

which may be necessary to establish the qualification of such person for occupation of a dwelling in a cottage resettlement area or in a resettlement estate.

(2) The competent authority, or such authorized officer, may write down such questions and the replies to such questions or any of them and may require such person to make such declaration as he may deem necessary as to the truth of such replies.

(3) The competent authority or an authorized officer may complete in respect of such person a screening form in such form as shall be prescribed by regulations made under section 51, with such additions as he shall consider necessary.

(4) The competent authority, or such authorized officer, may require such person to produce to him such evidence as he thinks fit in support of the statements and answers made by him.

False statement.

21. Any person who makes any statement to a competent authority or to an authorized officer in reply to any question put to him in accordance with the provisions of section 20, or makes a declaration to a competent authority or to an authorized officer, which he knows to be false or does not believe to be true, shall be guilty of an offence and on summary conviction shall be liable to a fine of one thousand dollars and to imprisonment for one year.

Issue of resettlement card.

22. (1) If a competent authority or an authorized officer is satisfied that a person is eligible for accommodation in a cottage resettlement area or in a resettlement estate, he may issue to him a resettlement card in accordance with such form as may be prescribed by regulations made under section 51.

- (2) Any person who—
 - (a) defaces, alters or destroys any resettlement card; or
 - (b) has in his possession any resettlement card which has been defaced or altered; or
 - (c) not being an officer authorized by the competent authority, has in his possession without lawful authority or excuse any resettlement card other than a card on which his name appears,

shall be guilty of an offence and on summary conviction shall be liable to a fine of one thousand dollars and to imprisonment for one year.

PART IV.

Resettlement estates.

23. (1) The Governor may appoint any person by name or office to be a competent authority for the purpose of this Part of this Ordinance.

Appointment of competent authority.

(2) Such appointment may be made in respect of the whole or any part of the Colony, but shall be deemed to extend to the whole of the Colony unless otherwise expressed.

24. (1) The Governor may set aside as a resettlement estate any area of Crown land for the resettlement of such persons as by reason of their association with the Colony or otherwise appear to him to merit assistance.

Setting aside resettlement estates.

(2) A notification of any such setting aside shall be given in the *Gazette* by reference to a map or plan of the land set aside signed by the Director of Public Works and deposited in the Land Office or, in the case of any such area in the New Territories, in the office of the District Commissioner, New Territories.

(3) The areas listed in the First Schedule shall be deemed to have been set aside by the Governor as resettlement estates, maps of which, dated the 29th day of April, 1958, have been deposited in the Land Office or in the office of the District Commissioner, New Territories, in accordance with the provisions of subsection (2).

First Schedule.

25. A competent authority may erect on any resettlement estate any building or structure which he may deem necessary or expedient for the purpose for which such area was set aside.

Erection of buildings by competent authority.

26. (1) Any building which, at the date of the coming into operation of this Ordinance, is in an area designated in the First Schedule shall be deemed to have been erected by a competent authority in accordance with the provisions of section 25, and this Part of this Ordinance shall apply to such building as if it had been erected by a competent authority in accordance with that section.

Existing buildings. First Schedule.

(2) Any person who is in occupation of any such building at the date of coming into operation of this Ordinance under any permit or other document lawfully issued in accordance with the provisions of any enactment relating to the clearance and resettlement of squatters shall be deemed to be in occupation thereof as a tenant in accordance with the provisions of this Ordinance, and under a tenancy card issued in accordance with the provisions of section 28, and the exhibition by such person of the permit or other document issued under any such enactment shall constitute the exhibition of a tenancy card in accordance with the provisions of subsection (1) of section 30 so long as such person complies with the provisions of subsection (2) of that section.

Letting of buildings.

27. (1) A competent authority may let, by tenancy card under his hand or under the hand of an authorized officer, for any term or for any period, any building or any part of a building in a resettlement estate, subject to the payment therefor of such rent as may be prescribed by regulations made under section 51.

(2) A tenancy card shall be in such form as shall be prescribed by such regulations and shall be in English and in Chinese.

(3) There shall be affixed to each tenancy card a group photograph of the tenant and the dependants and each tenancy card shall contain a list of the dependants.

Commencement of tenancy.

28. (1) Before any person becomes a tenant of a building in a resettlement estate, he shall be given, by the competent authority or by an authorized officer, a completed tenancy card.

(2) If a person accepts a tenancy card from the competent authority or from an authorized officer and enters into occupation of the premises to which the tenancy card relates, he shall become, from the time when he enters into occupation of the premises, a tenant thereof, subject to the terms and conditions of tenancy set forth on the tenancy card and to the provisions of this Ordinance and of any regulations made under section 51.

(3) A competent authority, in his absolute discretion, may make a tenancy card subject to any special conditions not being inconsistent with the provisions of this Ordinance or of any such regulations :

Provided that—

- (i) no special condition shall impose a rent greater than the rent which might be charged in accordance with such regulations; and
- (ii) a copy of all such special conditions, in English and in Chinese, shall be inserted in or attached to the tenancy card to form part of the tenancy card or shall be handed to the tenant at the time of imposition of the special conditions.

(4) If any dispute shall arise in respect of any difference between the English version and the Chinese version of a tenancy card, the English version shall prevail.

29. (1) A competent authority may terminate any tenancy created or deemed to have been created in accordance with the provisions of section 28 for breach of condition, whether general or special, or may give such notice to quit as may be provided for in the general conditions and thereupon the tenant and the dependants, if any, as from the date from which such revocation takes effect or from the date of expiry of the notice, as the case may be, shall be deemed to be trespassers and shall be liable to eviction in manner provided in section 35.

Termination of tenancy.

(2) No court shall entertain any proceedings claiming relief in relation to the termination of a tenancy under subsection (1).

30. (1) Every tenant shall cause to be exhibited in a prominent place in the premises occupied by him in a resettlement estate the tenancy card issued to him.

Exhibition of tenancy card.

(2) Every tenant shall cause to be affixed to the tenancy card the official receipt for the last payment of rent made in respect of the premises.

(3) A tenant who contravenes any of the provisions of this section shall be guilty of an offence and, on summary conviction, shall be liable to a fine of fifty dollars.

31. Any person who without lawful authority or excuse—

Offences in relation to tenancy card.

- (a) fails to produce on demand his tenancy card to a competent authority or to an authorized officer; or

- (b) defaces, alters or destroys any tenancy card; or
- (c) has in his possession any tenancy card which has been defaced or altered; or
- (d) removes any tenancy card from the premises to which it relates,

shall be guilty of an offence and on summary conviction shall be liable to a fine of one thousand dollars and to imprisonment for six months.

Amendment of tenancy card.

32. (1) A competent authority may at any time add to or delete from a tenancy card the name and photograph of any dependant thereon and may cancel a tenancy card or any other similar card or permit issued under any other enactment relating to the clearance and resettlement of squatters and may issue a new tenancy card in substitution therefor.

(2) When the name or the photograph of any dependant has been so deleted such person shall thereupon cease to be a dependant and from thenceforth shall be deemed to be a trespasser and liable to eviction in manner provided in section 35.

Trespassers.

33. Any person other than a competent authority, an authorized officer, a tenant or a dependant who remains between the hours of 11 p.m. and 6 a.m. in a dwelling in a resettlement estate, whether by permission of the tenant or of a dependant or otherwise, shall be deemed to be a trespasser and shall be liable to eviction in manner provided in section 35.

Inspection by authorized officers, etc.

34. (1) A competent authority or authorized officer at any time in pursuance of his duties may enter and inspect any premises in a resettlement estate.

(2) Any person who refuses access to a competent authority or to an authorized officer to any part of any such premises or obstructs a competent authority or an authorized officer in the execution of his duties shall be guilty of an offence and on summary conviction shall be liable to a fine of five hundred dollars and to imprisonment for three months.

Trespassers to quit.

35. (1) Any person who is a trespasser or is deemed to be a trespasser under the provisions of section 29, 32, or 33 in any dwelling in any resettlement estate shall immediately quit the dwelling when ordered to do so by any authorized officer.

(2) Any person so ordered who does not forthwith obey such order may be summarily evicted by an authorized officer who may use such force as may be reasonably necessary to evict such person from such dwelling and for that purpose invoke the assistance of the police and of any other authorized officer.

PART V.

Cottage resettlement areas.

36. (1) The Governor may appoint any person by name or office to be a competent authority for the purpose of this Part of this Ordinance.

Appointment of competent authority.

(2) Such appointment may be made in respect of the whole or any part of the Colony, but shall be deemed to extend to the whole of the Colony unless otherwise expressed.

37. (1) The Governor may set aside as a cottage resettlement area any area of Crown land for the resettlement of such persons as by reason of their association with the Colony or otherwise appear to him to merit assistance.

Setting aside cottage resettlement areas.

(2) A notification of any such setting aside shall be given in the *Gazette* by reference to a map or plan of the land set aside signed by the Director of Public Works and deposited in the Land Office or, in the case of any such area in the New Territories, in the office of the District Commissioner, New Territories.

