

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Notice of Withdrawal of Candidate.

THE URBAN COUNCIL.

I of
 (name as on nomination paper) (address as on nomination paper)

 (occupation as on nomination paper)
 a duly nominated candidate for the * ^{Annual}/_{Extraordinary} Election to fill
 vacancy(ies) for elected members of the Urban Council
 to be held on the day of , 19 , hereby withdraw
 my consent dated the day of , 19 , to such
 nomination.

Dated this day of , 19 .

(Signature)

Signed by the said

.....

.....

in the presence of
(One Witness)

Signature

Address

Occupation

* Delete whichever is inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Notice of Nominations.

THE URBAN COUNCIL.

The following is a statement as to persons nominated to fill
vacancies for elected members of the Urban Council on
the day of , 19 .

A. PERSONS VALIDLY NOMINATED

Name		Address	Occupation	Person sub- scribing to Nomination Paper
English	Chinese (if any)			

B. PERSONS IN RESPECT OF WHOM NOMINATION PAPERS HAVE BEEN
DELIVERED BUT WHO HAVE NOT BEEN VALIDLY NOMINATED

Name		Address	Occupation	Reason
English	Chinese (if any)			

NOTICE IS HEREBY GIVEN THAT:—

(EITHER)

An election will take place on the day of , 19 , to fill the vacancies for elected members on the Urban Council. Polling will take place between the hours of 8 a.m. and 8 p.m. at the following Polling Stations:—

- (a)
- (b)
- (c)
- (d)
- (e)

(OR)

Since the number of persons in list A hereof is * ^{less than}/_{equal to} the number of vacancies, the said persons in the said list A are hereby declared to be elected to fill of the said vacancies for elected members of the Urban Council.

Dated this day of , 19 .

.....
Returning Officer.

* Delete words inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Notice of Appointment of Election Agent.

THE URBAN COUNCIL.

I of
(name as on nomination paper) (address as on

..... nomination paper) (occupation as on nomination paper)

a validly nominated candidate for an * ^{Annual}/_{Extraordinary} Election for the Urban Council to be held on the day of 19 .., do hereby appoint:—

..... of
(name) (address)

.....
(occupation)

to act as my Election Agent in accordance with the provisions of regulation 10 of the Urban Council Elections (Procedure) Regulations, 1955, for the said election.

Dated this day of .., 19 ..

(Signature)

Signed by the said

.....
.....

in the presence of
(One Witness)

Signature

Address

Occupation

* Delete whichever is inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Notice of Particulars of Election Agents.

THE URBAN COUNCIL.

* ^{Annual}/_{Extraordinary} Election Date of Election

I HEREBY GIVE NOTICE that the following names and addresses of election agents of candidates of this election, to which all claims, notices, writs, summons, and other documents addressed to them may be sent, have respectively been declared in writing to me as follows:—

1 Name of Candidate	2 Name of Election Agent	3 Address of Election Agent
.....
.....
.....
.....
.....
.....
.....
.....

Date

.....
Returning Officer.

* Delete whichever is inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Appointment of * Presiding Officer
Assistant Presiding Officer
Poll Clerk
Interpreter
.....

THE URBAN COUNCIL.

* ^{Annual}/_{Extraordinary} Election 19.....
8 a.m. to 8 p.m.

I hereby appoint—

(Name)

(Address)

to act as * Presiding Officer at the said Election at

Assistant Presiding Officer

Poll Clerk

Interpreter

.....
Polling Station

Dated this day of .., 19 ..

.....
*(Assistant) Returning Officer.

* Delete whichever is inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Notice of Instructions
to Voters by the Returning Officer.

The elector may vote for candidate(s).

The elector should see that the ballot paper, before it is handed to him is stamped by the Presiding Officer otherwise his vote will not count.

The elector will go into one of the compartments, and, with the pencil provided in the compartment, place a cross (X) on the right-hand side of the ballot paper, opposite the name of each candidate for whom he votes.

The elector will then fold up the ballot paper and leaving the compartment will, without showing the front of the paper to any person, show the back of the paper to the presiding officer, and then in the presence of the presiding officer or of his assistant, put the paper into the ballot box, and forthwith leave the polling station.

The ballot paper must not be torn in any way whether along the perforations or otherwise.

If the elector inadvertently spoils a ballot paper, he can return it to the presiding officer, who will, if satisfied of such inadvertence, give him another paper.

If the elector votes for more than candidate(s) or places any mark on the paper by which he may be afterwards identified, his ballot paper will be void and will not be counted.

No elector may take a ballot paper out of the polling station, or deposit in the ballot box any other paper than the one given him by the officer otherwise he may be liable on summary conviction, to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding six months or to both such fine and imprisonment.

FAILURE TO COMPLY WITH THESE INSTRUCTIONS
MAY PREVENT YOUR VOTE FROM BEING COUNTED.

選舉主任給予投票人之指導通知書

選舉人可投選 名候選人。

各選舉票，均係由投票場主任蓋有印記，選舉人在接受選票之前，應加意細察，否則其選票將不受核算。

選舉人將進入一間格室，以格室放備之鉛筆，在選舉票之右方，正對其擬選舉之候選人姓名處，劃一「X」標記。

選舉人隨即將該選票摺起，離開該格室，請勿將票之正面，向任何人露示，祇須以票之背面，持示投票場主任，隨即當該主任或其助手面前，將該票投入票櫃內。事畢，須即離開投票站。

無論在該選票之穿孔處或其他地方，均不得將之撕破。

選舉人倘偶將選票損壞，而係出於無意者，可將該選票交還投票場主任，如該主任認為此等損壞確係出於無意，即另發一票與選舉人。

倘選舉人選舉候選人超過 名，或在其票上作任何標記，由此可以辨出是其所為者，則其選舉票，將作為無效，不受核算。

選舉人不得將選票攜出投票站，或將其他任何紙張而非投票場主任給予者投入票櫃內，否則，該選舉人可受簡易訴訟程序審判，處以不超過五百元之罰鍰，或處以不超過六個月之監禁，或處以罰鍰及監禁。

凡不遵守上項指導者，其票不受核算。

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

(1) Front of Ballot Paper.

		YOU MAY NOT VOTE FOR MORE THAN CANDIDATES.	
		台端不得選舉候選人超過 名。	
Counterfoil No.	1	::	
	2	::	
	3	::	
	4	::	

:: Insert name in full in English and, if applicable, in Chinese as appearing on nomination paper.

.... Perforated along this line.

(2) Back of Ballot Paper.

Election for the Urban Council on
No.
Election for the Urban Council on
No.
Election for the Urban Council on
No.
Election for the Urban Council on
No.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Appointment of Polling Agent.

THE URBAN COUNCIL.

I of
(name) (address)
.....
(occupation)

* (the election agent of) a candidate for election as an elected member of the Urban Council at the election to be held on the day of 19 .., hereby appoint the persons named in the second column hereunder to act as polling agent on my behalf at the polling stations set opposite their respective names in the first column for the purpose of the said election.

Polling Station	Polling Agents	
	Name	Address
1.	1 2 3	
2	1 2 3	
3.	1 2 3	
4.	1 2 3	
5.	1 2 3	

Dated this day of .., 195 ..

(Signature)
*Candidate/Election Agent.

* Delete words inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Declaration to be made by the Companion of a Blind Voter.

THE URBAN COUNCIL.

I, A.B., of having been requested to assist C.D. (who is numbered) on the register of electors for election of members of the Urban Council, to record this vote at the election now being held do hereby declare that (I am entitled to vote at the said election) (I am the *..... of the said elector and have attained the age of twenty-one years) and that I have not previously assisted any blind person (except E.F. of) to vote at the said election.

*State relationship of companion to voter.

(Signed) A.B.

Dated the day of .., 19 ..

I, the undersigned, do hereby certify that I faithfully interpreted the above declaration to the above-named declarant.

(Signed) G.H.

I, the undersigned, being * an assistant presiding officer for the the presiding officer polling station election of elected members of the Urban Council do hereby certify that the above declaration, having first been read to the above-named declarant, was signed by the declarant in my presence.

(Signed) J.K.

The day of .., 19 .., at minutes past o'clock in the noon.

NOTE: If the person making the above declaration knowingly and wilfully makes therein a statement false in a material particular, he will be guilty of an offence.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Ballot Paper Account.

THE URBAN COUNCIL.

Urban Council Election.

Date 19.....

Polling Station

Number of Ballot Papers received	Ballot Papers believed to be in the Ballot Box
Serial Numbers from	Ditto Unused
to	Ditto Spoilt

Number of Tendered Ballot Papers received	Tendered Ballot Papers in Packet
Serial Numbers from	Ditto Unused
to	Ditto Spoilt

Dated this day of , 19 .

.....
Presiding Officer.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Appointment of Counting Agents.

THE URBAN COUNCIL.

I of

.....
(name) (address)
.....
(occupation) * (the Election Agent of) a candidate for election as an elected member of the Urban Council to be held on the day of , 19 , hereby appoint the undermentioned persons to act as counting agents at the count of votes cast at the said election:

1. of
2. of
3. of
4. of
5. of

Dated this day of , 19 .

.....
** Candidate.*

* Election Agent for

* Delete words inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Appointment of Counting Assistant.

THE URBAN COUNCIL.

* Annual Election 19.....
Extraordinary

I hereby appoint:—

(Name)

(Address)

to act as an assistant to me at the counting of the votes in the said election, which will take place at
on at * a.m./p.m.

Dated this day of , 19 .

.....
Returning Officer.

* Delete whichever is inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Notice of Result of an * Annual / Extraordinary Election.

THE URBAN COUNCIL.

I, the undersigned being the returning officer at the * Annual / Extraordinary Election held on the _____ day of _____, 19____, to elect _____ elected members to the Urban Council hereby give notice that the total number of votes given for each candidate at the election was as follows—

Name of Candidate	Number of Votes

and that the undermentioned persons have been duly elected to serve as elected members of the Urban Council.

.....
.....
.....

Dated this _____ day of _____, 195 .

(Signature)
Returning Officer.

* Delete whichever is inapplicable.

URBAN COUNCIL ELECTIONS (PROCEDURE) REGULATIONS, 1955.

Declaration of Secrecy.

THE URBAN COUNCIL.

I of
(name) (address)
solemnly promise and declare that I will not at the election to fill vacancies for elected members of the Urban Council to be held on the _____ day of _____, 19____, do anything forbidden by regulation 69 of the Urban Council Elections (Procedure) Regulations, 1955, which has been read to me.

(Signature)

The above declaration was made and subscribed before me this _____ day of _____, 19____, by the declarant, regulation 69 of the Urban Council Elections (Procedure) Regulations, 1955, having been first read to him by me *(and interpreted to him by _____).

(Signature)

(Description)

* Justice of the Peace,
Presiding Officer,
Returning Officer.

* (Signature)

* Interpreter.

* Delete if inapplicable.

Clerk of Councils.

COUNCIL CHAMBER,
7th June, 1955.

PENSIONS ORDINANCE.
(Chapter 89).

PENSIONS (AMENDMENT) REGULATIONS, 1955.

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

1. These regulations may be cited as the Pensions (Amendment) Regulations, 1955. Citation.

2. The Schedule to the Pensions Regulations is amended by the addition at the end thereof of the following— Amendment to Schedule. (Vol. IX, p. 6).

“Federation of Rhodesia and Nyasaland.

Federation of Nigeria.

Eastern Region of Nigeria.

Northern Region of Nigeria.

Western Region of Nigeria.”

Deputy Clerk of Councils.

COUNCIL CHAMBER,
11th June, 1955.
(Secretariat 1/4373/51)



VEHICLE AND ROAD TRAFFIC ORDINANCE.
(Chapter 220).

VEHICLE AND ROAD TRAFFIC (AMENDMENT) REGULATIONS, 1955.

In exercise of the powers conferred by section 3 of the Vehicle and Road Traffic Ordinance, the Governor in Council has made the following regulations—

- 1.** These regulations may be cited as the Vehicle and Road Traffic (Amendment) Regulations, 1955. Citation.
- 2.** Regulation 7 of the regulations headed "Vehicles and Traffic Regulation" appearing on pages 723 to 816 of Volume II of the Regulations of Hong Kong (1937 Edition) (hereinafter referred to as the principal regulations) is amended by the deletion of the sum "\$5" in paragraphs (1) and (7) and the substitution therefor of the following—
"\$20.00". Amendment of regulation 7.

- 3.** Regulation 8 of the principal regulations is rescinded and replaced by the following— Rescission and replacement of regulation 8.

"8. (1) Notwithstanding the provisions of regulation 2, the Commissioner of Police shall not license any motor bicycle, motor tricycle or passenger tricycle to be used as a public vehicle.

(2) Annual licences shall be required for the vehicles enumerated in the first column of the following Table and the fee shown in the second column and set opposite each vehicle or type of vehicle shall be the fee payable annually in respect thereof for the purpose or area mentioned therein. All licences shall be renewed annually on the date shown in the third column opposite each item—

TABLE.

<i>Vehicle</i>	<i>Annual Fee in \$</i>	<i>Date when licence renewable annually.</i>
1. Commercial motor vehicle—		
(a) not exceeding 20 cwt., unladen weight; and	240	1st July
(b) an additional fee for each 5 cwt., or part thereof.	50	— do. —



TABLE,—Continued.

Vehicle	Annual Fee in \$	Date when licence renewable annually.
2. (1) Motor omnibus or charabanc to be used as a PUBLIC VEHICLE (other than one used solely in connexion with grants of exclusive rights of maintaining services of public motor vehicles for which a licence has been granted in accordance with the regulations headed "Public Motor Vehicle Services"); and	10	1st January
(2) an additional fee for each seat for a passenger in such vehicle.	30	— do. —
3. Motor vehicle (other than one used solely in connexion with grants of exclusive rights of maintaining services of public motor vehicles for which a licence has been granted in accordance with the regulations headed "Public Motor Vehicle Services") and taxicab to be used as a PUBLIC VEHICLE—		
(a) for the driver; and	10	— do. —
(b) an additional fee for each passenger permitted to be carried.	30	— do. —
4. Motor omnibus or charabanc to be used as a PRIVATE VEHICLE—		
(a) for the driver; and	10	— do. —
(b) an additional fee for each passenger permitted to be carried.	30	— do. —
5. Motor vehicle (other than those mentioned in paras. 1 to 4 and 6 & 7) to be used as a PRIVATE VEHICLE of which the cylinder capacity of the engine—		
(a) does not exceed 1250 cubic centimetres;	100	1st July
(b) exceeds 1250 cubic centimetres but does not exceed 2500 cubic centimetres;	160	— do. —
(c) exceeds 2500 cubic centimetres.	240	— do. —
6. Motor bicycle, including motor assisted pedal bicycle—		
(a) solo;	50	— do. —
(b) with sidecar.	75	— do. —
7. Motor tricycle—		
(a) neither constructed nor adapted for use, nor used for the carriage of passengers;	50	— do. —
(b) any other type.	100	— do. —

TABLE,—Continued.

