

C. S. O.

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(Formerly)

SUBJECT :

PENGUINS PRESERVATION (AMENDMENT) ORDINANCE, 1949.

CONNECTED FILES.

NUMBER AND YEAR.

--

1113

A BILL

To amend the Penguins Preservation Ordinance 1914.

Be it enacted etc.

Short title 1. This Ordinance may be cited as the Penguins Preservation (Amendment) Ordinance 1949 and shall be read and construed as one with the Penguins Preservation Ordinance 1914 (hereinafter referred to as "the Principal Ordinance").

Amendments sections 2 and 6

2. Sections 2 and 6 of the Principal Ordinance shall be deleted and the following substituted therefor:

"2. Any person who shall take or destroy any penguins eggs without a licence under this Ordinance or contrary to the terms and conditions thereof or shall aid and abet any person not so licensed to take or destroy any penguins' eggs shall commit an offence and be liable to a fine not exceeding ten shillings for every egg so taken or destroyed.

Note.

Suggested that the prohibition shall extend over the whole Colony and Dependencies and that having regard to monetary values the fine be increased to 10/- an egg.

Passed to Printer 13/9/49

BW 13/10/49

Printed and published by the Government Printer, Cape Town.

Printed in South Africa by the Government Printer, Cape Town.

Printed and published by the Government Printer, Cape Town.

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4-64. A.
The Amending Bill is not submitted. H.
to be done?

B.
C.S. Accordingly H.
1/9.

Clot to
H.C.
2/9

2/9.

C.
Non S.M.P.
Non A.C.

circulated for your info pl

ACS no comment. 8/9/49

[Signature]
6/9/49

H.C.S. agree. J.P.O. no. 4/18/49

Extract from the minutes of a meeting of the Executive Council held on the 10th of September, 1949.

The Penguins Preservation (Amendment) Bill. Council advised that the Bill should be proceeded with.

The President concurred and directed accordingly.

[Signature]
Clerk of the Executive Council.

Extract from the minutes of a meeting of the Legislative Council held on the 16th of December, 1949.

"The Bill was then read a third time and passed".

[Signature]
Clerk of the Legislative Council.

[Handwritten note]

[Handwritten note]
Bill 75/11/49

F. I. Ref: 1113

GOVERNMENT HOUSE,
STANLEY.

23rd January, 1950.

FALKLAND ISLANDS.

No. 25 COLONY.

Sir,

I have the honour, in the absence of the Governor on tour, to transmit herewith, for the signification of His Majesty's pleasure, two authenticated and ten printed copies of Ordinance No. 27 of 1949.

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2. A Legal Report on the Ordinance is also enclosed.

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

(Sgd) Michael R. Raymer
GOVERNOR'S DEPUTY.

THE RIGHT HONOURABLE
ARTHUR CREECH JONES, P.C., M.P.
SECRETARY OF STATE FOR THE COLONIES.

Reply at 6

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Assented to in His Majesty's name this 29th day of
December, 1949.

MILES CLIFFORD,
Governor.

[L.S.]

No. 33



1949.

Colony of the Falkland Islands and its Dependencies.

By His Majesty's Command, in the fourth year of His Majesty King GEORGE VI.

By His Majesty's Command, in the fourth year of His Majesty King GEORGE VI.

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Penguins Preservation (Amendment) Ordinance 1949.

Legal Report

The object of the amendment is to comprise the whole Colony: for some inexplicable reason the land south of Choiseul Sound and Brenton Loch was omitted from the Principal Ordinance.

(Sgd) R. Winter
Legal Secretary.

*BN 31/7/50
(Car to branch)
re measures*



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88407/50

Your Ref: 1113.



Colonial Office,
The Church House,
Great Smith Street,
S.W.1.

15 June, 1950.

FALKLAND ISLANDS (COLONY)

No. 37

Sir,

I have the honour to refer to Mr. Raymer's despatch No.25 Colony of the 23rd January, 1950, transmitting for the signification of His Majesty's pleasure copies of Ordinance No.27 of 1949, and to say that the power of disallowance will not be exercised in respect of this Ordinance.

2. If it is your intention to extend the Ordinance to the Dependencies, I presume you will later enact a Governor's Ordinance declaring that the provisions of the Principal Ordinance as amended by this Ordinance apply to the Dependencies.

3. I notice, incidentally, that the heading of all Ordinances is "Colony of the Falkland Islands and its Dependencies". In view of the fact that the Governor in Legislative Council does not pass laws for the Dependencies, it would be more appropriate to have the heading of these Ordinances worded "Colony of the Falkland Islands" for Legislative Council Ordinances and "Falkland Islands Dependencies" for Governor's Ordinances.

I have the honour to be,

Sir,

Your most obedient,

humble servant,

James Gifford

GOVERNOR,

SIR MILES CLIFFORD, K.B.E., C.M.G.,

etc., etc., etc.

*Acc. - 10 into for Gazette x
- 4 for future.
Acc. Noted for future
action
20.7.50*

17 JUL 1950

*US
To
Y*

X

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Colonial Secretary's Office,
Stanley, Falkland Islands.
18th July, 1950.

Intimation has been received from the Right Honourable the Secretary of State for the Colonies to the effect that His Majesty will not be advised to exercise his power of disallowance in respect of the following Ordinances of the Legislature of the Falkland Islands:-

<u>No.</u>	<u>Title.</u>	<u>N.F. No.</u>
12/49	Licensing Ordinance, 1949.	1092
27/49	Penguins Preservation (Amendment) Ordinance, 1949.	1113
35/49	Access (Amendment) Ordinance, 1949.	1078
39/49	Harbour (Amendment) Ordinance, 1949.	1084
44/49	Legislative Council (Elections) (Amendment) Ordinance, 1949.	0068/A.

By Command,

(Sgt) MICHAEL R. RAYNER,

Colonial Secretary.

OSMAY
20/8/50

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Stt. Secy
20/9/50