(3) The areas listed in the Second Schedule shall be deemed to have been set aside by the Governor as cottage resettlement areas, maps of which, dated the 29th day of April, 1958, have been deposited in the Land Office or in the office of the District Commissioner, New Territories, in accordance with subsection (2).

Second Schedule.

38. The Buildings Ordinance, 1955, and sections 10, 12, 13 and 43 to 47 of the Public Health (Sanitation) Ordinance, 1935, shall not apply to a cottage resettlement area.

Inapplicability of Ordinance No. 68 of 1955 and sections 10, 12, 13 and 43 to 47 of Ordinance No. 15 of 1935.

Erection of buildings by competent authority.

39. A competent authority may erect on any cottage resettlement area any building or structure which he may deem necessary or expedient for the purpose for which such area was set aside.

Erection of buildings other than by a competent authority.

40. (1) A competent authority may authorize by permit in writing the erection by any person of any building in any cottage resettlement area subject to the conditions as set forth in such permit.

(2) An erection permit may stipulate that the building may be occupied by the person who has erected it or by any person who has been authorized by the competent authority to occupy such building and may permit the person who has erected the building to let the building or to sell the building whether for a cash payment or by a hire-purchase agreement in a form to be approved by the competent authority, to a person authorized to occupy such building in accordance with the provisions of section 43.

(3) Any person who has been authorized to erect a building in accordance with the provisions of subsection (1) who lets or sells or otherwise disposes of such building other than to a person who has been authorized to occupy such building in accordance with the provisions of section 43 shall be guilty of an offence and upon summary conviction shall be liable to a fine of five hundred dollars and to imprisonment for one year.

(4) No fee shall be payable for an erection permit.

Existing buildings.

41. (1) Any building which, at the date of the coming into operation of this Ordinance, is in an area designated in the Second Schedule and has been erected under or by reason of any authority or permission given under any enactment relating to the clearance or resettlement of squatters shall be deemed to have been authorized by a competent authority under the provisions of this Part of this Ordinance and this Part of this Ordinance shall apply to such building as if an erection permit had been granted in respect of such building under the provisions of section 40.

(2) Any such building in respect of which at the date of coming into operation of this Ordinance a rent is payable to the Crown, shall be deemed to have been let to the occupant in accordance with the provisions of section 48 and this Part of this Ordinance shall apply to such building as if it had been so let.

(3) Any person who at the date of coming into operation of this Ordinance is in occupation of any such building as is described in subsection (1) under any permit or other document lawfully issued in accordance with the provisions of any enactment relating to the clearance and resettlement of squatters shall be deemed to be in occupation thereof in accordance with the provisions of this Ordinance, and under an occupation permit granted in accordance with section 43, and the exhibition by such person of the permit or other document issued under such enactment shall constitute the exhibition of an occupation permit required by subsection (1) of section 46 so long as such person complies with the provisions of subsection (2) of that section.

42. If any person who occupies a building in a cottage resettlement area under a hire-purchase agreement or rent agreement in a form approved by the Urban Council which he has entered into with a person who is beneficially entitled to such building defaults in payment of any instalment or rent due under such agreement a competent authority may cancel the occupation permit in respect of such building by seven days notice in writing and the provisions of section 50 shall apply as if the occupation permit had been cancelled for breach of condition :

Hire-purchase or rent agreement.

Provided that if a competent authority cancels an occupation permit in accordance with the provisions of this section he may require the person to whom the instalments due under a hire-purchase agreement should have been paid to refund to the person who should have paid such hire-purchase instalments such proportion of payments already made in respect of such building as the competent authority shall consider just.

43. (1) A competent authority may authorize, by occupation permit under his hand or under the hand of an authorized officer, the occupation by any person and his dependants of any building in a cottage resettlement area, subject to the payment of such permit fee therefor as may be prescribed in regulations made under section 51.

Occupation of buildings.

(2) An occupation permit shall be in such form as shall be prescribed by such regulations and shall be in English and in Chinese.

(3) There shall be affixed to each occupation permit a group photograph of the permittee and of the dependants and each occupation permit shall contain a list of the dependants.

Commence-
ment of
occupation.

44. (1) Before any person becomes an occupant of a building in a cottage resettlement area he shall be given, by the competent authority or by an authorized officer, a completed occupation permit.

(2) If a person accepts an occupation permit from the competent authority or an authorized officer and enters into occupation of the premises to which the occupation permit relates, he shall become from the time when he enters into occupation of the premises, a permittee thereof subject to the terms and conditions set forth in the occupation permit and to the provisions of this Ordinance and of any regulations made under section 51.

(3) A competent authority, in his absolute discretion, may make an occupation permit subject to any special conditions not being inconsistent with the provisions of such regulations:

Provided that—

- (i) no special condition shall impose a fee greater than the fee which might be charged in accordance with the provisions of such regulations; and
- (ii) a copy of all such special conditions, in English and in Chinese, shall be inserted in or attached to the occupation permit to form part of the occupation permit and shall be handed to the permittee at the time of imposition of the special conditions.

Revocation
of occupa-
tion permit.

45. (1) A competent authority may revoke any occupation permit issued in accordance with the provisions of section 43 for breach of condition, whether general or special, or in accordance with such conditions.

(2) On any such revocation the permittee and the dependants, as from the date on which the revocation takes effect, shall be deemed to be trespassers and shall be liable to eviction in manner provided in section 50.

(3) On the issue of a notice revoking the occupation permit, the permittee may remove and dispose of any of the materials of which the building is comprised, subject to the rights of any person thereto.

(4) No court shall entertain any proceedings claiming relief in relation to the revocation of an occupation permit under subsection (1).

(5) On the date on which the revocation takes place, the building and all the materials of which it was comprised shall be deemed to be the property of the Crown free from the rights of the permittee but subject to the rights of any other person:

Provided that the competent authority in his absolute discretion and subject to the rights of any other person, may permit a permittee to remove such materials after such date.

(6) Notwithstanding that by reason of the breach of any condition, an occupation permit becomes liable to revocation a competent authority in his discretion may waive such breach and may refrain from revoking such occupation permit upon such conditions as the competent authority shall consider necessary.

(7) If any building in a cottage resettlement area has come into the possession of a competent authority by reason of the revocation of an occupation permit, the competent authority may make the occupation of such building by any other person subject to the payment by such other person to the former permittee or to any other person of such sum as the competent authority shall consider just.

46. (1) Every permittee shall cause to be exhibited in a prominent place in the building occupied by him in a cottage resettlement area the occupation permit issued to him.

Exhibition
of occupa-
tion permit.

(2) There shall be affixed to the occupation permit—

- (a) a group photograph of the permittee and of the dependants permitted to occupy the building to which the occupation permit relates, which photograph shall be signed by a competent authority or authorized officer; and
- (b) the official receipt for the last payment of occupation fee made in respect of the building.

(3) Any permittee who contravenes any of the provisions of this section shall be guilty of an offence and, upon summary conviction, shall be liable to a fine of fifty dollars.

Offences in relation to occupation permit.

47. Any person who—

- (a) fails to produce on demand his occupation permit to a competent authority or authorized officer; or
- (b) defaces, alters or destroys any occupation permit; or
- (c) has in his possession any occupation permit which has been defaced or altered; or
- (d) without lawful authority removes any occupation permit from the building to which it relates,

shall be guilty of an offence and, on summary conviction, shall be liable to a fine of one thousand dollars and to imprisonment for six months.

Amendment of occupation permit.

48. (1) The competent authority may at any time add to or delete from an occupation permit the name and photograph of any dependant thereon and may cancel an occupation permit or any similar card or permit issued under any other enactment relating to the clearance and resettlement of squatters and may issue a new occupation permit in substitution therefor.

(2) When the name and photograph of a dependant has been so deleted, such person shall thereupon cease to be a dependant and from thenceforth shall be deemed to be a trespasser and liable to eviction in manner provided in section 50.

Letting of buildings.

49. (1) A competent authority may let by tenancy card under his hand or under the hand of an authorized officer, for any term or for any period any building in a cottage resettlement area, possession of which has lawfully come into the hands of the Crown or which has been erected out of monies provided out of the general revenue of the Colony and which has not been disposed of by sale or otherwise, subject to the payment therefor, in addition to the permit fee in respect thereof payable under section 43, of such rent as may be prescribed by regulations made under section 51, in the same manner as he is authorized, by section 27, to let any building in a resettlement estate.

(2) The provisions of sections 27, 28, 29, 30, 31 and 32 shall apply to a tenant of any such building in a cottage resettlement area and to his tenancy and to the tenancy card issued to

him in the same manner as these sections apply to a tenant of a building in a resettlement estate, to his tenancy and to the tenancy card issued to him.

(3) Any person who is in occupation of any such building in a cottage resettlement area at the date of the coming into operation of this Ordinance under any permit or other document lawfully issued in accordance with the provisions of any enactment relating to the clearance or resettlement of squatters and is paying a rent or fee therefor to the Crown in addition to the permit fee payable therefor shall be deemed to be in occupation thereof as a tenant in accordance with the provisions of this Ordinance and under a tenancy card issued to him in accordance with the provisions of this section and the exhibition by such person of the permit or other documents issued under any such enactment will constitute the exhibition of a tenancy card in accordance with the provisions of subsection (1) of section 30 so long as such person complies with the provisions of subsection (2) of that section.