Vehicle	Annual Fee in \$	Date when licence renewable annually.
8. Jinricksha—		
(a) to be used as a PUBLIC VEHICLE—		
(i) in the Island of Hong Kong, Kowloon and New Kowloon;	36	1st December
(ii) in the New Territories (other than New Kowloon).	12	— do. —
(iii) owner-drawn in New Territories (other than New Kowloon).	1	— do. —
(b) to be used as a PRIVATE VEHICLE.	20	1st January
9. Sedan chair to be used as a PUBLIC VEHICLE.	4	1st December
10. Trailer— for each 5 cwt, or part thereof unladen weight.	50	1st July
11. Tricycle.	6	1st January

(3) A fee of \$1.00 shall be charged for a duplicate of any licence issued under the provisions of paragraph (2).

(4) The Commissioner of Police may upon the surrender to him of a valid licence issued in respect of a motor vehicle licensed under the provisions of paragraph (2), make a refund of the appropriate fee paid therefor for the unexpired period of a valid licence in accordance with the following Table—

TABLE.

Number of complete months of unexpired period of valid licence.	Percentage of annual fee to be refunded.
11	80
10	80
9	70
8	60
7	50
6	40
5	30
4	20
3	10

Amendment of principal regulations by the addition of a new regulation.

4. The principal regulations are amended by the addition immediately after regulation 147 of the following new regulation—

“147A. (1) For the purposes of these regulations, the cylinder capacity of any mechanically propelled vehicle deriving its motive power wholly from an internal combustion engine worked by a cylinder or cylinders shall be taken to be—

- (a) in the case of a single-cylinder engine, the cylinder capacity attributable to the cylinder of the engine;
- (b) in the case of an engine having two or more cylinders, the sum of the cylinder capacities attributable to the separate cylinders.

(2) The cylinder capacity attributable to any cylinder of an internal combustion engine shall be deemed to be equal to—

- (a) in the case of a cylinder having a single piston, the product expressed in cubic centimetres of the square of the internal diameter of such cylinder measured in centimetres, and the distance through which the piston associated with that cylinder moves during one half of a revolution of the engine measured in centimetres multiplied by 0.7854; and
- (b) in the case of a cylinder having more than one piston, the sum of the products expressed in cubic centimetres of the square of the internal diameter of each part of the cylinder in which a piston moves measured in centimetres, and the distance through which the piston associated with that diameter moves during one half of a revolution of the engine measured in centimetres multiplied by 0.7854.

(3) In measuring cylinders for the purpose of calculating cylinder capacity, and in calculating cylinder capacity, fractions of centimetres are to be taken into account.”

5. Paragraph (3) of regulation 190 of the principal regulations is amended by the addition in the second line—

- (a) after the figures “30” of the following—
“, 32”;
- (b) after the figures “35” of the following—
“, 36”.

Amendment of regulation 190.



Clerk of Councils.

COUNCIL CHAMBER,
14th June, 1955.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

The amendment contained in regulation 2 of the Vehicle and Road Traffic (Amendment) Regulations, 1955, increases the fees for a learner's licence and for a driver's examination from \$5.00 to \$20.00.

2. Regulation 3—

- (a) prohibits the licensing of any motor bicycle, motor tricycle or passenger tricycle to be used as a public vehicle;
- (b) substitutes in practically all cases, increased fees in respect of vehicles which require to be licensed; and
- (c) empowers, upon the surrender of a valid licence, a refund of the appropriate licence fee, in accordance with the Table contained therein.

3. The annual licence fee for a private motor vehicle is now based on its cylinder capacity and not on its weight. This new method of assessment has made it necessary to include a provision for the calculation of such capacity. (Regulation 4).

4. Regulation 5 makes contraventions of regulations 32 and 36 under the heading “Public Motor Vehicle Services” offences punishable under regulation 190. Regulation 32 provides that “all tickets issued in exchange for payment (with the exception of season tickets) must be handed over to be punched or inspected by the licensee's collector on demand. Season tickets must be produced for inspection on demand”. Regulation 36 states that “no person shall travel or attempt to travel on any of the licensee's motor vehicles without paying his fare and proper charges, and with intent to avoid such payment.”

(Secretariat L.M. 175/55)



BANK NOTES ISSUE ORDINANCE.

(Chapter 65).

Resolution made and passed by the Legislative Council on the 22nd day of June, 1955.

Resolved, pursuant to the proviso to section 5 of the Bank Notes Issue Ordinance, that this Council hereby extends the powers of all the note-issuing banks to make, issue, re-issue and circulate notes until and including the 12th day of July, 1956.

Deputy Clerk of Councils.

COUNCIL CHAMBER,
22nd June, 1955.

(Secretariat 52/2524/45)

The following Order is published for general information :—

STATUTORY INSTRUMENTS

1955 No. 709

CIVIL AVIATION

THE COLONIAL CIVIL AVIATION (APPLICATION OF ACT)
(AMENDMENT) ORDER, 1955.

<i>Made</i> - - - - -	<i>6th May, 1955</i>
<i>Laid before Parliament</i>	<i>6th May, 1955</i>
<i>Coming into Operation</i>	<i>1st July, 1955</i>

At the Court at Buckingham Palace, the 6th day of May, 1955

Present,

The Queen's Most Excellent Majesty in Council

WHEREAS it is expedient to amend the Colonial Civil Aviation (Application of Act) Order, 1952(a) (hereinafter referred to as the "principal Order") in the manner hereinafter appearing :

NOW, THEREFORE, Her Majesty, in pursuance of the powers vested in Her by the Civil Aviation Act, 1949(b), and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered as follows :—

1. (1) This Order may be cited as the Colonial Civil Aviation (Application of Act) (Amendment) Order, 1955, and shall be construed as one with the Colonial Civil Aviation (Application of Act) Orders, 1952 to 1954(c).

Citations
construc-
tion and
commence-
ment.

(2) This Order and the Colonial Civil Aviation (Application of Act) Orders, 1952 to 1954, may be cited together as the Colonial Civil Aviation (Application of Act) Orders, 1952 to 1955.

(a) S.I. 1952/868 (1952 I, p. 565).

(b) 12, 13 & 14 Geo. 6, c. 67.

(c) S.I. 1952/868, 1953/591, 1669, 1954/830 (1952 I, p. 565; 1953 I, pp. 275, 277).

(3) This Order shall come into operation on the 1st day of July, 1955.

Amendment of Article 2 of the principal Order.

2. For the removal of doubts it is hereby declared that the expression "Governor" in paragraph (1) of Article 2 of the principal Order means—

- (a) in relation to Nigeria the person for the time being performing the functions of the Governor-General of the Federation of Nigeria, and
- (b) in relation to Zanzibar the person for the time being performing the functions of British Resident, Zanzibar,

and accordingly for the definition of "Governor" in the said paragraph the following definition is hereby substituted—

" "Governor" means the officer for the time being administering the Government of the Colony, and in relation to Nigeria means the person for the time being performing the functions of the Governor-General of the Federation of Nigeria, and in relation to Zanzibar means the person for the time being performing the functions of British Resident, Zanzibar;".

W. G. AGNEW.

Explanatory Note

(This Note is not part of the Order but is intended to indicate its general purport.)

The purpose of this Order is to clarify the definition of "Governor" in the Colonial Civil Aviation (Application of Act) Order, 1952.

The following Order is published for general information :—

STATUTORY INSTRUMENTS

1955 No. 710

CIVIL AVIATION

THE CARRIAGE BY AIR (NON-INTERNATIONAL CARRIAGE) (COLONIES, PROTECTORATES AND TRUST TERRITORIES) (AMENDMENT) ORDER, 1955.

Made - - - - -	6th May, 1955
Laid before Parliament	6th May, 1955
Coming into Operation	1st July, 1955

At the Court at Buckingham Palace, the 6th day of May, 1955

Present,

The Queen's Most Excellent Majesty in Council

WHEREAS it is expedient that the Carriage by Air (Non-International Carriage) (Colonies, Protectorates and Trust Territories) Order, 1953(a) (hereinafter referred to as the "principal Order") should be amended in the manner hereinafter appearing :

NOW, THEREFORE, Her Majesty, in pursuance of the powers conferred upon Her by the Carriage by Air Act, 1932(b), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :—

1. (1) This Order may be cited as the Carriage by Air (Non-International Carriage) (Colonies, Protectorates and Trust Territories) (Amendment) Order, 1955, and shall be construed as one with the Carriage by Air (Non-International Carriage) (Colonies, Protectorates and Trust Territories) Order, 1953. Citations, construction and commencement.

(2) This Order and the principal Order may be cited together as the Carriage by Air (Non-International Carriage) (Colonies, Protectorates and Trust Territories) Orders, 1953 and 1955.

(a) S.I. 1953/1206 (1953 I, p. 258). (b) 22 & 23 Geo. 5. c. 36.

(3) This Order shall come into operation on the 1st day of July, 1955.

Amendment of Article 2 of the principal Order.

2. (1) For the removal of doubts it is hereby declared that the expression "Governor of a territory" in paragraph (1) of Article 2 of the principal Order means—

- (a) in relation to Nigeria the person for the time being performing the functions of the Governor-General of the Federation of Nigeria, and
- (b) in relation to Zanzibar the person for the time being performing the functions of British Resident, Zanzibar,

and accordingly for the definition of "Governor of a territory" in the said paragraph the following definition is hereby substituted—

" "Governor of a territory" means the officer for the time being administering the Government of that territory, and in relation to Nigeria means the person for the time being performing the functions of the Governor-General of the Federation of Nigeria, and in relation to Zanzibar means the person for the time being performing the functions of British Resident, Zanzibar;"

(2) In paragraph (1) of Article 2 of the principal Order the definition of "Territory" shall be amended by the substitution of the word and number "Article 7" for the word and number "Article 6" appearing therein.

Amendment of the Fourth Schedule to the principal Order.

3. For the word and number "Article 6" at the head of the Fourth Schedule to the principal Order there shall be substituted the word and number "Article 7".

W. G. AGNEW.

Explanatory Note

(This Note is not part of the Order but is intended to indicate its general purport.)

The purpose of this Order is to clarify the definition of "Governor of a territory" in the Carriage by Air (Non-International Carriage) (Colonies, Protectorates and Trust Territories) Order, 1953. Two typographical errors have also been corrected in that Order.

EMERGENCY REGULATIONS ORDINANCE.

(Chapter 241).

EMERGENCY (AGRICULTURAL POISONS) REGULATIONS, 1955.

In exercise of the powers conferred by section 2 of the Emergency Regulations Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Emergency (Agricultural Poisons) Regulations, 1955, and shall come into operation on the 15th day of July, 1955. Citation and commencement.

2. In these regulations, unless the context otherwise requires— Interpretation.

"agricultural poison" means any poison specified in the Schedule and includes any preparation or substance containing such poison;

"Director" means the Director of Agriculture, Fisheries and Forestry;

"export" and "import" bear the same meanings as they are expressed to bear in the Importation and Exportation (Cap. 50) Ordinance;

"registered", "pharmacist" and "authorized seller of poisons" bear the same meanings as they are expressed to bear in the Pharmacy and Poisons Ordinance. (Cap. 138).

3. (1) No person shall, after the coming into operation of these regulations, acquire, obtain, purchase, receive, import or use any agricultural poison. Prohibition of acquisition and use etc. of agricultural poisons.

(2) Save as is permitted by these regulations, no person shall, after the coming into operation of these regulations, deal with, transfer, sell, export or otherwise dispose of any agricultural poison.

(3) Any person who contravenes the provisions of this regulation shall be guilty of an offence.

Prohibition of possession of agricultural poison without permit.

4. (1) The Director or any person authorized by him in that behalf may, in his absolute discretion, issue to any person a permit in writing to have in his possession any agricultural poison.

(2) Every permit in writing issued under this regulation shall be given a serial number and any such permit may contain such conditions as the issuing authority may think necessary or expedient to impose and any such permit may be revoked by the issuing authority at any time.

(3) No person shall, on or after the 15th day of August, 1955, have in his possession or custody or under his control any agricultural poison unless he is in possession of a permit issued under this regulation.

(4) Any person who contravenes the provisions of paragraph (3) of this regulation or any condition of a permit issued under this regulation shall be guilty of an offence.

Method of disposal before the appointed day of agricultural poison in possession at date of commencement.

5. (1) Any person who on the coming into operation of these regulations has in his possession or custody or under his control any agricultural poison shall before the 15th day of August, 1955, dispose thereof by either—

- (a) delivery to the Director; or
- (b) direct export from the Colony to a consignee outside the Colony.

(2) Paragraph (1) of this regulation shall not apply to any person to whom a permit is granted under regulation 4.

(3) Upon delivery of any agricultural poison to the Director in accordance with paragraph (1) of this regulation the same shall be deemed to be the property of the Crown free from the rights of any person.

(4) Any person who contravenes the provisions of paragraph (1) of this regulation shall be guilty of an offence.

Disposal by holders of permits.

6. The holder of a permit issued under regulation 4 may at any time during the validity of such permit dispose of the agricultural poison to which it relates by direct export from the Colony to a consignee outside the Colony.

7. (1) The Director may authorize any public officer to be an inspector for the purposes of these regulations.

Inspections and enforcement.

(2) Any such inspector shall, for the purpose of enforcing these regulations, have power—

- (a) at all reasonable times to enter the premises of any registered pharmacist, any authorized seller of poisons and any person who is the holder of a permit under regulation 4 of these regulations;
- (b) at any time to enter any place or vessel in which he has reason to suspect that an offence against these regulations has been committed;
- (c) to make such examination and inquiry and to do such other things, including the taking on payment therefor of samples, as may be necessary for the purposes of inspection;
- (d) to seize and detain any agricultural poison or anything which he reasonably suspects to be an agricultural poison.

(3) Any person who wilfully resists or obstructs an inspector in the exercise of his powers under paragraph (2) of this regulation, or who refuses to allow any sample to be taken in accordance with the provisions thereof, or who fails without reasonable excuse to give any information which he is duly required to give thereunder, shall be guilty of an offence.

