegram not later June 4th. A clear indication  
should be given of regulation which it is desired to retain and of  
exceptional circumstances which renders retention of such powers desirable.

G.T.C.

L.H.

Reply at 168, & see 176

xx. Very early pse.,  
(Intld) A.B.I.  
31. 5. 47.

SECRETARY OF STATE.

DECODE.

TELEGRAM SENT.

From GOVERNOR to SECRETARY OF STATE.

Despatched: 2. 6. 47      Time: 17.00      Received: .....      Time: .....

165 No. 301. Your Circular Telegram No. 51. Emergency Laws  
(Transitional Provisions) (Colonies etc.) Order in Council 1946.

It will probably be necessary to retain powers under Defence Regulation No. 41 to ration commodities and to control prices and under Defence Regulations No. 43 44 to retain occupation of military lands. But there appears to be no reason why such could not be provided by legislation in ordinary way.

164      2. Please see my telegram No. 11 Saving of 24th April for Defence Regulations remaining in force.

See 176, 188, 193

GOVERNOR'S DEPUTY.

G.F.C.

LJH.

No. C/1/10

MINUTE.

(It is requested that, in any reference to this minute the above Number and the date may be quoted.)

26th July,

19 47.

From The Colonial Secretary,

To Registrar-General,

Stanley.

Stanley, Falkland Islands.

Authenticated Copies of Legislation.

116, 117, 158 I am directed by the Governor to forward herewith, for insertion in your files, authenticated copies of Proclamation No. 5 of 1946, and Regulations Nos. 4 of 1946, and 1 of 1947.

(Sgd.) A. B. MATHEWS

Colonial Secretary.

SAVING TELEGRAM.

*From:* The Officer Administering the Government of the Falkland Islands.

*To:* The Secretary of State for the Colonies.

*Date:* 7th October, 1947.

No. 92. SAVING.

165 Your circular telegram No. 51 and my telegram No. 301 of  
2nd June, 1947. Emergency Laws (Transitional Provisions)  
(Colonies etc.) Order in Council 1946.

Legislation awaits arrival of Legal Secretary by whom it  
will be drafted.

GVERNOR.

DECODE.

No. 45.

TELEGRAM RECEIVED.

From SECRETARY OF STATE to GOVERNOR.

Despatched: 8. 10. 47 Time: 21.58 Received: 9. 10. 47 Time: 09.00.

IMMEDIATE.

Circular Unnumbered October 8th. Confidential.

165 My Circular telegram No. 51 and connected correspondence.

976  
1. Consideration is now being given as a matter of urgency to legislation for the purpose of extending operation of United Kingdom Emergency Laws (transitional provisions) Act 1946 for a further period.

2. Defence Regulations maintained in force in Colonial territories by virtue of this Act must under section 18 be required for the purpose similar to purposes: (a) United Kingdom Defence Regulations specified in first schedule or (b) certainty of Acts passed after September 1st 1939.

3. In respect of any such Defence Regulations now in force which it is considered necessary to retain after December 31st 1947, please telegraph (a) a list of corresponding United Kingdom Defence Regulations: (b) a list of corresponding United Kingdom Acts (quoting relevant Ordinances in each case).

4. It is preferable that as far as possible any powers at present conferred by Defence Regulations should be continued by local legislation, and in compiling list under paragraph 3 Defence Regulations should be neglected in cases in which this will be practicable.

5. Reply is required to reach me with least possible delay and in any case not later than noon on October 11th.

Reply at 181

SECRETARY OF STATE.

G.T.C.

LJH.

X about 181

TELEGRAM SENT.

From GOVERNOR to SECRETARY OF STATE.

IMMEDIATE.

Despatched: 10. 10. 47 Time: 17.00 Received: .....Time: .....

177 No. 584. Your telegram 8th October Unnumbered Circular. Defence Regulations paragraph 3. Following shows in two columns under (a) Falkland Islands Defence Regulations still in force and corresponding United Kingdom Defence Regulations and (b) Falkland Islands Ordinances with corresponding United Kingdom Legislation:-

(a)

Part 1.

- 1. Citation and date of coming into operation. Nil.
- 2. Interpretation. Nil
- 3. Competent Authority. 49. Minister of State in U.K.
- 4. Authorised officer, defined. Nil.

Part VI.

- 41. (1) (a) General Control of Industry. 55. (1) a
- (c) 55. (1) c
- (d) 55. (1) da, 55. (1) e.
- (4) (a) 54. c (4) defines "undertaking"
- (b) 54. AA (4) defines "essential work"
- 43. Taking possession of land (Not in schedule) Nil.
- 44. Use of land for purposes of H.M. Forces. 52. (1), (2), (3), (5).
- 49. Derelict of articles. 79. (1) (a) (b) (c) and sense of 79 proviso (1).

Part VIII.

- 63. False Statements. 82. (1) (c), (2).
- 65. Restrictions on disclosing information. 84.
- 66. Licences permits &c. 87. (1).
- 70. Attempts to commit offences, and assisting offenders. 90. (1) (2)
- 71. Offences by corporations. 91.
- 72. Penalties. 92.
- 73. Legal proceedings. 93. (3)
- 77. Publicity of orders. (Governor's orders). Nil.
- 78. Service of notices. 97.
- 79. Revocation and variation of orders &c. 98.
- 80. Powers of Governor. Nil.
- 81. Liability for offences. Nil.