50. (1) Any person who is a trespasser or is deemed to be a trespasser under the provisions of section 29, 32, 45 or 48 in any dwelling in any cottage resettlement area shall immediately quit the dwelling when ordered to do so by any authorized officer.

Trespassers to quit.

(2) Any person so ordered who does not forthwith obey such order may be summarily evicted by an authorized officer who may use such force as may be reasonably necessary to evict such person from such dwelling and for that purpose invoke the assistance of the police and of any other authorized officer.

(3) Any person who contravenes the provisions of subsection (1) shall be guilty of an offence and shall be liable, on summary conviction, to a fine of five hundred dollars.

PART VI.

Regulations.

51. (1) The Governor in Council may by regulation prescribe or provide for—

Power of Governor in Council to make regulations.

- (a) the sanitation of resettlement estates and cottage resettlement areas;

- (b) the health of persons within resettlement estates and cottage resettlement areas;
- (c) the manner in which application for permits to erect buildings in cottage resettlement areas shall be made;
- (d) the manner in which and the conditions subject to which buildings in cottage resettlement areas shall be erected and maintained;
- (e) the manner in which and the conditions subject to which trades, businesses, professions and occupations may be carried on in resettlement estates and cottage resettlement areas;
- (f) the inspection of resettlement estates and cottage resettlement areas and of buildings therein;
- (g) the rents to be paid by occupants of buildings in resettlement estates and cottage resettlement areas;
- (h) the fees to be paid for the occupation of buildings in cottage resettlement areas;
- (i) the forms to be used in connexion with this Ordinance;
- (j) generally carrying into effect the provisions of this Ordinance.
- (2) Such regulations may provide that the contravention of any regulation shall constitute an offence and may prescribe penalties for any offence not exceeding a fine of one thousand dollars and to imprisonment for six months and may provide, in addition, for the forfeiture to the Crown of any article in respect of which the offence has been committed.

FIRST SCHEDULE.

[s. 24.]

Resettlement Estates.

Cheung Sha Wan
Hung Hom
Li Cheng Uk
Lo Fu Ngam
Shek Kip Mei
Tai Hang Tung
Wong Tai Sin

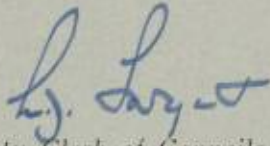
SECOND SCHEDULE.

[s. 37.]

Cottage Resettlement Areas.

Chai Wan
Chuk Yuen
Fu Tau Wat
Healthy Village
Ho Man Tin
King's Park
Lai Chi Kok
Mt. Davis
Ngau Tau Kok
Shek Shan
So Kon Po
Tai Hang Sai
Tai Wo Hau
Tai Wo Ping
Tung Tau.

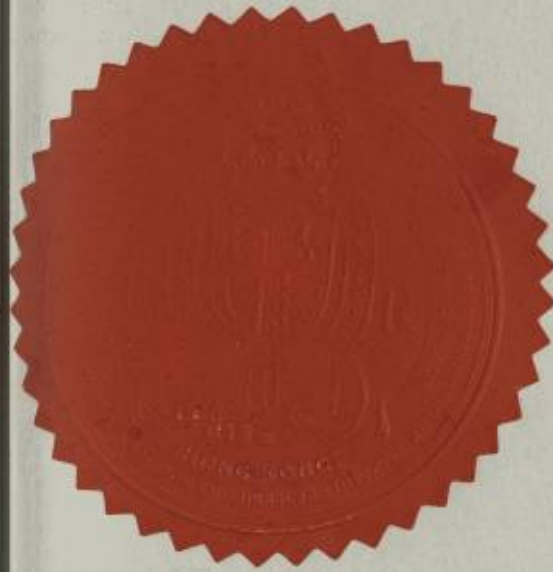
Passed the Legislative Council of Hong Kong, this 28th day of May, 1958.


Deputy Clerk of Councils.

(Secretariat CR3/4802/53)

HONG KONG

No. 17 OF 1958.



I assent.

R. G. Brown
Governor.

29th May, 1958.

An Ordinance to amend the Supreme Court Ordinance, Chapter 4.

[30th May, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Supreme Court Short title. (Amendment) Ordinance, 1958.

Amendment
of section
12.
(Cap. 4).

2. Section 12 of the Supreme Court Ordinance is amended by the addition, after subsection (2), of the following new subsection—

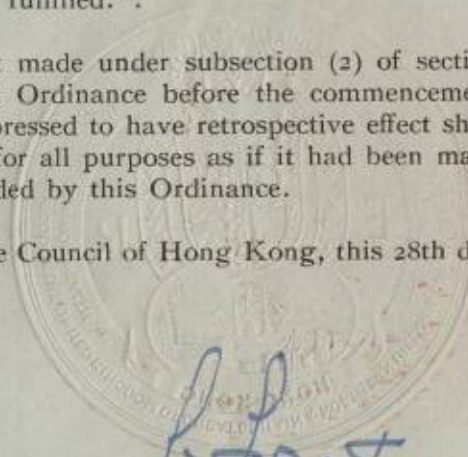
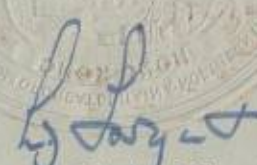
“(3) Any appointment made under the provisions of subsection (2) may be given effect from a date anterior to that of the Letters Patent by which it is made :

Provided that nothing herein shall be deemed to authorize the discharge of any judicial functions by any person so appointed before the date of the Letters Patent or before the requirements of section 2 of the Promissory Oaths Ordinance have been fulfilled.”.

Validation
of previous
retro-
spective
appoint-
ments.

3. Any appointment made under subsection (2) of section 12 of the Supreme Court Ordinance before the commencement of this Ordinance and expressed to have retrospective effect shall be as valid and effectual for all purposes as if it had been made under section 12 as amended by this Ordinance.

Passed the Legislative Council of Hong Kong, this 28th day of May, 1958.

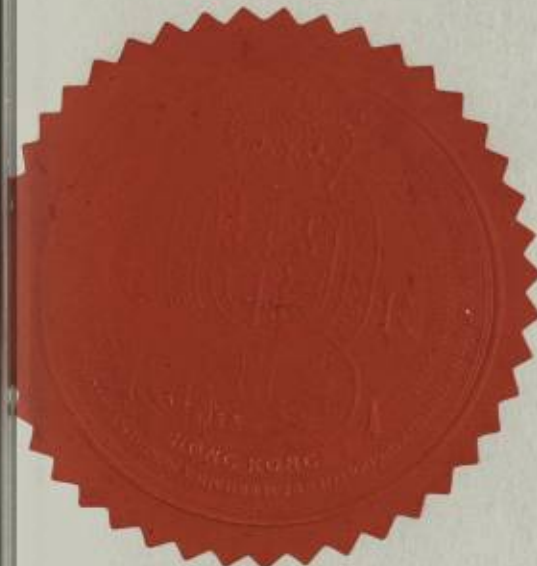
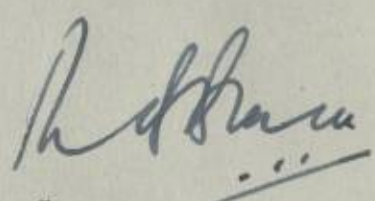


Deputy Clerk of Councils.

(Secretariat GR20/3231/52)

HONG KONG

No. 18 OF 1958.

I assent.



Governor.

29th May, 1958.

An Ordinance to amend the District Court Ordinance, 1953.

[30th May, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the District Court Short title. (Amendment) Ordinance, 1958.

Amendment
of section
4.
(1 of 1953).

2. Section 4 of the District Court Ordinance, 1953 (hereinafter referred to as the principal Ordinance) is amended by the addition, after subsection (2), of the following new subsection—

“(3) Any appointment made under the provisions of subsection (2) may be given effect from a date anterior to that of the instrument by which it is made:

Provided that nothing herein shall be deemed to authorize the discharge of any judicial functions by any person so appointed before the date of the instrument or before the requirements of section 2 of the Promissory Oaths Ordinance have been fulfilled.”.

Repeal and
replace-
ment of
section 10.

3. Section 10 of the principal Ordinance is repealed and replaced by the following—

“Officer of
the Court.

10. (1) The Governor may appoint a registrar of the District Court and such number of deputy registrars and bailiffs as he may think fit; and there may be attached to such court such number of clerks of the court, clerks, interpreters and other officers as the Governor may consider necessary.

(2) In addition to any powers and duties which he is by this or any other enactment enabled to exercise or required to discharge, a registrar, and every deputy registrar, bailiff, clerk of the court, clerk, interpreter and other officer appointed or attached to the District Court under the provisions of subsection (1) may exercise and discharge the like powers and duties, in so far as the same are applicable to the business and proceedings of such Court, as those respectively exercised and discharged by a registrar, deputy registrar, bailiff, clerk of the court, clerk, interpreter or other officer attached to the Supreme Court under subsection (1) of section 17 of the Supreme Court Ordinance.