8. (1) A magistrate, on application made on behalf of the Crown, shall order that any agricultural poison with respect to which any offence against these regulations has been committed, and any agricultural poison found in any place or vessel without any apparent owner, shall be forfeited to the Crown, whether or not any person has been convicted of any offence.

Forfeiture.

(2) Upon the making of an order of forfeiture under this regulation, the agricultural poison to which such order relates shall be deemed to be the property of the Crown free from the rights of any person.

9. Any person who commits an offence against these regulations shall be liable to a fine of five thousand dollars and imprisonment for twelve months and in the case of a continuing

Penalty.

offence to a further fine of one thousand dollars for every day subsequent to the date on which he is convicted of the offence during which the contravention continues.

Vicarious liability.

10. Wherever any person is accused of an offence against these regulations any material fact known to an employee of the accused person shall be deemed to have been known by the accused person and it shall constitute no defence that an employee acted without the authority of the accused person.

Evidence. Analyst's certificate.

11. (1) A certificate signed by the Government Chemist, or by a person appointed by the Governor to make analyses for the purposes of these regulations, if it purports to relate to any agricultural poison, shall in any proceedings under these regulations be conclusive evidence as to the facts stated therein.

(2) Any such certificate purporting to be signed by the Government Chemist or person appointed by the Governor to make analyses shall, until the contrary is proved, be deemed to have been signed by him.

SCHEDULE.

[reg. 2.]

Phosphorus compounds, the following—

- Bis-dimethylaminophosphorous anhydride;
 - Diethylparanitrophenyl thiophosphate;
 - Hexaethyl tetraphosphate;
 - Octamethyl pyrophosphoramidate;
 - Tetraethyl pyrophosphate;
- together with homologous and related compounds.

Clerk of Councils.

COUNCIL CHAMBER,
13th July, 1955.

Explanatory Note.

(This note is not part of the regulations, but is intended only to indicate their general purport).

Certain organic phosphorous compounds which were originally produced for war purposes have now been developed for use as insecticides and have been recently imported into the Colony for sale to farmers. The more common of these are known as "Folidol E. 605", "Fosfex", "Basudin" and "Duphar". These insecticides, even when diluted, are highly dangerous to all forms of animals life and several accidental deaths (both of human beings and of cattle) have occurred as a result of lack of appreciation of the extreme care necessary when using them for agricultural purposes.

2. It is therefore considered essential in the public interest to take drastic measures to preclude the possibility of further accidental deaths resulting from their use. These measures are contained in the Emergency (Agricultural Poisons) Regulations, 1955, the principal provisions of which are—

- (a) the acquisition, importation and all use of these insecticides are banned forthwith (regulation 3);
- (b) possession of these insecticides is prohibited as from 15th August, 1955 (regulation 4). It will therefore be necessary for all those in possession of stocks to dispose of them before that date in accordance with regulation 5. That regulation provides two alternatives, the first, intended for farmers who hold small stocks for agricultural use, requires delivery to the Director of Agriculture, Fisheries & Forestry, whilst the second, intended for persons who hold stocks for sale, requires export from the Colony before the 15th August, 1955. Should export within this time prove impracticable in any particular case, the Director of Agriculture, Fisheries & Forestry has discretion to issue a permit allowing possession until export proves possible.
- (c) authority is given to the Director of Agriculture, Fisheries & Forestry to appoint inspectors for the purpose of enforcing the regulations and to magistrates to order forfeiture of insecticides in respect of which the law is broken (regulations 7 and 8);
- (d) a maximum penalty of a fine of five thousand dollars and imprisonment for a year is specified for contravention of the regulations (regulation 9).

(Secretariat 2/3781/55)

PENSIONS ORDINANCE.
(Chapter 89).

PENSIONS (AMENDMENT) (No. 2) REGULATIONS, 1955.

In exercise of the powers conferred by subsection (1) of section 3 of the Pensions Ordinance, the Governor in Council, with the sanction of the Secretary of State, has made the following regulations—

1. These regulations may be cited as the Pensions (Amendment) (No. 2) Regulations, 1955. Citation.

2. The Pensions Regulations (hereinafter referred to as the principal regulations) are amended by the addition after regulation 18A of the following new regulation—

"Effect of Salaries Revision, 1953.

18B. (1) In the application of regulation 18 where the pensionable emoluments of an officer for a period prior to the first day of October, 1953, are required to be taken into account, there shall be taken into account in lieu of such pensionable emoluments the pensionable emoluments which such officer would have enjoyed during such period had he been subject at the commencement of such period to a scale of pay operative in this Colony on the first day of October, 1953, in consequence of the Salaries Revision, 1953, if this shall be to an officer's advantage.

Addition of new regulation 18B to the principal regulations. (Vol. IX, p. 6).

(2) "Salaries Revision, 1953" shall mean for the purposes of this regulation the revision of salaries effected as at the 1st day of October, 1953.

(3) If any question arises as to whether any salary is according to a scale of pay operative in the Colony in consequence of the Salaries Revision, 1953, the decision thereon of the Governor in Council shall be final.

(4) This regulation shall be deemed to have had effect from the 1st day of October, 1953."

Amendment
of regula-
tion 26.

3. Paragraph (7) of regulation 26 of the principal regulations is amended by the insertion after the word "retires" of the following—

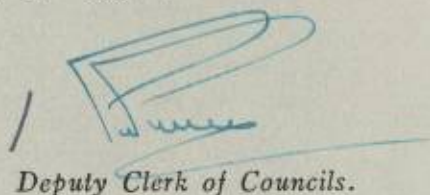
"on any of the conditions stated in sub-paragraphs (b), (c) and (d) of paragraph (3) of this regulation".



Clerk of Councils.

COUNCIL CHAMBER,
12th July, 1955.

Approved this 20th day of July, 1955, by resolution of the Legislative Council.



Deputy Clerk of Councils.

Explanatory Note.

(This note is not part of the regulations, but is intended to indicate their general purport).

Regulation 2 of these regulations amends the Pensions Regulations (the principal regulations) by adding to them a new regulation 18B. This new regulation is rendered desirable by the recent revision of salaries. It provides that where the pension or gratuity of an officer is computed on the basis of the average of his pensionable emoluments during the three years prior to his retirement, his pensionable emoluments for this purpose shall be taken as those which he would have enjoyed had he been subject to the new rates of pay at the beginning of that period. This new regulation is made retrospective to 1st October, 1953, the date from which the revised scale of pay and allowance has been brought into effect.

2. Regulation 3 of these regulations amends regulation 26(7) of the principal regulations, which provides for the grant of a gratuity to a monthly paid non-pensionable officer who retires with less than 10 years service. The purpose of the amendment is to clarify the present wording of this paragraph by specifying that eligibility for such gratuity is dependent upon retirement in the same circumstances as would qualify the officer for an annual allowance had he completed ten years' service.

(Secretariat 9/4370/54)

WIDOWS AND ORPHANS PENSION ORDINANCE.
(Chapter 94).

WIDOWS AND ORPHANS PENSION (APPLICATION) (AMENDMENT)
REGULATIONS, 1955.

In exercise of the powers conferred by section 3 of the Widows and Orphans Pension Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Widows and Orphans Pension (Application) (Amendment) Regulations, 1955. Citation.

2. Regulation 3 of the Widows and Orphans Pension (Application) Regulations, 1952, (hereinafter referred to as the principal regulations) is amended by the deletion from the first proviso of the words "two thousand and four hundred" and the substitution therefor of the following— Amendment of regulation 3. (G.N.A. 192/52).

"three thousand two hundred and forty".

3. The amendment to the principal regulations made by regulation 2 of these regulations shall be deemed to have had effect as from the 1st day of October, 1953. Commence-ment.



Clerk of Councils.

COUNCIL CHAMBER,
12th July, 1955.

Approved this 20th day of July, 1955, by resolution of the Legislative Council.



Deputy Clerk of Councils.

Explanatory Note.

(This note is not part of the regulations, but is intended to indicate their general purport).

Under the Widows and Orphans Pension (Application) Regulations, 1952, (the principal regulations) public officers whose basic salary is less than \$2,400 a year are exempted from contribution to the Widows and Orphans Pension Scheme. As a result of the recent revision of salaries these regulations amend the principal regulations to provide, as from the effective date of that revision, exemption for officers whose basic salary is less than \$3,240 a year.

(Secretariat 9/4370/54)



EMERGENCY REGULATIONS ORDINANCE.
(Chapter 241).

EMERGENCY (PRINCIPAL) (AMENDMENT) REGULATIONS, 1955.

In exercise of the powers conferred by section 2 of the Emergency Regulations Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Emergency Citation. (Principal) (Amendment) Regulations, 1955.

2. Regulation 2 of the Emergency (Principal) Regulations, 1949, (hereinafter referred to as the principal regulations) is amended by the insertion in sub-regulation (1) after the definition of the word "publish" of the following definition—

Amendment of regulation 2. (G.N.A. 277/49).

“ “radar apparatus” means apparatus which is used or may be used in a radiolocation system where transmission and reception is carried out on the same location, and which utilizes the reflecting properties of objects in order to determine their position;”.

3. Regulation 21 of the principal regulations is amended by—

Amendment of regulation 21.

(a) the deletion from the first line of sub-regulation (1) of the words “this regulation”, and the substitution therefor of the following—

“sub-regulations (1a), (1b), (1c) and (1d)”; and

(b) the deletion from the third line of sub-regulation (4) of the words “of wireless transmitting apparatus”, and the substitution therefor of the following—

“, sale and purchase of wireless transmitting, wireless receiving and radar apparatus”.

4. Regulation 91 of the principal regulations is rescinded.

Rescission of regulation 91.

Clerk of Councils.

COUNCIL CHAMBER,
19th July, 1955.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

Regulation 21(4) of the principal regulations gives power to a competent authority (at present the Postmaster General) to regulate the use of wireless transmitting apparatus, while regulation 91 of the principal regulations empowers the Governor to prohibit the sale and use of wireless receiving apparatus. It is considered desirable that control over wireless apparatus in general should lie in a single authority, and these regulations accordingly seek to give power to a competent authority to regulate the sale and use of all wireless apparatus including radar.

2. "Competent authority" is defined for the purposes of regulation 21 of the principal regulations as including a person authorized by the competent authority. This definition is appropriate only for the purposes of the sub-regulations mentioned in regulation 3(a) of these regulations, which amends the principal regulations accordingly.

(Secretariat D/SC/W)



STAMP ORDINANCE.

(Chapter 117).

STAMP (BANK AUTHORIZATION) (No. 4) ORDER, 1955.

In exercise of the power vested in me by section 15 of the Stamp Ordinance, I hereby make the following Order—

ORDER

1. This Order may be cited as the Stamp (Bank Authorization) (No. 4) Order, 1955.

2. The bank specified in the Schedule to this Order is hereby authorized with effect from 1st August, 1955, to compound for the payment of duty on unstamped cheques subject to the conditions stated in paragraphs (a), (b), and (c) of subsection (1) of section 15 of the Ordinance.

Specified bank authorized to compound for the payment of certain duty.

SCHEDULE.

The Hong Kong Chinese Bank Ltd.

Arthur Clarke
Financial Secretary.

14th July, 1955.

(Secretariat 18/2321/49)

CORRIGENDUM.**EMERGENCY (AGRICULTURAL POISONS)
REGULATIONS, 1955.**

The first paragraph of the explanatory note to the above-mentioned Regulations, published as Gazette Notification No. A71 of 15th July, 1955, is hereby cancelled. The following should be substituted in lieu:—

“Certain organic phosphorous compounds which were originally produced for war purposes have now been developed for use as insecticides and have been recently imported into the Colony for sale to farmers. Some of these insecticides, even when diluted, are highly dangerous to all forms of animal life and several accidental deaths (both of human beings and of cattle) have occurred as a result of lack of appreciation of the extreme care necessary when using them for agricultural purposes.”

STAMP ORDINANCE.

(Chapter 117).

STAMP (BANK AUTHORIZATION) (No. 5) ORDER, 1955.

In exercise of the power vested in me by section 15 of the Stamp Ordinance, I hereby make the following Order:—

ORDER

1. This Order may be cited as the Stamp (Bank Authorization) (No. 5) Order, 1955.

2. The bank specified in the Schedule to this Order is hereby authorized with effect from 8th August, 1955, to compound for the payment of duty on unstamped cheques subject to the conditions stated in paragraphs (a), (b), and (c) of subsection (1) of section 15 of the Ordinance.

Specified bank authorized to compound for the payment of certain duty.

SCHEDULE.

Bangkok Bank Ltd.

Arthur Clarke
Financial Secretary.

26th July, 1955.
(Secretariat 18/2321/49)

EMERGENCY REGULATIONS ORDINANCE.
(Chapter 241).

EMERGENCY (IMPORTATION AND EXPORTATION ORDINANCE)
(AMENDMENT) REGULATIONS, 1955.

In exercise of the powers conferred by section 2 of the Emergency Regulations Ordinance, the Governor in Council has made the following regulations—

1. These regulations may be cited as the Emergency (Importation and Exportation Ordinance) (Amendment) Regulations, 1955. Citation.

2. In these regulations, unless the context otherwise requires— Interpre-
tation.
(Cap. 50).

“the principal Ordinance” means the Importation and Exportation Ordinance, as amended by the Importation and Exportation (Amendment) Ordinance, 1952, and modified and amended by the Emergency (Importation and Exportation Ordinance) (Amendment) Regulations, 1953, and further modified and amended by the Emergency (Importation and Exportation Ordinance) (Amendment) Regulations, 1954; (21 of
1952).
(G.N.A.
99/53).
(G.N.A.
81/54).

“the principal regulations” means the Emergency (Importation and Exportation Ordinance) (Amendment) Regulations, 1953. (G.N.A.
99/53).

3. During the continuance in force of the principal regulations, section 6 of the principal Ordinance is amended by the deletion of subsection (5) and the substitution therefor of the following— Amend-
ment of
section 6.

“(5) (a) Any person who, without the consent of the Director—

- (i) transfers; or
- (ii) suffers, permits or allows any other person to use;

any permit, certificate or licence issued under this Ordinance or under any regulation made thereunder, shall be guilty of an offence.

- (b) Any person who, without the consent of the Director, receives, obtains or uses any permit, certificate or licence issued to any other person under this Ordinance or under any regulation made thereunder, shall be guilty of an offence.
- (c) Any person who is guilty of an offence against this subsection shall be liable to a fine of one hundred thousand dollars and imprisonment for one year."

Amendment of section 9.

4. During the continuance in force of the principal regulations, subsection (1) of section 9 of the principal Ordinance is amended by the insertion after paragraph (c) of the following new paragraph—

"(cc) to enter and search any place and to stop, board and search any vessel, vehicle or aircraft for the purposes of checking and verifying any particulars furnished by any applicant for a permit, certificate or licence under this Ordinance or any regulation made thereunder;"

Amendment of section 9A.