(b)

See 179a 19.3



(b)

Ordinance 1 of 1939.	Emergency Powers.	Emergency Powers Defence Act 1939, applied by O.i.c. of 25. 9. 39.
Ordinance 17 of 1939.	Exports and Imports (Emergency Powers).	Import, Export and Customs Powers Defence Act 1939.
X Ordinance 18 of 1939.	Trading with the Enemy.	Act, 1939
Ordinance 11 of 1940.	Trading with the Enemy (Amendment).	S.R. & O. No. 1092.
Ordinance 1 Of 1941.	Trading with the Enemy (Amendment).	S.R. & O. 1941. No. 51.
Regulation.	Defence (Finance) Regs. 1939.	Defence Finance Regulations.

2. Necessity for retention of certain existing powers under legislation is under consideration see my telegram No. 301.

165

GOVERNOR.

G. T. C.

LJH.

X Trading with the Enemy Act 1939,  
2 and 3 Geo 6. Cap. 59. J.W.D.  
M. 24-x-47

DECODE.

184

TELEGRAM RECEIVED.

From SECRETARY OF STATE to GOVERNOR.

Despatched: 21.10.47 Time: 1345 Received: 22.10.47 Time: 0900

181. Unnumbered. Your telegram No. 584.

(a) part VI 41 (1) (a) Please repeat title.

part VIII 70 please repeat first two words of title.

(b) Ordinance 18 of 1939. Please confirm column 2. Reads only "act 1939"

P.L.  
HS

SECRETARY OF STATE.

Reply at 187.

DECODE.

18

TELEGRAM SENT.

From GOVERNOR to SECRETARY OF STATE.

Despatched : 24.10.47.      Time : 15.30      Received : .....      Time : .....

184      Unnumbered.      Y-our unnumbered telegram 21st October 1947.

Following is check and repeat asked for (a) Part VI 41 (1) (a)  
title quote: General Control of Industry unquote.      \*

Part VIII 70 first two words title quote attempts to unquote.

(b) Column 2 should read quote Trading with the enemy act, 1939,  
unquote

GOVERNOR

P.L.

VP

DECODE.

No. S64.

TELEGRAM RECEIVED.

From SECRETARY OF STATE to GOVERNOR.

IMMEDIATE.

Despatched: 8. 11. 47 Time: 10.58 Received: 9. 11. 47 Time: 09.00.

No. 409. Confidential. Your telegram (15841) I understand from  
162 your telegram No. 301 that of Falkland Island Defence Regulations  
mentioned in (a) of your telegram it is only considered essential to  
continue in force Regulations 41 (1) (a) 43 and 44. In these circumstances  
I suggest remainder should be allowed to lapse at the end of this year.  
Please confirm if you agree.

2. I assume that reference to Falkland Islands Regulation 41 (1)  
(a) is included in your telegram by inadvertence. This regulation  
cannot be given legal effect in the Colony by virtue of  
powers conferred by United Kingdom Emergency Powers (transitional  
provisions) Act 1946 because corresponding United Kingdom regulation  
55 was not continued in force by that Act. It has presumably been  
retained in force for the purpose of rationing and controlling prices  
by virtue of powers conferred by Supplies and Service transitional  
Provisions Act 1945.

3. For similar reasons any orders made by Governor under powers  
of United Kingdom Emergency Powers Transitional Provisions Act 1946  
continuing in force Falkland Islands Defence Regulation 43 for  
purposes would be ultra vires. A Defence Regulation made under  
Act conferring power to retain possession of land already requisitioned  
when Act was passed would have legal effects if it corresponds with  
section 28 (2) of United Kingdom requisitioned land and war work  
Ordinance 1945.

4. Power to retain possession of requisitioned land and powers at  
present conferred by Falkland Islands Defence Regulation 44 you will  
doubtless be continued after the end of this year by Defence Regulation  
under United Kingdom Bill now before Parliament. But it would be  
preferable if retention of these powers is essential they should be  
continued by local Ordinance, which would have to be passed before  
December 31st. Please inform me whether this will be possible.

5. As these matters may be raised during discussion of Bill a  
very early reply is requested.

.C.

Reply at 193

SECRET

TE.

DECODE.

TELEGRAM SENT.

From GOVERNOR to SECRETARY OF STATE.

Despatched: 14. 11. 47 Time: 11.25 Received: ..... Time:.....

188 No. 678. Confidential. Your telegram No. 409. Defence Regulations. Same paragraph numbers.

108 My telegram no. 501 referred to necessity for retaining powers to ration commodities and control prices. In circumstances it appears necessary to retain Regulations 41 (1) (c) and (d) as well as 41 (1) (a).

X 181 2. Regulation 41 (1) (a) was included in my telegram No. 584 by inadvertence but it is necessary and your presumption is confirmed.

3. and 4. It would be possible to continue powers by enactment local Ordinance but in view imminence Legislative Council highly inconvenient. I should prefer to continue meanwhile by Defence Regulations under United Kingdom Bill.

G.T.C.

LJH.

GOVERNOR.