(Cap. 4).

(3) Any act which under this or any other enactment is required or authorized to be done by a registrar appointed to the District Court under subsection (1) may be performed by a deputy registrar of that Court or by any officer appointed under the style of Deputy Registrar General by virtue of section 3 of the Registrar General (Establishment) Ordinance; and

(Cap. 100).

any process of the court may be executed by any bailiff thereof notwithstanding that it may have been directed personally to some other bailiff.

(4) It shall be lawful, in relation to the business and proceedings of the District Court, for the Registrar and every deputy registrar and bailiff attached to the Supreme Court under subsection (1) of section 17 of the Supreme Court Ordinance to exercise any power or discharge any duty which such Registrar, deputy registrar or bailiff might respectively have exercised or discharged under subsections (2) and (3) of this section if he had been appointed or attached to the District Court under subsection (1) of this section.

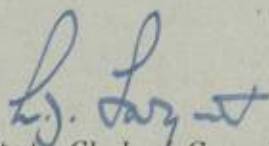
(5) In the exercise of his powers and discharge of his duties under this Ordinance, any person to whom this section applies shall be subject to the same liabilities and penalties and have the benefit of the same protection as attach by virtue of the provisions of the Supreme Court Ordinance, to a person exercising or discharging similar powers or duties under that Ordinance, or as attached by virtue of the provisions of the Supreme Court (Summary Jurisdiction) Ordinance to a person exercising or discharging similar powers or duties under that Ordinance immediately before the commencement of this Ordinance.”.

(Cap. 5).

4. Any appointment made under subsection (2) of section 4 of the District Court Ordinance before the commencement of this Ordinance and expressed to have retrospective effect shall be as valid and effectual for all purposes as if it had been made under that section as amended by this Ordinance.

Validation
of previous
retro-
spective
appoint-
ments.

Passed the Legislative Council of Hong Kong, this 28th day of May, 1958.



Deputy Clerk of Councils.

(Secretariat GR20/3231/52)

HONG KONG

No. 19 OF 1958.

I assent.



[Signature]
Governor.

12th June, 1958.

An Ordinance to amend the Medical Registration Ordinance,
1957.

[13th June, 1958.]

BE it enacted by the Governor of Hong Kong, with the
advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Medical Registration Short title.
(Amendment) Ordinance, 1958.

2. Subsection (1) of section 30 of the Medical Registration Ordinance, 1957 (hereinafter referred to as the principal Ordinance) is amended by the deletion of the word "Nothing" and the substitution therefor of the following—

Amendment
of section
30.
(25 of
1957).

"Subject to the provisions of section 30A, nothing".

Addition
of new
section
30A.

3. The principal Ordinance is amended by the addition after section 30 of the following new section—

"Treatment
of diseases
of the eye.

30A. (1) Notwithstanding the provisions of section 30, no person unless he is a registered medical practitioner or is provisionally registered shall hold himself out as being qualified, competent or willing to undertake the treatment of diseases of the human eye or the prescription of remedies therefor, or the giving of advice in connexion with the treatment thereof :

Provided that nothing in this section shall be taken to prohibit a person who is not a registered medical practitioner from holding himself out as being qualified, competent or willing to test refraction, visual acuity and colour vision, or to make or provide spectacles or other optical appliances for the remedy of defects of vision.

(2) Any person who contravenes the provisions of subsection (1) shall be guilty of an offence and on summary conviction shall be liable to a fine of two thousand dollars and to imprisonment for six months."

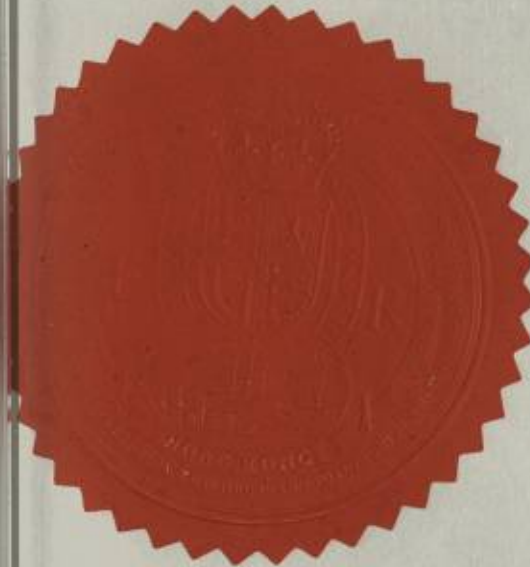
Passed the Legislative Council of Hong Kong, this 11th day of June, 1958.

Deputy Clerk of Councils.

(Secretariat CR8/3231/53II)

HONG KONG

No. 20 OF 1958.



I assent.

Governor.

26th June, 1958.

An Ordinance to amend the Quarantine and Prevention of Disease Ordinance, Chapter 141, and to repeal the Vaccination Ordinance, 1923.

[27th June, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Quarantine and Prevention of Disease (Amendment) Ordinance, 1958. Short title.

2. Section 59 of the Quarantine and Prevention of Disease Ordinance (hereinafter referred to as the principal Ordinance) is amended by the deletion of the proviso thereto. Amend-
ment of
section 59.
(Cap. 141).

Insertion
of new
section 59A.

3. The principal Ordinance is amended by the insertion after section 59 of the following new section—

“Power to
require
evidence of
protection
against
smallpox
in certain
cases.

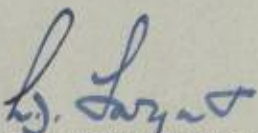
59A. (1) Notwithstanding anything contained in sections 58 and 59, it shall be lawful for a health officer to require any person arriving in the Colony by vessel, aircraft or by any other means, who does not show evidence of having previously suffered from smallpox, to produce a valid international certificate of vaccination against smallpox.

(2) If any person, when so required under subsection (1), fails to produce such valid international certificate the health officer shall offer him vaccination free of charge; and if such person refuses to be vaccinated the health officer may place him under surveillance for a period not exceeding fourteen days reckoned from the date of his departure from the last territory before arrival in the Colony.”

Repeal
of the
Vaccination
Ordinance,
1923.
(12 of
1923).

4. The Vaccination Ordinance, 1923, is repealed.

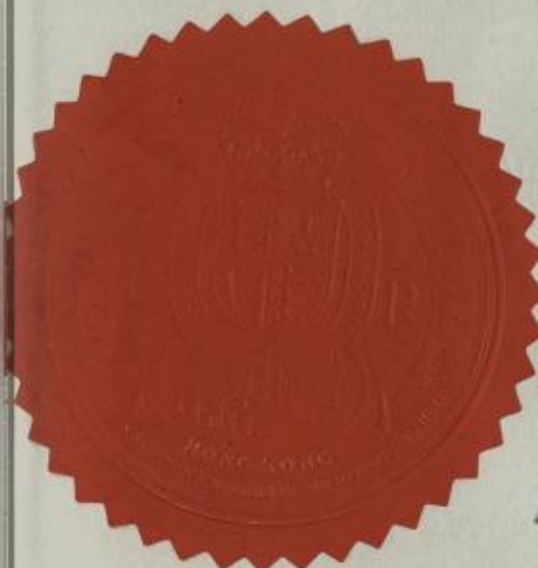
Passed the Legislative Council of Hong Kong, this 25th day of June, 1958.


Deputy Clerk of Councils.

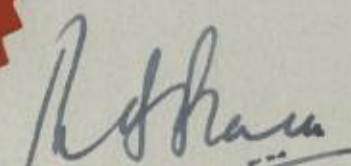
(Secretariat GR3233/57)

HONG KONG

No. 21 OF 1958.



I assent.



Governor.

26th June, 1958.

An Ordinance to amend the Maintenance Orders (Facilities for Enforcement) Ordinance, Chapter 15.

[27th June, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

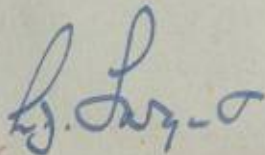
1. This Ordinance may be cited as the Maintenance Orders (Facilities for Enforcement) (Amendment) Ordinance, 1958. Short title.

2. Section 12 of the Maintenance Orders (Facilities for Enforcement) Ordinance is amended by the deletion of the full stop at the end thereof and the addition thereafter of the following—

“or to the competent authority appointed under the law of such possession or territory for the receipt and transmission of maintenance orders.”

Amendment
of section
12.
(Cap. 15).

Passed the Legislative Council of Hong Kong, this 25th day of June, 1958.



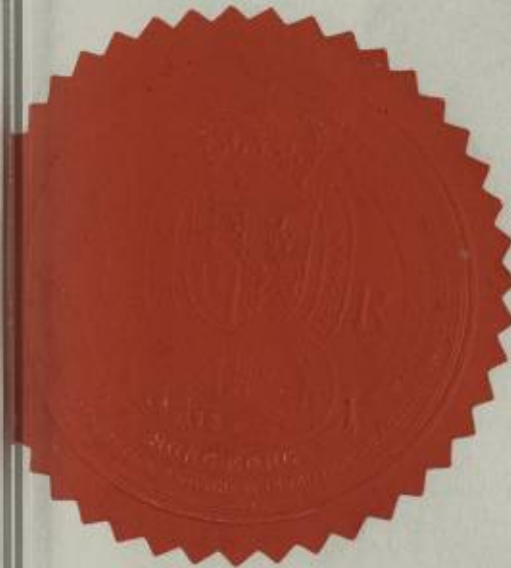
Deputy Clerk of Councils.