5. During the continuance in force of the principal regulations, section 9A of the principal Ordinance is amended by the insertion after subsection (2) of the following new subsection—

"(3) Where any proceedings, civil or criminal are brought against any authorized officer as defined in subsection (4) of section 9 in respect of any thing seized which has subsequently been restored to any person under the provisions of subsection (8A) of section 15, then if the Court is satisfied that there were reasonable grounds for the seizure and for the restoration of such thing, the plaintiff or prosecutor shall not be entitled to recover any damages or costs and the defendant shall not be liable to any punishment."

Amendment of section 13.

6. During the continuance in force of the principal regulations, subsection (2) of section 13 of the principal Ordinance is amended by the deletion from the fourth and fifth lines of the words "two thousand" and the substitution therefor of the following—

"five thousand".

7. During the continuance in force of the principal regulations, the principal Ordinance is amended by the insertion after section 14 of the following new section—

Addition of new section 14A.

"Limit of time for criminal proceedings.

14A. Any prosecution of any person for any offence contrary to this Ordinance or any regulation made thereunder shall be commenced within twelve months from the date of such offence."

8. During the continuance in force of the principal regulations, section 15 of the principal Ordinance is amended—

Amendment of section 15.

- (a) by the deletion from the third, fourth, fifth and sixth lines of subsection (1) of the following—

"the importation or exportation of which is prohibited under this Ordinance or any regulation made thereunder either absolutely or except under permit, certificate or licence";

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

"(2) Wherever there occurs a contravention or an attempted contravention of any provision of this Ordinance or of any regulation made thereunder, any vessel not exceeding 250 gross tons or any vehicle which is made use of in such contravention or attempted contravention shall be liable to forfeiture whether or not any person is convicted of any offence.";

- (c) by the deletion from the first line of subsection (3) of the word "fourteen" and the substitution therefor of the following—

"twenty-one";

- (d) by the deletion from the fourth and fifth lines of subsection (5) of the words "within fourteen days" and the substitution therefor of the following—

", such period to commence within twenty-one days";

- (e) by the deletion from the first and second lines of subsection (8) of the words "or vessel" and the substitution therefor of the following—

", vessel or vehicle";

- (f) by the insertion after subsection (8) of the following new subsection—

“(8A) The Director may in his absolute discretion restore any article, vessel or vehicle to the person appearing to him to be the owner thereof, and on such restoration the provisions of this section shall thereupon cease to have effect in respect of such article, vessel or vehicle.”;

- (g) by the deletion from the first line of paragraph (b) of subsection (9) of the word “evidence” and the substitution therefor of the following—

“proceedings, including the decision of the Court,”;

- (h) by the deletion of paragraph (c) of subsection (9) and the substitution therefor of the following—

“(c) a certificate purporting to be issued under the hand of the Director of Marine certifying the gross tonnage of any vessel shall be admissible in evidence upon production of the certificate and without proof of the signature thereon;”;

- (i) by the insertion after paragraph (c) of subsection (9) of the following new paragraph—

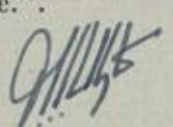
“(d) a certificate purporting to be issued under the hand of the Director of Marine certifying that the gross tonnage of any vessel does not exceed 200 gross tons shall upon production of the certificate and without proof of the signature thereon be conclusive evidence as to the facts stated therein.”;

- (j) by the deletion of the full stop at the end of subsection (10) and the addition of the following—

“and if the vessel or vehicle is not surrendered to the Director before or at the hearing of the case the security shall be deemed to be forfeit:

Provided that nothing in this subsection shall prevent an order for forfeiture being made in respect of such vessel or vehicle.”.

COUNCIL CHAMBER,
2nd August, 1955.


Clerk of Councils.

Explanatory Note.

(This Note is not part of the regulations, but is intended to indicate their general purport).

1. These regulations made by the Governor in Council under section 2 of the Emergency Regulations Ordinance (Chapter 241) amend and modify the provisions of the Importation and Exportation Ordinance (Chapter 50) as amended by the Importation and Exportation (Amendment) Ordinance, 1952, and modified by the Emergency (Importation and Exportation Ordinance) (Amendment) Regulations, 1953, and the Emergency (Importation and Exportation Ordinance) (Amendment) Regulations, 1954.

2. Their main object, like that of the earlier emergency regulations amending and modifying the Importation and Exportation Ordinance, is to cure defects which have been discovered in the operation of the Ordinance and to make more effective the measures necessary to combat ingenuity of persons minded to evade the restrictions which have been imposed upon imports into and exports out of the Colony. They do not introduce any further restrictions upon trade. The modifications to the existing law made by these regulations are explained in the following paragraphs.

3. Regulation 3 clarifies the wording of subsection (5) of section 6 of the Ordinance relating to unauthorized transfers of permits, certificates and licences.

4. Regulation 4 extends the powers of entry and search granted to an authorized officer by subsection (1) of section 9 of the Ordinance to enable him to enter and search the premises of an applicant for a licence etc. for the purpose of verifying the particulars furnished by the applicant.

5. Regulation 6 increases the fines which may be prescribed by regulations made under section 13 of the Ordinance from \$2,000 to \$5,000.

6. Regulation 7 enacts a new section 14A providing that prosecution for offences against the Ordinance or regulations made under it shall be commenced within a year of the offence.

7. Regulation 8 makes a number of modifications to section 15 of the Ordinance which prescribes the procedure relating to forfeiture. Amongst these—

(a) the Director of Commerce and Industry is empowered to restore to their owners articles, vehicles and vessels which have been seized, instead of applying for an order of forfeiture;

(b) in the case of applications for forfeiture of vessels not exceeding 250 gross tons, the Director of Marine's certificate of tonnage is made conclusive evidence where it shows the tonnage to be less than 200 gross tons.

8. Regulation 5 makes an amendment to section 9A of the Ordinance consequential to the amendment to section 15 referred to at (a) of the preceding paragraph. This gives protection to the Director of Commerce and Industry in cases where he returns goods seized instead of applying for an order of forfeiture.

(Secretariat 2/1426/53)

PROCLAMATION

No. 3.



Alexander William George Herder Grantham
Governor.

By His Excellency Sir Alexander William George Herder Grantham, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief of the Colony of Hong Kong and its Dependencies and Vice-Admiral of the same.

WHEREAS by section 1 of the Arms and Ammunition (Amendment) Ordinance, 1955 (Ordinance No. 22 of 1955), it is provided that the said Ordinance shall come into operation on a day to be appointed by the Governor by proclamation in the *Gazette* :

NOW THEREFORE I, ALEXANDER WILLIAM GEORGE HERDER GRANTHAM, do hereby PROCLAIM that the said Ordinance shall come into operation on the 1st day of September, 1955.

GIVEN under my hand and the Public Seal of the Colony of Hong Kong, this 22nd day of August, 1955.

Published by His Excellency's Command,

David
Colonial Secretary.

22nd August, 1955.

(Secretariat 14/3231/55)

GOD SAVE THE QUEEN.

MARRIAGE ORDINANCE.
(Chapter 181).

MARRIAGE ORDINANCE (AMENDMENT OF SECOND SCHEDULE)
ORDER, 1955.

In exercise of the powers conferred by section 37 of the Marriage Ordinance, the Governor in Council has made the following Order—

1. This Order may be cited as the Marriage Ordinance Citation. (Amendment of Second Schedule) Order, 1955.

2. The Second Schedule of the Marriage Ordinance is repealed and replaced by the following—

Repeal and replacement of Second Schedule. (Cap. 181).

"SECOND SCHEDULE.

[s. 37.]

Table of Fees.

	\$	¢
1. Notice of marriage	1	00
2. Certificate of notice	1	00
3. Search under s. 27	2	00
4. Certified copy of any document required by the Ordinance	2	00
(additional fee where application is by post from outside the Colony)	1	00
5. Certificate of absence of any record—		
(a) for a period not exceeding 10 years	5	00
(b) for a period exceeding 10 years	10	00
6. Licence under s. 10 authorizing Registrar to issue his certificate	30	00
7. Special licence under s. 12	150	00
8. Marriage at the office of the Registrar	10	00."

Deputy Clerk of Councils.

COUNCIL CHAMBER,

23rd August, 1955.

Explanatory Note.

(This Note is not part of the Order, but is intended to indicate its general purport).

This Order makes four changes in the Table of Fees payable under the Marriage Ordinance. For a notice of marriage there is now a fee of \$1.00; for a search of the Marriage Registry there is now a fee of \$2.00; and for a certified copy of any document required by the Ordinance there is now a fee of \$2.00, with an additional fee of \$1.00 where the application comes by post from without the Colony.

(Secretariat 8/3231/55)

THE HONG KONG AIR NAVIGATION (REGISTRATION FEES)
REGULATIONS, 1955.

In exercise of the powers conferred upon him by Articles 67 and 68 of the Colonial Air Navigation Order, 1955, the Governor has made the following regulations—

1. These regulations may be cited as the Hong Kong Air Navigation (Registration Fees) Regulations, 1955, and shall come into operation on 1st September, 1955. Citation and Commencement.

2. In these regulations— Interpretation.
“Director” means the Director of Civil Aviation;
“the Order” means the Colonial Air Navigation Order, 1955.

3. The fees set forth in Schedule IV to the Order are amended as shown in the reproduction of the said Schedule IV appearing in the First Schedule. Fees. First Schedule.

4. The fees set forth in the Second Schedule shall be payable in the same manner as fees set forth in Schedule IV to the Order. Fees. Second Schedule.

5. Licence and certificate fees shall be paid to the Director at the time of application for such licence or certificate : Payment of fees to Director.

Provided that where an official medical examination is required the fee shall be paid to the Almoner of the Government hospital at which the examination is carried out.

6. When in any case a licence or certificate is not issued or renewed the Director may refund to the applicant such portion of the sum paid as represents any investigation, calculation, inspection test or examination which has not been carried out as a result of the application. Refund of fees.

7. The Director may pay all or any portion of the fees collected for the issue of a licence or certificate to any person in consideration of his having carried out any portion of the work involved in the granting of such licence or certificate. Payment of fees by Director.



Official flying tests fees.

8. Fees charged for official flying tests do not include the cost of providing the aircraft for the flying test.

Revocation. G.N.A. 46/53.

9. The Hong Kong Air Navigation (Fees) Regulations, 1953, are revoked.

FIRST SCHEDULE. [reg. 3.]

FEEs.

Certificate of Registration.

1. The fee chargeable in respect of the issue of a certificate of registration of an aircraft shall be \$20:

Provided that, where the aircraft has been previously registered in the Colony and the Governor is satisfied—

- (a) that the certificate of registration last issued in respect of the aircraft became void by reason of the sale of the aircraft by the registered owner; and
(b) that the registered owner of the aircraft immediately before the sale was the constructor thereof or a dealer in aircraft; and
(c) that the aircraft has not been flown since a certificate of registration was last issued in respect thereof, except for the purpose of:—
(i) an experiment or test carried out in the ordinary course of construction or in order to obtain a certificate of airworthiness; or
(ii) a demonstration to a prospective purchaser; or
(iii) delivering the aircraft to a purchaser;

the fee chargeable in respect of the issue of the certificate shall be \$5.

Special permission for an aircraft to fly without a Certificate of Airworthiness.

2. The fees chargeable in respect of a special permission, to be given by the Governor pursuant to the proviso to sub-paragraph (b) of paragraph (2) of Article 11 of this Order, for an aircraft to fly without a certificate of airworthiness being in force in respect thereof shall be as follows:—

For any investigation required by the Governor in connexion with the application for such a special permission a fee of an amount equivalent to the cost of the work of making such investigation:

Provided that the fee chargeable shall not in any case exceed \$800:

For the special permission a fee of \$5.

Certificate of Airworthiness.

3. Where an application is made for the issue of a certificate of airworthiness in respect of a prototype aircraft there shall be chargeable in respect of the investigation of the aircraft (including its components, accessories, instruments, equipment and apparatus (including radio apparatus) and the manner of the installation of the same), required

in connexion with the application, a fee which in the case of a glider where the maximum total weight authorized for the glider, to be shown in the certificate of airworthiness, does not exceed 2,000 lb. shall be \$85 and in any other case shall be a fee of an amount equivalent to the cost of the work of making the investigation, not exceeding a sum equivalent to a charge of \$2 per lb. of the maximum total weight authorized for the aircraft, to be shown in the certificate of airworthiness, for any year, or part of a year, of the period required for carrying out the investigation.

4. Where an application is made for the issue of a certificate of airworthiness in respect of a series aircraft, being an aircraft in respect of which a certificate of airworthiness has not previously been issued, the fee chargeable in respect of the issue of the certificate which is the subject of the application (including any investigation required in connexion therewith) shall be \$35 in the case of a glider where the maximum total weight authorized for the glider, to be shown in the certificate of airworthiness, does not exceed 2,000 lb. and in any other case shall be as follows:—

- (a) When the maximum total weight authorized for the aircraft, to be shown in the certificate of airworthiness, does not exceed 5,000 lb. ... \$ 80
(b) When the maximum total weight authorized for the aircraft, to be shown in the certificate of airworthiness, exceeds 5,000 lb. but does not exceed 7,500 lb. ... 160
(c) When the maximum total weight authorized for the aircraft, to be shown in the certificate of airworthiness, exceeds 7,500 lb. but does not exceed 10,000 lb. ... 240
(d) When the maximum total weight authorized for the aircraft, to be shown in the certificate of airworthiness, exceeds 10,000 lb.:—
In respect of the first 10,000 lb. ... 240
In respect of each additional 1,000 lb. or part thereof ... 50

5. Where an application is made for the issue of a certificate of airworthiness in respect of a prototype (modified) aircraft there shall be chargeable in respect of the investigation of the aircraft (including its components, accessories, instruments, equipment and apparatus (including radio apparatus) and the manner of the installation of the same), required in connexion with the application, a fee which in the case of a glider where the maximum total weight authorized for the glider, to be shown in the certificate of airworthiness, does not exceed 2,000 lb. shall be \$85 and in any other case shall be a fee of an amount equivalent to the cost of the work of making the investigation:

Provided that the fee chargeable shall not in any case, other than the case of such a glider as aforesaid, be less than the fee which would be chargeable under the last foregoing paragraph in respect of the issue of a certificate of airworthiness in respect of a series aircraft of a maximum total weight equivalent to the maximum total weight authorized for the aircraft, to be shown in the certificate of airworthiness, or more than a sum equivalent to a charge of \$2 per lb. of such maximum total weight, for any year, or part of a year, of the period required for carrying out the investigation.