(Secretariat GR3/2731/55)

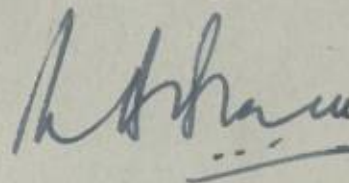


HONG KONG

No. 22 OF 1958.



I assent.



Governor.

26th June, 1958.

An Ordinance to validate the collection of stamp duties on certain instruments affecting land in the New Territories to which Part II of the New Territories Ordinance does not apply.

[27th June, 1958.]

WHEREAS—

Preamble.

- (a) by virtue of regulation 2 of the Stamp (N.T.) (Exemption and Modification) Regulations, 1952, all instruments, except conveyances on sale and voluntary dispositions *inter vivos*, affecting land in the New Territories were exempted from stamp duty;
- (b) by virtue of regulation 3 of the said regulations, conveyances on sale and voluntary dispositions *inter vivos* affecting land in the New Territories not being land in New Kowloon were made chargeable with the stamp

duties specified in the Stamp Ordinance and the Schedule thereto subject to the modifications shown in the second column of the Schedule to the said regulations;

- (c) the aforesaid exemption and modifications were never intended to extend to any instrument affecting land in the New Territories to which Part II of the New Territories Ordinance does not apply;
- (d) the Collector of Stamp Revenue has since collected from time to time stamp duties on instruments affecting land in the New Territories to which Part II of the New Territories Ordinance does not apply at the rates specified in the Stamp Ordinance, without applying such exemption and modifications;
- (e) the Stamp (N.T.) (Exemption and Modification) (Amendment) Regulations, 1958, make provision to exclude all instruments affecting land in the New Territories to which Part II of the New Territories Ordinance does not apply from the aforesaid exemption and modifications;
- (f) it is expedient to validate the collection of stamp duties on such instruments since the coming into operation of the Stamp (N.T.) (Exemption and Modification) Regulations, 1952.

NOW, THEREFORE, BE IT ENACTED by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

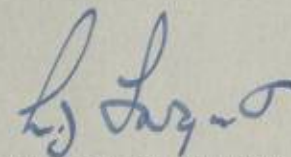
Short title. **1.** This Ordinance may be cited as the Stamp Duty Collection (Validation) Ordinance, 1958.

Validation. **2.** All stamp duties collected by the Collector of Stamp Revenue since the coming into operation of the Stamp (N.T.) (Exemption and Modification) Regulations, 1952, on any instrument affecting land in the New Territories to which Part II of the New Territories Ordinance does not apply shall be deemed to have been lawfully collected in all cases where the same would have been lawfully collected if the Stamp (N.T.) (Exemption and Modification) (Amendment) Regulations, 1958, had been in operation at the date of the collection.

(G.N.A.
141/52).

(Cap. 97).

Passed the Legislative Council of Hong Kong, this 25th day of June, 1958.

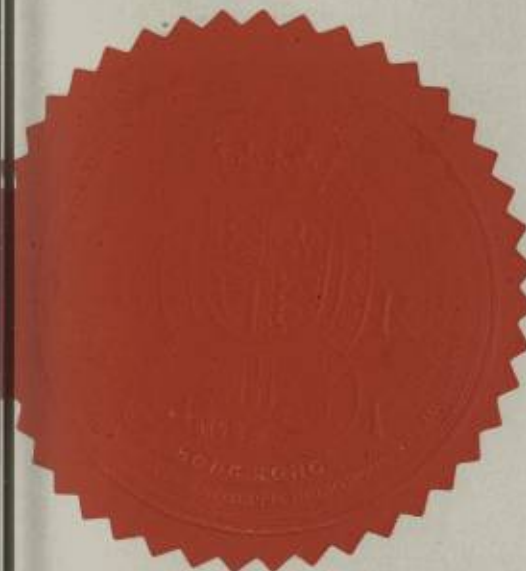


Deputy Clerk of Councils.

(Secretariat GR1/3601/47)

HONG KONG

No. 23 OF 1958.



I assent.

Governor.

10th July, 1958.

An Ordinance to amend the law relating to the acquisition and holding of land by charities and to make provision for purposes connected therewith.

[]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Charities (Land Acquisition) Ordinance, 1958, and shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*.

Short title
and com-
mencement.

2. In this Ordinance, unless the context otherwise requires—
“assurance” includes a gift, grant, conveyance, assignment, appointment, lease, transfer, settlement, mortgage, charge, incumbrance, devise, bequest and every other assurance by deed, will or other instrument;

Inter-
pretation.

“charitable purpose” means any of the following purposes—

- (a) the relief of poverty;
- (b) the advancement of art, education, learning, literature, science or research;
- (c) the making of provision for the cure or mitigation or prevention of, or for the care of persons suffering from or subject to, any disease or infirmity or disability affecting human beings (including the care of women before, during and after child-birth);
- (d) the advancement of religion;
- (e) any ecclesiastical purpose;
- (f) the promotion of the moral, social and physical well-being of the community;
- (g) any other purpose beneficial to the community not falling under any of the preceding paragraphs;

“charity” means—

- (a) any body of persons, whether corporate or unincorporate, established primarily for any charitable purpose; and
- (b) any body corporate incorporated by any Ordinance specified in the First Schedule; and
- (c) any body of trustees incorporated under the Registered Trustees Incorporation Ordinance, 1958;

First Schedule.

“land” includes any estate or interest in land, buildings, messuages and tenements of what nature or kind soever;

“mortgage” includes any mortgage or charge legal or equitable of or upon land;

“will” includes codicil.

3. (1) Save as in this Ordinance expressly provided and notwithstanding the provisions of any other enactment, land shall not be assured to or for the benefit of or acquired or possessed by or on behalf of or for the benefit of any charity or assured, acquired or possessed for any charitable purpose, otherwise than under the authority of a licence granted by the Governor, and if any land is so assured, acquired or possessed otherwise than as aforesaid, such land shall be liable to forfeiture to the Crown from the date of such assurance, acquisition or possession, and the Crown may enter on and hold the land accordingly.

Prohibition against acquisition of land by charities except by licence of the Governor.

(2) For the purposes of this section, the Crown's right of re-entry shall be enforceable under and in accordance with the provisions of the Crown Rights (Re-entry) Ordinance and the provisions of that Ordinance shall apply as if such right of re-entry had arisen by reason of the breach of a covenant in a Crown lease:

(Cap. 126).

Provided that where an applicant for relief applies to the Court under section 3 of that Ordinance, no relief shall be granted by the Court except where the applicant satisfies the Court that the land in question was not assured, acquired or possessed in contravention of any of the provisions of this Ordinance.

4. (1) The Governor may on application grant a licence for the acquisition and holding of land by any charity or for any charitable purpose, and any such licence shall be subject to such conditions and limitations as the Governor may think fit to impose.

Issue of licence to hold land.

(2) A licence granted under this section shall be in the form prescribed in the Second Schedule or as near thereto as circumstances admit.

Second Schedule.

(3) A fee of twenty dollars shall be paid on the issue of any licence granted under this section.

Land assured by will.

5. Land may be assured by will to or for the benefit of any charity or for any charitable purpose but, notwithstanding anything in the will contained to the contrary, such land shall be sold within one year after the death of the testator, unless a licence to hold the land is granted under section 4.

Bequest for purchase of land.

6. Any personal estate bequeathed by will to or for the benefit of any charity or for any charitable purpose and directed to be laid out in the purchase or the acquisition of land by or for the benefit of such charity or for such charitable purpose shall be held by or for the benefit of such charity or for such charitable purpose as though there had been no such direction, unless a licence to acquire and hold such land is granted under section 4.

Application of sections 5 and 6.

7. This Ordinance shall not apply to the will of a testator dying before the commencement of this Ordinance.

Mortgages.

8. Notwithstanding anything contained in section 3, moneys belonging to any charity or held for any charitable purpose may be invested on mortgage, without the land which forms the subject of the mortgage being deemed to be land assured, acquired or possessed in contravention of the provisions of that section :

Provided always that in every case in which the equity of redemption of any land comprised in any such mortgage shall by foreclosure or otherwise become barred or released, the land shall thenceforth be held in trust to be sold and converted into money, and shall be sold accordingly within six months after the date upon which such equity of redemption became barred or released unless a licence to hold such land is granted under section 4.

Application to certain bodies corporate.

9. It is hereby further declared that in the case of each of the bodies corporate incorporated by the Ordinances specified in Part II of the First Schedule, the provisions of this Ordinance shall apply in place of any restriction upon the acquisition or holding of land contained in the Ordinance under which the body corporate is incorporated.

10. Nothing in this Ordinance shall affect any land assured to or for the benefit of or acquired or possessed by or on behalf of or for the benefit of any charity or assured, acquired or possessed for any charitable purpose before the commencement of this Ordinance including any right or interest comprised in or arising out of any mortgage executed before the commencement of this Ordinance.