6. The fee chargeable in respect of the renewal of a certificate of airworthiness (including any investigation required in connexion with the application therefor) shall be \$50 in the case of a glider where the

maximum total weight authorized for the glider, as shown in the certificate of airworthiness, does not exceed 2,000 lb. and in any other case shall be in accordance with the following sub-paragraphs:—

- (a) When the maximum total weight authorized for the aircraft as shown in the certificate of airworthiness does not exceed 2,000 lb. \$ 80
- (b) Subject as provided below when the maximum total weight authorized for the aircraft as shown in the certificate of airworthiness exceeds 2,000 lb.:—
 - In respect of the first 2,000 lb. 80
 - In respect of each additional 500 lb. or part thereof ... 50

Provided that in respect of an aircraft which is classified in its certificate of airworthiness only as a private aircraft in the normal, semi-acrobatic or aerobatic category and the maximum total weight authorized for which, as shown in the certificate of airworthiness, exceeds 2,000 lb. but does not exceed 3,500 lb. the fee chargeable shall be \$80. If, however, such an aircraft is subsequently classified in its certificate of airworthiness either in substitution or in addition as other than a private aircraft as aforesaid, a further fee shall, on such classification, be chargeable amounting to \$50 in respect of each 500 lb. or part thereof by which the said weight of the aircraft exceeds 2,000 lb.

7. The fee chargeable in respect of the issue of a validation of a certificate of airworthiness shall be the same as the fee which would be chargeable under paragraph 5 of this Schedule with respect to the issue of a certificate of airworthiness in the case of the aircraft in connexion with which such validation is issued:

Provided that for the purpose of determining the amount of the fee in accordance with the proviso to that paragraph the maximum total weight authorized for the aircraft shall be deemed to be the maximum total weight as authorized by the validation.

The fee chargeable in respect of the renewal of such a validation (including any investigation required in connexion with the application therefor) shall be the same as the fee which would be chargeable under the last foregoing paragraph in respect of the renewal of a certificate of airworthiness.

8. The fees chargeable in respect of the approval of an engine pursuant to paragraph (1) of Article 12 of this Order (including any investigation required for the purpose of such approval being given) shall be in accordance with the following scale:—

- (a) when the power output of the engine as determined by the Governor after the application of such test thereof as may be prescribed does not exceed:—
 - (i) 200 B.H.P. or 500 lb. thrust \$ 35
 - (ii) 500 B.H.P. or 1,250 lb. thrust 70
 - (iii) 1,000 B.H.P. or 2,500 lb. thrust 100
 - (iv) 2,000 B.H.P. or 5,000 lb. thrust 130
- (b) When the power output as so determined exceeds 2,000 B.H.P. or 5,000 lb. thrust 195

9. The fees chargeable to a person or firm for the making of inspection of his or their organization or organizations pursuant to paragraph (2) of Article 12 or sub-paragraph (b) of paragraph (3) of Article 14 of this Order shall in the case of a person or firm having one organization be \$160 per annum and shall in the case of a person or firm having more than one organization be \$160 per annum in respect of the inspection of each organization.

Approval of a Modification of an Aircraft.

10. The fee chargeable in respect of the approval, pursuant to paragraph (4) of Article 14 or sub-paragraph (b) of paragraph (2) of Article 34 of this Order, of any modification of an aircraft (including its engines, components, accessories, instruments, equipment and apparatus (including radio apparatus) and the manner of the installation of the same) in respect of which a certificate of airworthiness has been issued shall be of an amount equivalent to the cost of the work of making the investigation required for that purpose:

Provided that the fee chargeable shall not in any case exceed \$8,000.

Licences for Aircraft Maintenance Engineers.

11. The fees chargeable in respect of licences for aircraft maintenance engineers shall be as follows:—

- In respect of the grant of a licence \$ 35
- In respect of every extension of a rating included in a licence 20
- In respect of the renewal of a licence:—
 - If the applicant is not required to pass an examination 20
 - If the applicant is required to pass an examination ... 35

Provided that the fees specified above shall cover only one examination in respect of ratings to be included in a licence and, if a separate examination is required in respect of an additional rating, the fee chargeable for such separate examination shall be \$20.

Licences for Operating Crew.

12. Subject to the provisions of this paragraph and paragraphs 14, 15 and 17 of this Schedule, the fees chargeable in respect of the grant of licences for members of an operating crew of an aircraft shall be in accordance with the following table:—

Description of Licence	For official medical examina- tion (if required)	For technical examina- tion (if required)	For official flying test (if required)	For Licence
	\$	\$	\$	\$
Private pilot (flying machines) with aircraft rating including Group A or Group B or both Group A and Group B	20	10	20	5
Private pilot (flying machines) with aircraft rating including Group C	10	35	20	5
Commercial pilot (flying machines)	50	50	320	5
Senior commercial pilot (flying machines)	50	80	480	5
Airline transport pilot (flying machines)	50	80	480	5

<i>Description of Licence</i>	<i>For official medical examination (if required)</i>	<i>For technical examination (if required)</i>	<i>For official flying test (if required)</i>	<i>For Licence</i>
	\$	\$	\$	\$
Private pilot (balloons)	20	10	20	5
Commercial pilot (balloons) ..	50	50	80	5
Airship pilot (1st, 2nd or 3rd class)	50	50	80	5
Commercial pilot (soaring gliders)	50	10	20	5
Commercial pilot (trailing gliders)	50	10	100	5
Flight navigator	20	85	—	5
Flight engineer	20	35	—	5
General flight radiotelephony operator	20	20	—	5
General flight radiotelephony operator (Temporary)	20	20	—	5
Flight radiotelephony operator restricted	20	20	—	5
First class flight radiotelegraphy operator	20	35	—	5
First class flight radiotelegraphy operator (Temporary)	20	35	—	5

Provided that—

- (i) where an applicant for the grant of any licence described in the foregoing table has previously been medically examined in connexion with the grant of any other licence under this Order for the issue of which there is prescribed a standard of medical fitness not inferior to that prescribed for the issue of the licence for which the application is made, the fee chargeable for official medical examination of the applicant (if required) shall be \$15;
- (ii) in the case of an application for the grant of a pilot's licence (flying machines) of any class except a private pilot's licence (flying machines) where the type is included in Group A or Group B or for the grant of a flight engineer's licence, covering more than one type of aircraft, the fee specified above for technical examination shall cover only one examination in respect of that part of the technical examination prescribed under paragraph (2) of Article 23 of this Order which relates to technical knowledge of aircraft and the fees chargeable for technical examination for each additional type shall be as follows:—

In respect of a private pilot's licence (flying machines) where the type is included in Group C	\$ 35
In respect of a pilot's licence (flying machines) of any other class	35
In respect of a flight engineer's licence	20

In this paragraph and in paragraphs 13 and 18 of this Schedule references to Group A, Group B and Group C in relation to the aircraft rating in a private pilot's licence (flying machines) are to the following groups or types of aeroplanes:—

Group A.—All single-engined types of aeroplanes of which the maximum total weight authorized does not exceed 12,500 lb.

Group B.—All types of aeroplanes having two or more engines of which the maximum total weight authorized does not exceed 12,500 lb.

Group C.—Particular types of aeroplanes of which the maximum total weight authorized exceeds 12,500 lb.

13. Subject to the provisions of paragraphs 14, 15 and 17 of this Schedule, the fees chargeable in respect of the renewal of licences for members of an operating crew of an aircraft shall be in accordance with the following table:—

<i>Description of Licence</i>	<i>For official medical examination (if required)</i>	<i>For technical examination (if required)</i>	<i>For official flying test (if required)</i>	<i>For Licence</i>
	\$	\$	\$	\$
Private pilot (flying machines) with aircraft rating including Group A or Group B or both Group A and Group B	15	10	20	5
Private pilot (flying machines) with aircraft rating including Group C	15	35	20	5
Commercial pilot (flying machines)	15	50	320	5
Senior commercial pilot (flying machines)	15	80	480	5
Airline transport pilot (flying machines)	15	80	480	5
Private pilot (balloons)	15	10	20	5
Commercial pilot (balloons) ..	15	50	80	5
Airship pilot (1st, 2nd or 3rd class)	15	50	80	5
Commercial pilot (soaring gliders)	15	10	20	5
Commercial pilot (trailing gliders)	15	10	100	5
Flight navigator	15	85	—	5
Flight engineer	15	20	—	5
General flight radiotelephony operator	15	20	—	5

Description of Licence	For official medical examination (if required)	For technical examination (if required)	For official flying test (if required)	For Licence
	\$	\$	\$	\$
General flight radiotelephony operator (Temporary)	15	20	—	5
Flight radiotelephony operator restricted	15	20	—	5
First class flight radiotelegraphy operator	15	35	—	5
First class flight radiotelegraphy operator (Temporary)	15	35	—	5

Provided that in a case where an applicant for the renewal of a licence is required to satisfy the Governor as to his qualifications in accordance with all or any of the requirements applicable with respect to the grant of a licence of the class to which the application relates and that licence is one with respect to the grant of which proviso (ii) to paragraph 12 of this Schedule would be applicable, that proviso shall be deemed to be applicable with respect to the renewal thereof.

14. Where in the case of an application for the grant or renewal of any licence referred to in paragraphs 12 and 13 of this Schedule more than one official medical examination, technical examination or official flying test is required by reason of the previous failure of the applicant to pass such examination or test, the fees chargeable for any such further examination or test shall be:—

(a) for an official medical examination—\$15

(b) for a technical examination or official flying test, the same as the fees chargeable under the said paragraphs, subject to the provisions of paragraphs 15 and 17 of this Schedule.

15. Where an applicant for the grant or renewal of any licence or for a rating or the extension of a rating referred to in paragraphs 12, 13, 16 or 18 of this Schedule is not required to pass any particular part of the appropriate technical examination or official flying test by reason of his having passed that part on some previous application or for any other reason, the fee chargeable for the technical examination or official flying test, as the case may be, may be reduced by such amount as the Governor may think proper in the circumstances of the case.

16. (a) In respect of every application for the insertion in a pilot's licence of an instrument rating the following fee shall, subject to paragraph 17 of this Schedule, be chargeable:—

For technical examination (if required) \$ 50
 For official flying test (if required) 160
 For special (audiometry) medical examination (if required) 10

(b) In any case where a pilot holding an instrument rating is required to pass a further official flying test in order that he may continue to exercise the privileges of the instrument rating the fee chargeable for such further test shall be \$80.

(c) In a case where the conditions referred to in paragraph 15 of this Schedule are fulfilled the fees chargeable under this paragraph may be reduced as provided by paragraph 15.

17. Where in the case of application for the grant or renewal of a commercial pilot's licence or for the insertion in a pilot's licence of an instrument rating an official aircraft is not used for the official flying test (if required), the fee chargeable for the official test may be reduced by such amount as the Governor may think proper in the circumstances of the case.

18. (a) Where an application is made for the extension of the aircraft rating in a private pilot's licence (flying machines) to cover additional classes or types of flying machines the following fees shall be chargeable:

In respect of a rating including Group A or Group B or both Group A and Group B—

For technical examination (if required) \$ 10
 For official flying test (if required) 20

In respect of a rating including Group C—

For technical examination (if required) 35
 For official flying test (if required) 20

(b) In respect of every application for the extension of the aircraft rating in a commercial, senior commercial, or airline transport pilot's licence (flying machines) to include an additional type or additional types of flying machines there shall be chargeable a fee of \$35 in respect of one additional type and, if the application is for an extension to include more than one additional type, a fee of \$35 in respect of each additional type.

(c) In respect of every application for the extension of the aircraft rating in a flight engineer's licence to include an additional type or additional types of flying machines there shall be chargeable a fee of \$20 in respect of one additional type and, if the application is for an extension to include more than one additional type, a fee of \$20 in respect of each additional type.

(d) Where an application is made for the extension of the radio apparatus rating in a flight radiotelegraphy operator's licence to cover additional types of radio apparatus there shall be chargeable for the technical examination (if required) a fee of \$20.

(e) In a case where the conditions referred to in paragraph 15 of this Schedule are fulfilled the fees chargeable under this paragraph may be reduced as provided by paragraph 15.

19. (a) Where an application is made for a towing rating entitling the applicant to fly flying machines towing public transport or aerial work gliders the following fees shall be chargeable:—

For technical examination (if required) \$ 50
 For official flying test (if required) 80
 For the rating 5

(b) The like fees for technical examination or official flying test shall be chargeable in a case where on the renewal of a licence the holder thereof is required to satisfy the Governor that the rating may continue in operation.

Medical Examination.

20. The fee chargeable for an official medical examination of the holder of a licence pursuant to paragraph (8) of Article 23 of this Order shall be \$15.

Validation of Licence.

21. The fee chargeable in respect of the issue of a validation of a licence or the renewal of such a validation shall be \$5.

Student Pilot's Licence.

22. The fee chargeable in respect of the issue or renewal of a student pilot's licence shall be \$5 and in a case where an official medical examination of the applicant is required the fee chargeable for such examination shall be \$20 in the case of an application for the issue and \$15 in the case of an application for the renewal of such licence.

Journey Log Book.

23. The fee chargeable in respect of the issue of a journey log book by the Governor shall be as follows:—

For a complete book (cover and refill)	\$ 10
For a cover only	5
For a refill only	5

Copies and Documents in Replacement.

24. A fee of \$5 shall be chargeable in respect of the issue of a copy or a document in replacement of a certificate, licence or other document when the original has been lost or destroyed except in the case of a flight manual, where a fee equivalent to the amount of the cost of preparing the copy or document in replacement shall be chargeable subject to a maximum charge of \$85.

Approval of types of instruments and equipment prescribed to be carried in an aircraft.

25. In a case where application is made for the approval, pursuant to paragraph (3) of Article 33 of this Order, of any type of instrument or equipment prescribed to be carried in an aircraft, or of any modification of a type after such approval has been given, and investigation thereof is required before such approval can be given, there shall be chargeable in respect of the approval a fee of an amount equivalent to the cost of the work of making the required investigation:

Provided that the fee chargeable shall not in any case exceed \$8,000.

Approval of types and manufacture of radio apparatus to be carried in an aircraft.

26. The fee chargeable in respect of the approval pursuant to the proviso to sub-paragraph (a) (ii) of paragraph (2) of Article 34 of this Order, of a type and manufacture of radio apparatus to be carried in an aircraft, or of any modification of a type or manufacture after such approval has been given, shall be of an amount equivalent to the cost of the work of making the investigation required for that purpose:

Provided that the fee chargeable shall not in any case exceed \$4,000.

Licences for Aircraft Radio Maintenance Engineers.

27. (a) The fee chargeable in respect of the grant of a licence to an aircraft radio maintenance engineer shall be \$ 50

(b) The fees chargeable in respect of the renewal of any such licence shall be as follows:—

If the applicant is not required by the Governor to pass an examination	20
If the applicant is required by the Governor to pass an examination	35

(c) Where any such licence has been granted in respect of one or more types of radio apparatus and application is made for the extension of the radio apparatus rating included in the licence to cover additional types of radio apparatus, the fee chargeable in respect of the extension shall, subject to the provisions of sub-paragraph (d) of this paragraph, be 20

(d) No fee shall be chargeable under sub-paragraph (c) of this paragraph if the application therein referred to is made together with an application for renewal of the licence and the applicant is required by the Governor to pass an examination for the purpose of the renewal.

Licences for Aerodromes.

28. Subject to the provisions of this paragraph, the following fees shall be chargeable in respect of licences for aerodromes, that is to say—

	<i>For Licence</i>	<i>For official inspection of aero- drome (if required)</i>
	\$	\$
In respect of the grant of a licence	25	35
In respect of the renewal of a licence	20	35
In respect of the variation of a licence	—	35

Provided that where any such licence is granted or renewed for a period which will expire within twelve months from the date on which the grant or renewal becomes operative and an application is made for the renewal of the licence, or for the grant of a further licence to the same person for the same aerodrome, for any subsequent period falling within those twelve months, then—

- (a) if the application is for the renewal of the licence without variation or for the grant of a further licence on the same terms as the previous licence, no fee shall be chargeable in respect of the renewal or grant; and
- (b) if the application is for the renewal of the licence with variations or for the grant of a further licence on terms different from those of the previous licence, the application shall be treated for the purpose of this paragraph as if it were an application for the variation of a licence.

SECOND SCHEDULE. [reg. 4.]

INSTRUCTOR'S AND ASSISTANT INSTRUCTOR'S RATING.

The fees chargeable for an investigation by a panel of examiners of qualifications for an instructor's or an assistant instructor's rating shall be as follows—

For an investigation of qualifications for the inclusion of the rating in the licences	§ 35
For an investigation of qualifications for the extension of renewal of the rating	5

By Command,



18th August, 1955.
(Secretariat 6/951/52)

THE HONG KONG AIR NAVIGATION (LANDING AND HOUSING FEES) REGULATIONS, 1955.

In exercise of the powers conferred upon him by Article 52 of the Colonial Air Navigation Order, 1955, the Governor has made the following regulations—

1. These regulations may be cited as the Hong Kong Air Navigation (Landing and Housing Fees) Regulations, 1955, and shall come into operation on 1st September, 1955. Citation and Commencement.

2. In these regulations— Interpretation.
 "Director" means the Director of Civil Aviation, Hong Kong;

"Officer-in-Charge of the aerodrome" means such Officer as shall have been appointed by the Director to enforce these regulations;

"aerodrome" means any area of land or water designed, equipped, set apart or commonly used for affording facilities for the landing and departure of aircraft.

3. (1) Landing fees for aircraft landing at Hong Kong Airport shall be payable at the rates specified in the Table shown in Regulation 3 (10). Landing fees.

(2) The weight of the aircraft for the purposes of the first column of the said Table shall be the maximum permissible weight of the aircraft as authorized by the Certificate of Airworthiness.

(3) Save as hereinafter provided, a landing fee at the rate specified in the said Table shall be payable in respect of each landing of an aircraft at an aerodrome.

(4) No landing fee will be charged in respect of a landing at the conclusion of a test flight made from an aerodrome before departure, provided such flight has been undertaken solely for the purpose of testing the aircraft, or its engines, or accessories, and provided that prior notice of the purpose of the flight has been given to the Officer-in-Charge of the aerodrome in the approved form.

(5) Special rates of landing fees may be applied in the case of flights carried out for the sole purpose of the training or testing of flying personnel, provided that prior application for the grant of such special rates has been made to the Officer-in-Charge of the aerodrome. Such special rates shall be one third of the normal landing fee for an aircraft of the type specified.

(6) In cases (except in emergency) when aircraft land outside the normal hours of watch, the normal landing fee shall be increased by 50 per cent. Operations outside normal watch hours may take place by prior arrangement with the Officer-in-Charge of the aerodrome.

(7) Exemption from the payment of landing fees will be accorded to the following classes of aircraft, and to no others:—

- (a) Military aircraft;
- (b) State aircraft of the Government of Hong Kong;
- (c) Diplomatic aircraft;
- (d) Aircraft being used for Government ceremonial purposes;
- (e) Aircraft owned and operated by any recognized flying club, provided that the flight preceding the landing has not been for commercial purposes, or for gain or profit;
- (f) Aircraft operating under the provisions of paragraph (4) hereof.

(8) Subject to the provisions of Regulations 3(5) and 3(9), no abatement of the scale of fees shall be allowed in respect of frequent use of landing facilities by a single aircraft or by a group of aircraft under the same ownership.

(9) The Director may, in his entire discretion, and on written application being made to him and on payment of a fee of \$100, grant in respect of aircraft the maximum total weight of which, as authorized by its Certificate of Airworthiness, does not exceed 5,000 lb., the following special landing permits:—

- (a) To owners of private aircraft to land the named aircraft at Hong Kong Airport. Permits granted under the provisions of this Regulation shall not be effective in any case where the aircraft is being used for the carriage of passengers or goods for hire or reward or for any commercial purpose, and they shall come into force on the date specified therein and shall expire on the 30th day of June or the 31st day of December next following.

- (b) To organizations approved by the Director as organizations for the training of pilots to land the named aircraft at Hong Kong Airport. Permits granted under the provisions of this Regulation shall be effective only when the named aircraft is being used for the purpose of instruction, and they shall come into force on the date specified therein and shall expire on the 31st day of March, or the 30th June, or the 30th day of September, or the 31st day of December next following. Any permit issued under this Regulation may be revoked by the Director in his entire discretion at any time without right of refund to the holder of any portion of the fee paid.

(10) Table of Landing Fees.

<i>Weight Not Exceeding</i>	<i>Single Landing</i>
2,500 lbs.	\$ 5
5,000 lbs.	10
10,000 lbs.	40
15,000 lbs.	55
20,000 lbs.	65
30,000 lbs.	80
40,000 lbs.	95
50,000 lbs.	110
60,000 lbs.	125
70,000 lbs.	145
80,000 lbs.	165
90,000 lbs.	185
100,000 lbs.	205
105,000 lbs.	215

For every 1,000 lbs. or part thereof over 100,000 lbs. A.U.W. an additional \$2. Airport lighting fees.

4. A fee of \$50 per hour or part thereof shall be charged for the use of the aerodrome lighting system, in addition to the landing fees, except in the case of an aircraft which, in the opinion of the Officer-in-Charge of the aerodrome, is engaged in a *bona fide* cross country flight.

Housing and parking fees.

5. (1) Housing fees at the rates specified in the Table shown in paragraph (8) hereof shall be payable in respect of aircraft housed in hangars owned by the Government. Such rates may be paid monthly in advance at the rates specified in the third column of the said Table, and, if not so paid, shall be paid for each period of 24 hours or part thereof at the rates specified in the second column of the said Table. The area, for the purposes of the first column of the said Table, shall be the produce of the span of the aircraft multiplied by its maximum length. In the case of aircraft fitted with folding wings and housed with the wings folded, the span shall be taken to be the span with the wings folded. In the case of aircraft fitted with folding wings but housed with the wings not folded, the span shall be taken to be the span with the wings not folded.

(2) Should the Officer-in-Charge of the aerodrome, or any responsible officer for the time being acting on his behalf, for reasons of safety or for any other reason which, in his absolute discretion, may be considered good and sufficient for the proper conduct and use of the aerodrome, order an aircraft which is parked in the open, but which is capable of being housed, to be removed to a hangar, the ordinary charges for housing of the said aircraft in the hangar will be payable.

(3) A fee equivalent to one half of the fee which would have been payable if the aircraft had been housed in a hangar shall be payable in respect of every aircraft parked in the open or moored at an anchorage. Parking charges shall be calculated to commence from the expiry of the first eight hours, for which no charge shall be made.

(4) When monthly terms for parking aircraft are arranged and it is found necessary to house aircraft for bad weather conditions or any other reasons, the full daily housing charge shall be payable for the days on which the said aircraft are so housed without rebate from the monthly parking charge.

(5) Exemption from housing and parking fees will be accorded in respect of the classes of aircraft detailed in Regulations 3(7), (a), (b), (c), (d) and (e).

(6) Fees shall not be levied in respect of aircraft housed or parked on property for which a land tenancy permit is held, provided that the unbroken period during which an aircraft

remains on a said "No Charge" area exceeds the time during which it is parked on a "Chargeable" area during each 24 hour period. In this case the free parking period of eight hours mentioned in paragraph (3) hereof shall not apply.

(7) In the case of aircraft rendered unserviceable and undergoing repair or overhaul, but not rendered unserviceable for purposes of storage, special arrangements shall be made with the Officer-in-Charge of the aerodrome for a reduction of the housing or parking fee, provided that the said aircraft is rendered unserviceable for a minimum period of seven consecutive days. Such fee shall be assessed on the basis of one half of the normal housing or parking fee, and shall be applied during the period the aircraft is unserviceable, the special concession terminating when the first test flight subsequent to repair or overhaul is made.

(8) Table of Housing Fees.

<i>Area not Exceeding Sq. Ft.</i>	<i>Up to 24 hours \$</i>	<i>Monthly Rates \$</i>
300	3	60
500	5	100
750	7	140
1,000	10	200
1,500	15	300
2,000	20	400
3,000	30	600
4,000	36	720
5,000	42	840
6,000	48	960
7,000	54	1,080
8,000	60	1,200
9,000	66	1,320
10,000	72	1,440
Over 10,000 sq. ft., add	6	120
for each additional 1,000 sq. ft. or part thereof.		

Payment
of fees.

6. Except where arrangements have been made previously for monthly accounts to be rendered to a Company or Corporation or person who has accepted liability for payment of such charges, landing and housing fees shall be payable to the Officer-in-Charge of the aerodrome by the pilot on demand or before the aircraft departs from the aerodrome. Flight clearance will be withheld pending the proper discharge of such liabilities in respect of the aircraft.

By Command,



Colonial Secretary.

18th August, 1955.

(Secretariat 6/951/52)

REGULATIONS GOVERNING THE GRANT, FORFEITURE AND RESTORATION OF THE EFFICIENCY MEDAL.

(HONG KONG)

In exercise of the powers conferred upon him by the Royal Warrant dated 23rd September, 1930, the Governor, with the approval of Her Majesty the Queen, has made the following regulations governing the grant, forfeiture, restoration and other matters concerning the Efficiency Medal in regard to the Royal Hong Kong Defence Force, in substitution for the Regulations published as Gazette Notification 579 in the *Gazette* of 2nd August, 1935—

1. The Efficiency Medal and Clasps are awarded as a reward for long and efficient service to a warrant officer, non-commissioned officer or man of Her Majesty's Authorized Auxiliary Military Forces of the Commonwealth* (or their Reserves) and are governed by the Royal Warrant dated 23rd September, 1930.†

2. (i) Warrant officers, non-commissioned officers and men of the Royal Hong Kong Defence Force of Hong Kong who on or after the 23rd September, 1930, have completed the requisite period of qualifying service as hereinafter defined shall be eligible for the Medal and Clasps.

(ii) A warrant officer, non-commissioned officer or man must have completed 12 years voluntary continuous efficient service as defined in these regulations.

(iii) A warrant officer, non-commissioned officer or man who has been awarded the Medal and who completes a further 6 years voluntary continuous efficient qualifying service as defined in

* The term "Her Majesty's Authorized Auxiliary Military Forces of the Commonwealth" means, for the purposes of the Efficiency Medal, the Territorial Army, the Royal Naval Volunteer Reserve and the Royal Auxiliary Air Force in the United Kingdom and Her Majesty's similar forces including volunteer forces in other territories of the Commonwealth to which attach similar obligations for training in peace; it excludes the Army Reserve and such like forces. The word "Commonwealth" includes any territories under Her Majesty's protection.

† See Army Order No. 186 of 1930.

these regulations shall be awarded a Clasp to be attached to the ribbon by which the Medal is suspended and for a further period of 6 years qualifying service under similar conditions an additional Clasp shall be awarded.

3. The subsidiary title of the Medal awarded to warrant officers, non-commissioned officers and men who complete the requisite period of qualifying service while serving in the aforesaid Force of Hong Kong shall be "Hong Kong", and the words "Hong Kong" shall be inscribed on the bar brooch of the Medal so awarded.

4. Service as described below if voluntary shall be regarded as qualifying service, provided that none of it has been previously counted as qualifying service for the grant of any other Long Service, Good Conduct or Efficiency Medal or Clasp—

A. *Other rank and cadet service.*

- (i) Service in the ranks on the active list of the Royal Hong Kong Defence Force, the Hong Kong Defence Force or the Hong Kong Volunteer Defence Corps such service having been efficient in accordance with the regulations governing service in such Force or Corps.
- (ii) Service in the ranks of any Reserve or Auxiliary unit of the aforesaid Force or Corps such as may have been rendered while those units performed annual training equivalent to that normally carried out by the parent Force or Corps, provided that the individual concerned also performed such training and that efficiency is determined by the standard required for the parent Force or Corps.
- (iii) Service in the ranks of Her Majesty's other Authorized Auxiliary Military Forces of the Commonwealth including their Reserves and associated Officers' Training or Cadet Corps, such service in every case having been qualifying service in accordance with the regulations under the Royal Warrant of the 23rd September, 1930, and applicable to the Force in which or with whose Reserve or associated Officers' Training or Cadet Corps the service was rendered.

- (iv) Service in the ranks or as a cadet in a duly recognized and constituted Officers' Training or Cadet Corps in any of Her Majesty's Dominions, Colonies or territories under Her Majesty's protection, such service being qualifying service in accordance with the regulations under the Royal Warrant of the 23rd September, 1930, applicable to the Force with whose associated Officers' Training or Cadet Corps the service was rendered.
- (v) Service in the ranks of any Force or Corps mentioned in sub-paragraph (i), (ii) or (iii) during their embodiment, other than service covered by those sub-paragraphs, the exact period only of such embodiment being counted: Provided always both as regards this service and that referred to in sub-paragraph (i), (ii) or (iii) that a period of 2 months embodied service in any calendar year reckoned from 1st January to 31st December will be allowed to count as the equivalent of efficient service for that year.
- (vi) Service in the ranks on the permanent staff of the Royal Hong Kong Defence Force, the Hong Kong Defence Force or the Hong Kong Volunteer Defence Corps by members of the Permanent Forces of the Commonwealth, except such service as is covered by sub-paragraph (ii) of paragraph B; service in any unit of any such Force or Corps involving a liability for service only and no liability for annual training in peace shall not reckon as qualifying service.