Saving in relation to assurances before the commencement of this Ordinance.

FIRST SCHEDULE.

[ss. 2 & 9.]

CORPORATIONS SPECIFIED FOR THE PURPOSES OF SECTIONS 2 AND 9.

PART I.

<i>Reference.</i>	<i>Ordinance.</i>
Cap. 266	Bishop of the Roman Catholic Church in Hong Kong Incorporation.
.. 267	Bishop of Victoria Incorporation.
.. 272	China Congregational Church.
.. 273	China Fleet Club Incorporation.
.. 275	Chinese Anglican Church Body Incorporation.
.. 276	Chinese Young Men's Christian Association.
.. 277	Church of England Trust.
.. 280	Diocesan School and Orphanage Incorporation.
.. 281	Dominican Missions.
.. 284	Helena May Institute for Women.
.. 287	Hong Kong Anti-Tuberculosis Association Incorporation.
.. 288	The Hong Kong Chinese Christian Churches Union Incorporation.
.. 289	Hong Kong War Memorial Fund.
.. 290	Hop Yat Tong Church of Christ Hong Kong Incorporation.
.. 294	Kowloon Tong Church of the Chinese Christian and Missionary Alliance Incorporation.
.. 295	Kowloon Union Church Incorporation.
.. 296	London Missionary Society Incorporation.
.. 297	Masonic Benevolence Fund Incorporation.
.. 298	Matilda and War Memorial Hospital.
.. 299	Missions Etrangeres Incorporation.
.. 306	Po Leung Kuk Incorporation.
.. 308	Sailors Home and Missions to Seamen Incorporation.
.. 315	St. Stephen's College Incorporation.
.. 316	Trustees of the Chater (Cathedral and St. Andrew's) Endowment Funds Incorporation.

<i>Reference.</i>	<i>Ordinance.</i>
Cap. 317	Tung Wah Hospital.
.. 318	Union Church Incorporation.
.. 319	University.
.. 320	Young Men's Christian Association.
No. 7/51	The Hong Kong Council of Social Service Incorporation.
.. 8/51	Society for the Protection of Children Incorporation.
.. 17/51	The Hong Kong Housing Society Incorporation.
.. 19/51	Chinese Rhenish Church, Hong Kong Synod.
.. 31/51	Children's Playground Association.
.. 35/51	The Salvation Army.
.. 2/52	Church of Christ in China, Wanchai Church, Incorporation.
.. 22/52	Pentecostal Holiness Church Incorporation.
.. 39/53	Institute of Marist Brothers of the Schools Incorporation.
.. 40/53	Hong Kong Juvenile Care Centre Incorporation.
.. 10/54	Pok Oi Hospital Incorporation.
.. 14/54	The Emmanuel Church Incorporation.
.. 15/54	Daughters of Mary Help of Christians Incorporation.
.. 16/54	Portuguese Community Schools Incorporation.
.. 24/54	The Alice Ho Miu Ling Nethersole Hospital Incorporation.
.. 29/54	Tsimshatsui Baptist Church.
.. 34/54	Hoseinee Society of Hong Kong Incorporation.
.. 38/54	Services Welfare Association Incorporation.

PART II.

<i>Reference.</i>	<i>Ordinance.</i>
Cap. 265	Basel Evangelical Missionary Society Incorporation.
.. 268	Boy Scouts Association.
.. 269	Catholic Mission of Macao Incorporation.
.. 270	Chater Masonic Scholarship Fund.
.. 271	Cheero Club Incorporation.
.. 274	China Peniel Missionary Society Incorporation.
.. 279	Daughters of Charity of the Canossian Institute Incorporation.
.. 282	Maryknoll Sisters of St. Dominic Incorporation.
.. 283	Girl Guides Association (Hong Kong Branch).
.. 291	Irish Province of the Order of Franciscans Minor Incorporation.
.. 292	Jesuit Order (English Assistancy) Incorporation.
.. 293	Jesuit Order (Portuguese Province) Incorporation.
.. 300	Morrison Scholarships Fund Incorporation.
.. 305	Petites Soeurs des Pauvres, St. Pern, Bretagne, Incorporation.

<i>Reference.</i>	<i>Ordinance.</i>
Cap. 307	Pontifical Foreign Missions Institute Incorporation.
.. 309	Salesian Society Incorporation.
.. 311	Sisters of the Precious Blood Order Incorporation.
.. 312	Soeurs de Saint Paul de Chartres Incorporation.
.. 314	St. Joseph's College Incorporation.
.. 321	Zetland Hall Trustees Incorporation.
No. 34/50	Norwegian Seamen's Mission, Incorporation.
.. 22/51	Order of St. John.
.. 17/55	Hong Kong Baptist Church.
.. 23/55	Ling Liang World-Wide Evangelistic Mission Incorporation.
.. 29/55	Chung Chi College Incorporation.
.. 35/55	Franciscan Missionaries of Mary Incorporation.
.. 39/55	The Hong Kong Christian Council Incorporation.
.. 49/55	The Congregation of Our Lady of Charity of the Good Shepherd of Angers at Hong Kong Incorporation.
.. 4/56	The Hong Kong Society for the Blind Incorporation.
.. 6/56	The Society for the Relief of Disabled Children Incorporation.
.. 9/56	Institute of the Soeurs des Missions Etrangeres Incorporation.
.. 20/56	St. John's College.
.. 32/56	Tsung Tsin Mission of Hong Kong Incorporation.
.. 43/56	Hong Kong Tramways Educational Trust Fund
.. 3/57	The Board of Trustees of The United College of Hong Kong Incorporation.
.. 16/57	Kowloon City Baptist Church.
.. 26/57	Munsang College Incorporation.

SECOND SCHEDULE. [s. 4(2).]

Form of licence to hold land.

CHARITIES (LAND ACQUISITION) ORDINANCE, 1958.
(No. 23 of 1958).

The Governor hereby licenses (insert name or description of charity or person)
to acquire and hold the land hereunder described (insert description of land)
.....
.....
(or to acquire and hold land not exceeding in the whole
.....) for the following charitable purposes (insert description of purposes)

Inter-pretation.

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

“body of persons” means—

- (a) any community of persons bound together by custom, religion, kinship, nationality or regional or local interests; or
- (b) any body or association of persons established for any charitable purpose within the meaning of section 2 of the Charities (Land Acquisition) Ordinance, 1958,

the objects of which in either case do not involve the acquisition of gain by such community of persons or body or association of persons or its individual members, as the case may be;

“certificate” means a certificate of incorporation granted under section 4 of this Ordinance;

“corporation” means trustees incorporated in accordance with the provisions of this Ordinance and their successors in office;

“Registrar” means the Registrar of Companies.

Application for certificate of incorporation.

3. (1) The duly appointed trustees, who shall in number be not less than three nor more than seven, for the time being of any body of persons may apply to the Registrar for a certificate of incorporation.

(2) Every application shall be in writing signed by the trustees and shall contain the several particulars specified in the First Schedule, or such of them as are applicable to the case, and shall be franked denoting payment of the prescribed fee.

First Schedule.

(3) The Registrar may require such declaration or other evidence in verification of the statements and particulars in the application, and such other particulars, information and evidence, if any, as he may think fit.

4. (1) If the Governor, having regard to the nature and objects and other circumstances of a body of persons in respect of which application has been made for a certificate in accordance with the provisions of section 3, and having regard to the public interest, considers the incorporation of the trustees of such body expedient, he may, upon payment to the Registrar of the prescribed fee therefor, grant a certificate of incorporation, and such certificate shall be subject to such conditions or directions as may be inserted therein; and the Governor may at any time cancel or amend such certificate.

Grant of a certificate of incorporation.

(2) From the date of the grant of the certificate, the trustees and their successors in office shall be a body corporate by the name set forth in the certificate and in that name shall have perpetual succession, and may sue and be sued, and shall have and use a common seal.

(3) Subject to the conditions or directions (if any) inserted in the certificate and to the provisions of the Charities (Land Acquisition) Ordinance, 1958, the corporation shall have power to acquire and hold and by instrument under its common seal to convey, assign, demise, surrender, exchange, mortgage or otherwise deal with any movable or immovable property in such and the like manner and subject to such restrictions and provisions as such trustees might without such incorporation acquire, hold, convey, assign, demise, surrender, exchange, mortgage or otherwise deal with the same for the purposes of such body of persons.

5. (1) When the Governor has granted, cancelled or amended a certificate, the Registrar shall cause notice thereof to be published in the *Gazette*.

Notice of incorporation and validity of certificate.

(2) A certificate shall be conclusive evidence that all preliminary requirements of this Ordinance in respect of such incorporation have been complied with, and the date of such certificate shall be deemed to be the date on which incorporation took place.

Common seal.

6. (1) The common seal of a corporation shall bear such device as may be approved by the Registrar, and shall bear the name of the corporation.

(2) The seal shall not be changed except with the consent of the Registrar, who, if satisfied that such change is necessary or desirable, may upon payment of the prescribed fee give his consent thereto.