B. *War Service.*

- (i) A warrant officer, non-commissioned officer or man who was serving in the Hong Kong Volunteer Defence Corps on the 2nd September, 1939, and who was embodied or called out for service on or after that date will reckon as double his service between the date on which he was embodied or called out and the date on which he was released from embodiment. (No service subsequent to the 7th April, 1949, may count as double qualifying service). A period of 2 months or more efficient embodied service between 2nd September,

1939, and 7th April, 1949, occurring in any calendar year reckoned from the 1st January will be allowed to count as the equivalent of efficient service for that year.

- (ii) A warrant officer, non-commissioned officer or man who was serving in the ranks of the Hong Kong Volunteer Corps of the Hong Kong Volunteer Reserve or any other Authorized Auxiliary Force of the Commonwealth including any reserve associated therewith on 4th August, 1914, and who, before 11th November, 1918, served or accepted an obligation to serve on military service beyond the borders of the Force of which he was a member will reckon as double his embodied service on the active list, whether commissioned or in the ranks, rendered between the dates of embodiment and of disembodiment of the Force in which he was serving, whether such service was in the Royal Navy, Regular Army, Royal Air Force, Special Reserve, Territorial Force or Dominion or Colonial Forces.
- (iii) Except as provided in sub-paragraph (ii), commissioned service in the case of those men who were commissioned after service in the ranks of an Authorized Auxiliary Force of the Commonwealth during the period of embodiment of the Force consequent upon the outbreak of war on 4th August, 1914, and who, having relinquished their commissions, re-enrolled in the ranks of an Authorized Auxiliary Force of the Commonwealth prior to 1st January, 1922, shall count as single qualifying service for the Medal or Clasps.
- (iv) Any period during which a warrant officer, non-commissioned officer or man of the Hong Kong Volunteer Defence Corps was relegated to unemployment between the 2nd September, 1939, and the 7th April, 1949, otherwise than at his own request, or for redundancy or inefficiency, will count as single qualifying service.
- (v) Except as provided in sub-paragraph (ii), service in the ranks in the Royal Navy, the Regular Army, the Royal Air Force or a permanent Force of a Dominion, Colony

or Territory under Her Majesty's protection during the period from 4th August, 1914, to 31st December, 1921, and/or from 2nd September, 1939, to 1st November, 1947 (inclusive) shall count as single qualifying service for the Medal or Clasps.

- (vi) No service shall count more than double qualifying service.

C. *Continuity of Service.*

Service qualifying for the Medal and Clasps must be continuous except—

- (i) during the period from 4th August, 1914, to 31st December, 1921, and/or from 2nd September, 1939, to 1st November, 1947 (inclusive).
- (ii) that service in different Auxiliary Military Forces not of the same territory of the Commonwealth shall be deemed to be continuous if any break in service occurring between service in one such force and another does not exceed 12 months;
- (iii) that where a warrant officer, non-commissioned officer or man who, having been discharged from the Hong Kong Volunteer Defence Corps or from any Approved Auxiliary Force of the Commonwealth during the war commencing on 3rd September, 1939, by reason of wounds or illness contracted on service, subsequently during the Corps period of embodiment voluntarily re-enlisted into the Corps after recovery, the period between such discharge and re-enlistment shall not be reckoned as breaking continuity of service.
- (iv) that except as provided in sub-paragraph (iii) service in the aforesaid forces of Hong Kong shall be deemed to be continuous if any break in service is not due to the individual's own request or to his own fault and does not exceed 12 months;
- (v) that the following periods, although inadmissible as qualifying service (save in the circumstances hereinbefore described) will not be reckoned as breaking continuity of service—

- (a) service in the Royal Navy, Regular Army, Royal Air Force or in a Permanent Force of a Dominion, Colony or Territory under Her Majesty's protection, or in the Reserves of such forces or in the Reserves of any Authorized Auxiliary Force of the Commonwealth;
- (b) service of men of any of the aforesaid forces of Hong Kong whilst released from military service for the purpose of being employed on work of national importance, which will be defined as occasion arises, during a period of embodiment;
- (c) periods of desertion or absence without leave of men of any of the aforesaid forces of Hong Kong during embodiment or training either in camps or barracks, provided that they continue to serve after their offence has been dealt with;
- (d) periods of detention or imprisonment during annual training or embodiment.

5. *Ineligibility.* A person who has been convicted by a Court Martial, or of an indictable offence by the Civil Power, will not be eligible for the award of the Medal unless the Governor shall otherwise direct.

6. Applications for the Medal should be made in writing by Commandant, Royal Hong Kong Defence Force and should be supported by a statement of the warrant officer's, non-commissioned officer's or man's service in Form A appended to these regulations. The Commandant will forward his recommendations through the usual channel of correspondence to the Governor, accompanied in each case by a statement certifying that the person recommended has completed the qualifying period of efficient service and that he is in every way deserving of the Efficiency Medal or Clasp.

Applications for Clasp should be dealt with in a similar manner.

7. *Grant of Medal and Clasps.* The Medal or Clasp will be awarded on the authority of the Governor and a notification of its award will be published in the *Hong Kong Government Gazette*.

8. *Loss and Replacement.* When the Medal or Clasp has been lost and it is desired to replace it a declaration must be made before a magistrate stating the circumstances under which the loss occurred, and the rank, name and Corps of the person to whom the Medal or Clasp belonged. This declaration will be forwarded to the Governor through the usual channel of correspondence in the case of a person who is still serving, and direct in the case of a person who has retired. If the explanation as to loss is considered satisfactory the Medal or Clasp will be replaced on repayment being made by the person to cover the cost of the Medal or Clasp.

9. *Forfeiture and Restoration.* A recipient of the Medal who is convicted by a Court Martial or of an indictable offence by the Civil Power, or who is dismissed or removed from his Corps or Regiment for misconduct shall forfeit the Medal unless the Governor shall otherwise direct.

A Medal forfeited under the preceding regulation may be restored by the Governor at his discretion.

A notice of forfeiture or of restoration shall in every case be published in the *Government Gazette*.

10. The Efficiency Medal will be worn suspended on the left breast by a green ribbon, one inch and a quarter in width, with yellow stripes down the edges, but the recipient of any other Long Service, Good Conduct or Efficiency Medal will only be permitted to wear the Efficiency Medal (with or without Clasps) with them if he has completed the full period of qualifying service in respect of each Medal or Clasp.

11. In undress and service uniform when ribbons only are worn, the grant of Clasps will be denoted by the wearing on the ribbon of a small silver rose, according to the number of Clasps awarded. The rose or roses will not be worn on the ribbon when the Medal itself is worn.



Colonial Secretary.

23rd August, 1955.

(Secretariat 5/2226/46)

FORM A.

THE EFFICIENCY MEDAL.

(HONG KONG)

Statement of Service of
of the Force/Corps.

N.B. Service which under the Royal Warrant and the Regulations made thereunder is to count two-fold qualifying service should be shown in the first place by the actual dates of such service, but only the equivalent single service for qualifying purposes should be carried forward as service in the "Total Qualifying Service" column.

Unit	Rank	Service Qualifying two-fold			Single qualifying service		Total qualifying service			Remarks
		From	To	Particulars	From	To	Years	Months	Days	
						Total				

I certify that the above is a correct statement of the service of and that his total qualifying service amounts to years months days.

Date

(Signed)

Administrative Officer,
Royal Hong Kong Defence Force.

(Countersigned)

Commandant,
Royal Hong Kong Defence Force.

This statement is to be completed by the Commanding Officer of the Auxiliary Force in which the period of qualifying service is completed. Where the period of qualifying service is in more than one Auxiliary Force, the Commanding Officer signing the statement must satisfy himself that all service reckoned is qualifying service, and as to the period to be so reckoned.

Where war service is claimed as double qualifying service a separate certificate by the applicant for the Medal will be afforded to that effect setting out the circumstances, e.g. that he actually served outside the territory or Colony of the Force of which he was a member or that he signed or otherwise accepted before 11th November, 1918, an obligation to do so.

ROYAL HONG KONG DEFENCE FORCE ORDINANCE, 1951.

(No. 25 of 1951).

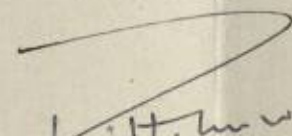
HONG KONG WOMEN'S NAVAL VOLUNTEER RESERVE
(AMENDMENT) REGULATIONS, 1955.

In exercise of the power conferred by section 15 of the Royal Hong Kong Defence Force Ordinance, 1951, the Commodore, Hong Kong, with the approval of the Governor, has made the following regulations -

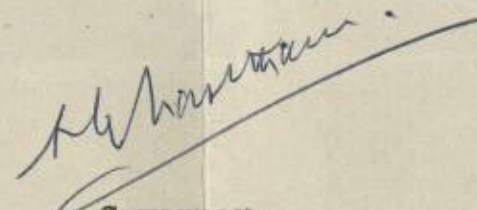
1. These regulations may be cited as the Hong Kong Women's Naval Volunteer Reserve (Amendment) Regulations, 1955.
2. Regulation 5 of the Hong Kong Women's Naval Volunteer Reserve Regulations, 1951, is amended by the deletion of the word "shall" and the substitution therefor of the word "may".

tation.

Amendment
Regulation
5.
S.N.A.
56/51).


Commodore, Hong Kong.

30th July, 1955.Approved this 24th day of August, 1955.


Governor.

(Secretariat 2/RNVR/LEG)

EDUCATION ORDINANCE, 1952.
(No. 33 of 1952).

GRANT SCHOOLS PROVIDENT FUND (AMENDMENT) RULES, 1955.

In exercise of the powers conferred by section 44 of the Education Ordinance, 1952, the Governor in Council has made the following rules—

1. These rules may be cited as the Grant Schools Provident Citation. Fund (Amendment) Rules, 1955.

2. Rule 4 of the Grant Schools Provident Fund Rules, 1952, (hereinafter referred to as the principal rules) is amended—

(a) by the addition after paragraph (1) of the following new paragraph—

“(1A). There shall be a vice chairman who shall be nominated by the grant schools council out of the eight additional contributory members and replaced whenever it appears desirable.”;

(b) by the addition in paragraph (4) after the word “chairman” of the following —

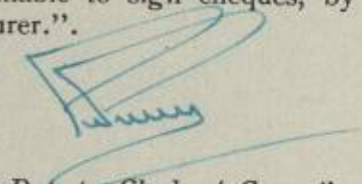
“or in his absence the vice chairman”;

(c) by the addition in paragraph (5) after the words “the chairman” of the following—

“and the vice chairman”.

3. Rule 14 of the principal rules is amended by the deletion of the full stop at the end of paragraph (1) and the addition thereto of the following—

“or, in the event of the chairman being absent from the Colony or for any reason unable to sign cheques, by the vice chairman and the treasurer.”.



COUNCIL CHAMBER,
29th August, 1955.
(Secretariat 1/1686/46II)

Deputy Clerk of Councils.

Amend-
ment of
rule 4.
(Third
Schedule
to Ord.
No. 33 of
1952).

Amend-
ment of
rule 14.

EDUCATION ORDINANCE, 1952.

(No. 33 of 1952).

**GRANT SCHOOLS BUILDING DEPRECIATION FUND
(AMENDMENT) RULES, 1955.**

In exercise of the powers conferred by section 45 of the Education Ordinance, 1952, the Governor in Council has made the following rules—

1. These rules may be cited as the Grant Schools Building Depreciation Fund (Amendment) Rules, 1955.

2. Rule 4 of the Grant Schools Building Depreciation Fund Rules, 1952, (hereinafter referred to as the principal rules) is amended by the deletion from the eighth line of the words "the accountant, education department" and the substitution thereof of the following—

Amendment of rule 4. (Fourth Schedule to Ord. No. 33 of 1952).

"a representative of the Director of Education".

3. Rule 13 of the principal rules is amended by the deletion of the full stop at the end thereof and the addition thereto of the following—

Amendment of rule 13.

"or, in the event of the chairman being absent from the Colony or for any reason unable to sign cheques, by the secretary and the treasurer."



Deputy Clerk of Councils.

COUNCIL CHAMBER,
29th August, 1955.
(Secretariat 9/1936/47)

PUBLIC HEALTH (FOOD) ORDINANCE.

(Chapter 140).

DISEASE PREVENTION (FOOD AND DRINKS) (AMENDMENT)
BY-LAWS, 1955.

In exercise of the powers conferred by section 5 of the Public Health (Food) Ordinance, the Urban Council has made the following by-laws—

1. These by-laws may be cited as the Disease Prevention Citation. (Food and Drinks) (Amendment) By-laws, 1955.

2. By-law 2 of the Disease Prevention (Food and Drinks) By-laws (hereinafter referred to as the principal by-laws) is rescinded and replaced by the following—

2. (1) Except under and in accordance with a permit or licence issued by the Council no person shall—

“Frozen and chilled confections and drinks.

(a) sell, offer or expose for sale any frozen or chilled confections;

(b) sell, offer or expose for sale for immediate consumption in or near any premises any carbonated or non-carbonated drinks which are not bottled;

(c) sell, offer or expose for sale for immediate consumption in or near any premises any bottled carbonated or non-carbonated drinks:

Provided that sub-paragraphs (a) and (c) shall not apply to sales effected within premises licensed under the Restaurants and Food Stalls By-laws.

(Vol. X, p. 157).

(2) For the purpose of this by-law—

“frozen or chilled confections” include—

(a) ice-cream or any substance sold as a substitute for ice-cream;

(b) frozen flavoured syrups or ice; and

Rescission and replacement of by-law 2. (Vol. X, p. 174).

(c) any like substance intended or offered for sale for human consumption in a frozen or chilled condition;

“drinks” means non-alcoholic liquids for human consumption whether or not combined with water or colouring or flavouring matter and normally served cold and also includes Chinese herb tea commonly known as “Leung Ch’a” (涼茶);

“carbonated” means impregnated with carbon dioxide or with oxygen or both under pressure, with or without a mixture of soda, potash, lithia or like salts;

“bottled” means contained in an unopened hermetically sealed bottle, tin or other sealed container.”