Vesting of land.

7. Where any land belongs to or is held in trust for a body of persons and trustees of that body have been incorporated under the provisions of this Ordinance, the person whose name appears in the Land Office registers as the owner thereof, shall, upon demand made by the corporation, cause the land to be assigned to the corporation, and upon assignment the land shall vest in the corporation in trust for such body of persons :

Provided that nothing in this section shall be deemed to absolve the corporation from compliance with the requirements of the Charities (Land Acquisition) Ordinance, 1958, or with any conditions or directions inserted in the certificate of incorporation.

Change of trustees.

8. Where a certificate has been granted, vacancies in the number of the trustees shall from time to time be filled so far as is required by the constitution, settlement or rules of the body of persons or by such conditions or directions as may be contained in the certificate, by such legal means as would have been available for the appointment of new trustees of such body of persons if no certificate had been granted, or otherwise as may be required by such conditions or directions aforesaid.

Notification of change of principal office or trustees.

9. (1) Notice of any change in the situation of the principal office shall be given not later than twenty-eight days after the change, to the Registrar.

(2) Within twenty-eight days after the appointment of each new member of a corporation, a notification thereof by the corporation containing particulars of the full name and aliases (if any), residential address, occupation and nationality of the new

member, together with such evidence as the Registrar may require of such appointment and the consent in writing of such new member to his appointment, shall be delivered to the Registrar.

(3) Within twenty-eight days after the death, resignation or removal of a member of a corporation, a notification thereof by the corporation shall be delivered to the Registrar together with such evidence as the Registrar may require.

(4) The Registrar, if satisfied with the evidence produced to him under this section, shall, upon payment of the prescribed fee, register the change in the address of the principal office or the appointment of any new member and the death, resignation or removal of any member who has died, resigned or been removed, as the case may be.

(5) Where any corporation fails to give notice as required by this section, every member of such corporation shall be guilty of an offence and liable upon summary conviction to a fine of five hundred dollars :

Provided that it shall be a good defence for any member to prove that he did not know and could not readily have learnt of such change or in the case of a newly appointed member that he did not give his consent to such appointment and did not act as a member.

10. (1) The Registrar shall maintain a register of all corporations and shall have custody of all applications for certificates of incorporation of such corporations, and all documents submitted in connexion therewith.

Registers and documents.

(2) Such register shall be open to inspection by the general public during office hours on payment of the prescribed fee.

(3) Upon payment of the prescribed fee, any person may inspect any document registered with or kept by the Registrar under the provisions of this Ordinance and may require a copy or extract of any such document to be made and certified under the hand of the Registrar.

11. After a certificate has been granted under the provisions of this Ordinance, all trustees constituting the corporation in respect of which the certificate has been granted, notwithstanding their incorporation, shall be chargeable for such property as comes or has come into their hands, and shall be answerable and

Liability of trustees notwithstanding incorporation.

accountable for their own acts, receipts, neglects, and defaults and for the due administration of the trusts and property in the same manner and to the same extent as if no such incorporation had been effected.

Gifts.

12. After the incorporation of the trustees of any body of persons in accordance with the provisions of this Ordinance, every donation, gift and disposition of property theretofore lawfully made but not having taken effect, or thereafter lawfully made by deed, will or otherwise to or in favour of such body or the trustees thereof, or otherwise for the purposes thereof, shall take effect as if the same had been made to or in favour of the corporation or otherwise for the like purposes.

Contracts.

13. Every contract made or entered into by the trustees of a body of persons which would be valid and binding according to the constitution, settlement or rules of such body of persons if no such incorporation had taken place as aforesaid, shall be valid and binding although the same has not been made or entered into under the common seal of the corporation.

Enforcement of conditions and directions.

14. All conditions and directions inserted in any certificate shall be binding upon and performed or observed by the corporation as trusts of the body of persons for which it is trustee.

Fees. Second Schedule.

15. (1) The fees payable under the provisions of this Ordinance shall be as set out in the Second Schedule hereto, and shall be taken in the office of the Registrar and paid into the general revenue of the Colony.

(2) The Governor in Council may from time to time amend the Second Schedule :

Provided that no such order shall come into operation until it has been approved by resolution of the Legislative Council.

FIRST SCHEDULE. [s. 3(2).]

Particulars to accompany application for registration.

The nature and the objects of the body of persons, and the rules and regulations of the same, together with a copy of every deed, will, or other instrument, if any, creating, constituting or regulating the same.

A statement and short description of the property of every kind which at the date of application is possessed by, or belongs to, or is held on behalf of the body of persons.

The names, including aliases, if any, residential addresses, occupations and nationalities of the trustees of the body of persons.

The proposed title of the corporation of which title the words "Trustees" and "Incorporated" shall form part.

The address of the principal office of the corporation.

The proposed device of the common seal which in all cases shall bear the name of the corporation.

The regulations for the custody and use of the common seal.

SECOND SCHEDULE. [s. 15(1).]

Fees.

Section.	Subject.	Fee.
3(2)	Application for certificate	\$ 20
4(1)	Grant of certificate	\$100
	Alteration or amendment of certificate	\$ 20
6(2)	Change of name or seal	\$ 20
9(3)	Registration of notification of the appointment, removal, death or resignation of a trustee—	
	for each trustee	\$ 5
10(2)	Inspection of register and/or documents relating to a corporation	\$ 1
10(3)	Certifying any copy or extract of any document	\$ 5
	Supplying a certified copy or extract of any document—	
	(a) Where the copy of extract has been prepared in the office of the Registrar, per folio of 72 words, or part thereof	75 cents
	(b) Where the copy or extract has not been prepared in the office of the Registrar, per folio of 72 words or part thereof	10 cents

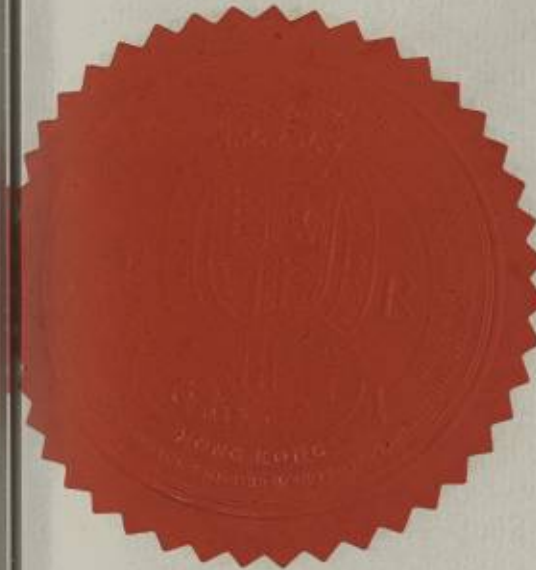
Passed the Legislative Council of Hong Kong, this 9th day of July, 1958.

H. J. Lary
Deputy Clerk of Councils.

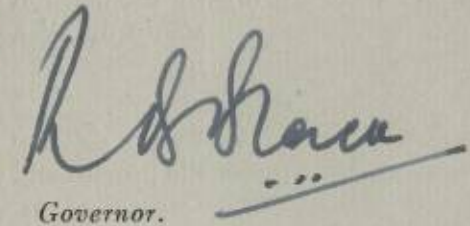
(Secretariat BL2/3220/54)

HONG KONG

No. 25 OF 1958.



I assent.


Governor.

10th July, 1958.

An Ordinance to amend the Companies Ordinance, Chapter 32.

[]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Companies (Amendment) Ordinance, 1958, and shall come into operation on the day appointed for the commencement of the Charities (Land Acquisition) Ordinance, 1958. Short title and commencement.

2. Section 17 of the Companies Ordinance (hereinafter referred to as the principal Ordinance) is amended— Amendment of section 17. (Cap. 32).

(a) by the deletion of the proviso to subsection (1) and the substitution therefor of the following—

“Provided that a company formed primarily for any charitable purpose within the meaning of section 2 of the Charities (Land Acquisition) Ordinance,

1958, shall not hold land in the Colony otherwise than in accordance with the provisions of that Ordinance.”; and

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

“(2) For the purposes of this section, the expression “land” includes any estate or interest in land, buildings, messuages and tenements of what nature or kind soever.”.

Amendment of section 49.

3. Subsection (4) of section 49 of the principal Ordinance is amended—

(a) by the deletion of the words “any enactments relating to stamp duty” and the substitution therefor of the following—

“the Ninth Schedule”; and

(b) by the deletion of the words “stamp duty” appearing in the proviso and the substitution therefor of the following—

“the Ninth Schedule”.

Amendment of section 107.

4. Subsection (3) of section 107 of the principal Ordinance is amended by the addition after paragraph (i) of the following new paragraph—

“(j) the total amount paid (if any) on shares forfeited;”.

Amendment of section 109.

5. Subsection (3) of section 109 of the principal Ordinance is amended by the insertion after the words “such balance sheet” of the following—

“or report”.

Amendment of section 131A.