Amendment of by-law 4.

3. By-law 4 of the principal by-laws is amended—

(a) by the deletion from the second and third lines of paragraph (1) of the words “be for such period not exceeding one year as the Council shall think fit” and the substitution therefor of the following—

“expire on the 31st day of March next after the date thereof,”;

(b) by the deletion in paragraph (2) of items (c), (d) and (e) and the substitution therefor of the following—

- “(c) Frozen or chilled confections \$10.00;
- (d) Bottled drinks \$10.00;
- (e) Non-bottled drinks \$10.00.

For the purpose of this by-law “bottled” and “drinks” have the meaning assigned to them respectively in by-law 2.”;

(c) by the addition at the end thereof of the following new paragraph—

“(3) If an annual permit under these by-laws is issued by the Council after the 1st day of October in any year half fee shall be paid.”

Made by the Urban Council this 23rd day of August, 1955.

John W. Ferris
Secretary.

Approved by the Legislative Council this 31st day of August, 1955.

Deputy Clerk of Councils.

COUNCIL CHAMBER,
31st August, 1955.

Explanatory Note.

(This note is not part of the by-laws, but is intended to indicate their general purport).

Under the existing Disease Prevention (Food and Drinks) By-laws, the wording indicates that no permit is required for the sale of non-bottled, carbonated and non-carbonated drinks in premises licensed under the Restaurants and Food Stalls By-laws whereas, in fact, it is required. By-law 2 is therefore designed to make it clear that a permit is required in this case.

2. By-law 3 allows the sale of bottled carbonated and non-carbonated drinks under one permit, provides for a date for the renewal of permits issuable under the Disease Prevention (Food and Drinks) By-laws, and also provides for the payment of half fees for permits issued after 1st October.

(Secretariat 15/3231/48)

DIPLOMATIC PRIVILEGES ORDINANCE.

(Chapter 190).

NOTIFICATION UNDER SECTION 2.

WHEREAS by section 2 of the Diplomatic Privileges Ordinance (hereinafter referred to as the principal Ordinance) it is enacted :

THAT the Governor may, by notification in the *Gazette*, declare that the Ordinance shall apply to any Organization declared by Her Majesty by Order in Council made under the International Organizations (Immunities and Privileges) Acts, 1950, to be an organization of which Her Majesty's Government in the United Kingdom and the Government or Governments of one or more foreign sovereign Powers are members :

THAT the Governor may, by notification in the *Gazette*, provide that any organization to which this section applies shall, to such extent as may be specified in the notification, have the immunities and privileges set out in Part I of the Schedule to the Ordinance, and shall also have the legal capacities of a body corporate :

THAT the Governor may, by notification in the *Gazette*, confer on the representatives (whether of Governments or not) on any organ of the Organization and upon officers and servants of the Organization, the immunities and privileges set forth in Parts II and III of the said Schedule to the extent specified in the notification : and

THAT Part IV of the Schedule to the Ordinance shall have effect for the purpose of extending to the staffs or representatives and to the families of officers of the Organization any immunities and privileges conferred on the representatives or officers, except in so far as the operation of the said Part IV is excluded by the notification conferring the privileges and immunities :

AND WHEREAS the World Meteorological Organization, on the 29th day of December, 1951, deposited with the Secretary-General of the United Nations a notification that it accepted the standard clauses of the Convention on Privileges and Immunities for the Specialized Agencies of the United Nations and the said Convention thereupon became applicable to the Organization :

AND WHEREAS Her Majesty's Government in the United Kingdom applied the provisions of the said Convention to the World Meteorological Organization by Order in Council made on the 4th day of November, 1954, under the International Organizations (Immunities and Privileges) Act, 1950, by which said Order it was declared that the World Meteorological Organization is an Organization of which Her Majesty's Government in the United Kingdom and the governments of foreign sovereign Powers are members :

(Cap. 190). NOW, THEREFORE, in exercise of the powers conferred by section 2 of the Diplomatic Privileges Ordinance His Excellency the Governor hereby declares and provides as follows :—

A. THE ORGANIZATION.

(Cap. 190). 1. The World Meteorological Organization (hereinafter referred to as the Organization) is an organization to which the Diplomatic Privileges Ordinance applies.

2. The Organization shall have the legal capacities of a body corporate and, except in so far as in any particular case it has expressly waived its immunity, immunity from suit and legal process. No waiver of immunity shall be deemed to extend to any measure of execution.

3. The Organization shall have the like inviolability of official archives and premises occupied as offices as is accorded in respect of official archives and premises of an envoy of a foreign sovereign Power accredited to Her Majesty.

4. The Organization shall have the like exemption or relief from taxes and rates, other than taxes on the importation of goods, as is accorded to a foreign sovereign Power.

5. The Organization shall have exemption from taxes on the importation of goods directly imported by the Organization for its official use in Hong Kong or for exportation, or on the importation of any publications of the Organization directly imported by it, such exemption to be subject to compliance with such conditions as the Director of Commerce and Industry may prescribe for the protection of the Revenue.

6. The Organization shall have exemption from prohibitions and restrictions on importation or exportation in the case of goods directly imported or exported by the Organization for its official use and in the case of any publications of the Organization directly imported or exported by it.

7. The Organization shall have the right to avail itself, for telegraphic communications sent by it and containing only matter intended for publication by the press or for broadcasting (including communications addressed to or despatched from places outside Hong Kong), of any reduced rates applicable for the corresponding service in the case of press telegrams.

B. REPRESENTATIVES, OTHER THAN REPRESENTATIVES OF HER MAJESTY'S GOVERNMENT IN THE COLONY, ON ORGANS OR COMMITTEES OF THE ORGANIZATION.

8. (1) Except in so far as in any particular case any privilege or immunity is waived by the Governments whom they represent, representatives of members at the World Meteorological Congress, on the Executive Committee, at regional associations, on technical commissions, or on any committee of any of these bodies shall enjoy :—

(a) While exercising their functions as such and during their journeys to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage and inviolability for all papers and documents.

(b) Immunity from legal process of every kind in respect of words spoken or written and things done or omitted to be done by them in their capacity as representatives.

(2) Where the incidence of any form of taxation depends upon residence, representatives shall not be deemed to be resident in Honk Kong during any period when they are present in Hong Kong for the discharge of their duties.

(3) For the purposes of the application of this Article the expression "representatives" shall be deemed to include, in addition to the representatives, the following members of their official staffs accompanying them as such representatives:—

Alternate representatives,

Advisers,

Technical experts,

Secretaries of Delegations,

and Part IV of the Schedule to the Ordinance shall not operate so as to confer privileges or immunities on the staffs of representatives other than on those persons falling within the above-mentioned descriptions.

(4) The provisions of the preceding paragraphs of this Article shall not confer any immunity or privilege on any person as the representative of Her Majesty's Government in Hong Kong or as a member of the staff of such representative or on any person who is a citizen of the United Kingdom and Colonies.

C. HIGH OFFICIALS OF THE ORGANIZATION.

9. Except in so far as in any particular case any privilege or immunity is waived by the Organization, any officer of the Organization holding the office of Secretary-General (including any officer acting for him during his absence from duty) shall be accorded in respect of himself, his spouse and his children

under the age of twenty-one, the like immunity from suit and legal process, the like inviolability of residence and the like exemption or relief from taxes, other than income tax, as is accorded to an envoy of a foreign sovereign Power accredited to Her Majesty, his spouse and children, and exemption from income tax in respect of emoluments received by him as an officer of the Organization.

D. OTHER OFFICIALS OF THE ORGANIZATION.

10. Except in so far as in any particular case any privilege or immunity is waived by the Organization, officials of the Organization of any category specified by it shall enjoy:—

(a) immunity from suit and legal process in respect of words spoken or written and things done or omitted to be done by them in the course of the performance of their official duties;

(b) exemption from income tax in respect of emoluments received by them as officers or servants of the Organization.

By Command,



24th August, 1955.

Explanatory Note.

This Notification follows the Order in Council cited in the preamble and provides the immunities and privileges required by the International Convention on the Privileges and Immunities of the Specialized Agencies of the United Nations to be accorded in connexion with the World Meteorological Organization.

(Secretariat 1/5281/46)



DIPLOMATIC PRIVILEGES ORDINANCE.
(Chapter 190).

NOTIFICATION UNDER SECTION 2.

WHEREAS by section 2 of the Diplomatic Privileges Ordinance (hereinafter referred to as the principal Ordinance) it is enacted :

THAT the Governor may, by notification in the *Gazette*, declare that the Ordinance shall apply to any Organization declared by Her Majesty by Order in Council made under the International Organizations (Immunities and Privileges) Acts, 1950, to be an organization of which Her Majesty's Government in the United Kingdom and the Government or Governments of one or more foreign sovereign Powers are members :

THAT the Governor may, by notification in the *Gazette*, provide that any organization to which this section applies shall, to such extent as may be specified in the notification, have the immunities and privileges set out in Part I of the Schedule to the Ordinance, and shall also have the legal capacities of a body corporate :

THAT the Governor may, by notification in the *Gazette*, confer on the representatives (whether of Governments or not) on any organ of the Organization and upon officers and servants of the Organization, the immunities and privileges set forth in Parts II and III of the said Schedule to the extent specified in the notification : and

THAT Part IV of the Schedule to the Ordinance shall have effect for the purpose of extending to the staffs or representatives and to the families of officers of the Organization any immunities and privileges conferred on the representatives or officers, except in so far as the operation of the said Part IV is excluded by the notification conferring the privileges and immunities :

AND WHEREAS the International Telecommunication Union on the 16th day of January, 1951, deposited with the Secretary-General of the United Nations a notification that it accepted the standard clauses of the Convention on Privileges and Immunities for the Specialized Agencies of the United Nations and the said Convention thereupon became applicable to the Organization :

AND WHEREAS Her Majesty's Government in the United Kingdom applied the provisions of the said Convention to the International Telecommunication Union by Order in Council made on the 4th day of November, 1954, under the International Organizations (Immunities and Privileges) Act, 1950, by which said Order it was declared that the International Telecommunication Union is an Organization of which Her Majesty's Government in the United Kingdom and the governments of foreign sovereign Powers are members :

Now, THEREFORE, in exercise of the powers conferred by (Cap. 190). section 2 of the Diplomatic Privileges Ordinance His Excellency the Governor hereby declares and provides as follows :—

A. THE ORGANIZATION.

1. The International Telecommunication Union (hereinafter referred to as the Organization) is an organization to which the (Cap. 190). Diplomatic Privileges Ordinance applies.

2. The Organization shall have the legal capacities of a body corporate and, except in so far as in any particular case it has expressly waived its immunity, immunity from suit and legal process. No waiver of immunity shall be deemed to extend to any measure of execution.

3. The Organization shall have the like inviolability of official archives and premises occupied as offices as is accorded in respect of official archives and premises of an envoy of a foreign sovereign Power accredited to Her Majesty.

4. The Organization shall have the like exemption or relief from taxes and rates, other than taxes on the importation of goods, as is accorded to a foreign sovereign Power.

5. The Organization shall have exemption from taxes on the importation of goods directly imported by the Organization for its official use in Hong Kong or for exportation, or on the

importation of any publications of the Organization directly imported by it, such exemption to be subject to compliance with such conditions as the Director of Commerce and Industry may prescribe for the protection of the Revenue.

6. The Organization shall have exemption from prohibitions and restrictions on importation or exportation in the case of goods directly imported or exported by the Organization for its official use and in the case of any publications of the Organization directly imported or exported by it.

7. The Organization shall have the right to avail itself, for telegraphic communications sent by it and containing only matter intended for publication by the press or for broadcasting (including communications addressed to or despatched from places outside Hong Kong), of any reduced rates applicable for the corresponding service in the case of press telegrams.

B. REPRESENTATIVES, OTHER THAN REPRESENTATIVES OF HER MAJESTY'S GOVERNMENT IN THE COLONY, ON ORGANS OR COMMITTEES OF THE ORGANIZATION.

8. (1) Except in so far as in any particular case any privilege or immunity is waived by the Governments whom they represent, representatives of members at the World Meteorological Congress, on the Executive Committee, at regional associations, on technical commissions, or on any committee of any of these bodies shall enjoy :—

(a) While exercising their functions as such and during their journeys to and from the place of meeting, immunity from personal arrest or detention and from seizure of their personal baggage and inviolability for all papers and documents.

(b) Immunity from legal process of every kind in respect of words spoken or written and things done or omitted to be done by them in their capacity as representatives.

(2) Where the incidence of any form of taxation depends upon residence, representatives shall not be deemed to be resident in Hong Kong during any period when they are present in Hong Kong for the discharge of their duties.

(3) For the purposes of the application of this Article the expression "representatives" shall be deemed to include, in addition to the representatives, the following members of their official staffs accompanying them as such representatives:—

Alternate representatives,
Advisers,
Technical experts,
Secretaries of Delegations,

and Part IV of the Schedule to the Ordinance shall not operate so as to confer privileges or immunities on the staffs of representatives other than on those persons falling within the above-mentioned descriptions.

(4) The provisions of the preceding paragraphs of this Article shall not confer any immunity or privilege on any person as the representative of Her Majesty's Government in Hong Kong or as a member of the staff of such representative or on any person who is a citizen of the United Kingdom and Colonies.

C. HIGH OFFICIALS OF THE ORGANIZATION.

9. Except in so far as in any particular case any privilege or immunity is waived by the Organization, any officer of the Organization holding the office of Secretary-General (including any officer acting for him during his absence from duty) shall be accorded in respect of himself, his spouse and his children under the age of twenty-one, the like immunity from suit and legal process, the like inviolability of residence and the like exemption or relief from taxes, other than income tax, as is accorded to an envoy of a foreign sovereign Power accredited to Her Majesty, his spouse and children, and exemption from income tax in respect of emoluments received by him as an officer of the Organization.

D. OTHER OFFICIALS OF THE ORGANIZATION.

10. Except in so far as in any particular case any privilege or immunity is waived by the Organization, officials of the Organization of any category specified by it shall enjoy:—

(a) immunity from suit and legal process in respect of words spoken or written and things done or omitted to be done by them in the course of the performance of their official duties;

(b) exemption from income tax in respect of emoluments received by them as officers or servants of the Organization.

By Command,



24th August, 1955.

Explanatory Note.

This Notification follows the Order in Council cited in the preamble and provides the immunities and privileges required by the International Convention on the Privileges and Immunities of the Specialized Agencies of the United Nations to be accorded in connexion with the International Telecommunication Union.

(Secretariat 1/5281/46)