6. Section 131A of the principal Ordinance is amended by the addition after subsection (4) of the following new subsection—

“(5) The remuneration of the Legal Adviser in respect of—

(a) each case referred to the Penal Cases Committee under subsection (4) of section 131B; and

(b) sittings of the Board for the purpose of inquiries under subsection (6) of section 131B; and

(c) preliminary work carried out by him in relation to the matters aforesaid; and

(d) legal work carried out by him in connexion with an appeal under section 131F,

shall be determined by the Governor and shall be paid from the general revenue of the Colony.”.

7. Subsection (2) of section 270 of the principal Ordinance is amended by the deletion of the figures “130” and the substitution therefor of the following—

“128”.

8. Subsection (1) of section 280 of the principal Ordinance is amended by the insertion after the words “not so required” of the following—

“on fixed deposit with such bank as the Committee and the Official Receiver shall think fit or”.

9. Subsection (1) of section 290 of the principal Ordinance is amended by the deletion of the word “fifty” and the substitution therefor of the following—

“seventy five”.

10. Subsection (1) of section 345 of the principal Ordinance is amended by the deletion of the words “and the forms in the Second and Sixth Schedules” and the substitution therefor of the following—

“and the form in the Sixth Schedule”.

11. The principal Ordinance is amended by the deletion of the Second Schedule. Deletion of the Second Schedule.

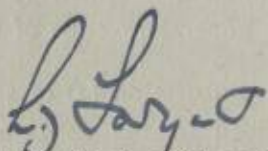
12. The Ninth Schedule of the principal Ordinance is amended— Amendment of the Ninth Schedule.

(a) in Part II by the deletion of the figures “3.00” appearing in the second column and the substitution therefor of the following—

“5.00”; and

(b) in Part IV by the deletion of item (a).

Passed the Legislative Council of Hong Kong, this 9th day of July, 1958.

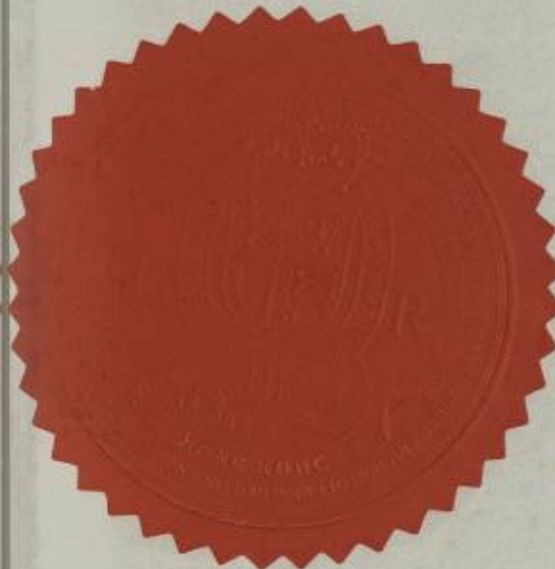
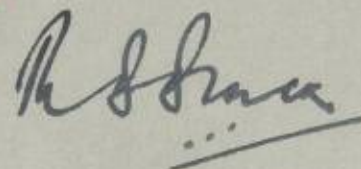

Deputy Clerk of Councils.

(Secretariat BL2/3220/54)

HONG KONG

No. 26 OF 1958.

I assent.

Governor.

21st August, 1958.

An Ordinance to conserve the resources of pearl oysters in the Colony and to regulate the culture of pearls.

[]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Pearl Culture (Control) Ordinance, 1958, and shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*.

Short title
and com-
mencement.

Interpre-
tation.

2. In this Ordinance, unless the context otherwise requires—
- “cultivation area” means any area declared under section 5 to be an area within which live pearl oysters may be kept for the culture of pearls therein;
- “cultivate” in relation to pearl oysters includes any operation for the purpose of promoting the growth of such oysters;
- “culture” in relation to pearl oysters includes any operation directed to the propagation of pearls in pearl oysters by the process of inserting foreign bodies into such oysters in order to promote therein the formation of pearls;
- “Director” means the Director of Agriculture, Fisheries and Forestry;
- “licensee” means the holder of a licence issued for the purposes of this Ordinance by the Director under the hand of a public officer appointed by him so to do;
- “pearl oyster” means an oyster of the genus *Pteria* or of any of the genera and species of oyster commonly known as “Penguin” or “Wing” and any other genus or species of oyster which the Director declares by notice in the *Gazette* to be a genus or species of pearl oyster;
- “process” means the extraction of pearls from pearl oysters and any subsequent operation, including polishing, leading to the preparation of the extracted pearl for marketing;
- “raft” includes any device or structure used or intended to be used for the cultivation of pearl oysters;
- “vessel” means any ship, junk, sampan, boat or other description of craft within the waters of the Colony, but does not include registered ocean going ships nor any ships or vessels belonging to Her Majesty or the Government of any foreign power or the Government of any Commonwealth Country or the Government of the Republic of Ireland.

3. (1) The Director may keep in his custody in sealed bottles type specimens of pearl oysters which when produced by the Director or on his behalf in any court shall be presumed, without further proof, to be type specimens of such oysters.

Production in evidence of type specimens of pearl oysters.

(2) Any member of the public shall on application to the Director be entitled during office hours to examine such type specimens free of charge.

4. (1) The Governor may appoint in writing any number of public officers to be—

Appoint-
ment of
officers.

- (a) fisheries inspectors (漁業督察); and
- (b) assistant fisheries inspectors (漁業副督察).

(2) Appointments made under this section may be made to give effect to the purposes of this Ordinance generally or may be limited to such purposes as may be specified in the appointment.

5. The Director may, from time to time by notification in the *Gazette*, declare any area within the waters of the Colony to be an area within which live pearl oysters may be cultivated for the culture of pearls.

Prescrip-
tion of
cultivation
areas.

6. (1) Upon payment of such fees as may be prescribed by regulations made under section 16, the Director may grant to any person applying therefor—

Licensing.

- (a) a temporary licence for a period of six months to enable the Director to assess the competence of the holder thereof to cultivate pearl oysters or to culture pearls; or
- (b) a licence for a period of five years (inclusive of the duration of any temporary licence granted to the same person under paragraph (a)) renewable for further periods of five years each.

- (2) Every licence granted under this section shall—
 - (a) specify the cultivation area in respect of which it is granted; and
 - (b) be granted subject to any regulations made under section 16; and
 - (c) be granted subject to any conditions which may be specified in such licence by the Director.
- (3) Any licence granted under this section shall be liable to cancellation by the Director—
 - (a) upon the breach of any condition thereof; or
 - (b) if the Director is satisfied that the licensee is for any reason unable or incompetent to carry out any of the purposes for which the licence was granted or has failed to discharge any of his duties under this Ordinance or any regulations made thereunder.
- (4) No licence granted under this section shall be construed as granting any right to occupy or to use, except for the purpose of mooring rafts, any land, whether the same be covered by water or not, or as granting any right to the exclusive use of any waters except in so far as the purpose aforesaid requires.

Director empowered to issue instructions as to cultivation of pearl oysters.

- 7. (1) The Director may, from time to time, issue to all or any licensees instructions in writing as to any matter concerning the cultivation of pearl oysters or the culture of pearls therein.
- (2) In addition to any condition which may under paragraph (c) of subsection (2) of section 6 be specified in any licence granted under that section, it shall be a condition of every such licence that the licensee shall carry out, or cause to be carried out, to the satisfaction of the Director, within the cultivation area in respect of which he is licensed, any instructions issued to him under this section.

8. (1) Except under and in accordance with a licence granted under this Ordinance, no person shall, within the waters of the Colony—

Pearl oysters not to be cultivated except under licence.

- (a) cultivate any pearl oyster; or
- (b) culture any pearl.

(2) Any person who acts in contravention of any of the provisions of subsection (1) shall be guilty of an offence and liable—

- (a) for a first offence, to a fine of one hundred thousand dollars and to imprisonment for twelve months; and
- (b) for a second or subsequent offence, to a fine of two hundred thousand dollars and to imprisonment for two years.

(3) Nothing in this section shall be construed to prevent the temporary removal, for such period as may be necessary in the circumstances, of any raft from a cultivation area to a place of safety owing to stress of weather or to the presence within such area of the phenomenon commonly known as "red tide" or to the imminence of either.

9. (1) No person shall collect, sell or have in his possession for sale, or be a party to the collection or sale, of any pearl oyster found within the waters of the Colony which measures less than 65 millimeters when measured through its thickest part across the valves through a plane drawn at right angles to the hinge:

Conservation of pearl oysters.

Provided that nothing in this section shall apply to the collection or sale of pearl oysters of any size which have been cultivated under a licence granted under section 6.

(2) Any person who acts in contravention of any of the provisions of subsection (1) shall be guilty of an offence and liable—

- (a) for a first offence, to a fine of one hundred thousand dollars and to imprisonment for twelve months; and
- (b) for a second or subsequent offence, to a fine of two hundred thousand dollars and to imprisonment for two years.

10. Any person who—

- (a) without the consent of the owner thereof, wilfully moves, damages or otherwise interferes with any raft; or

Protection of oyster beds and rafts.

- (b) having reasonable grounds to believe that damage may result, wilfully deposits, or causes or suffers to be deposited, either on land or in the sea, any chemical or other substance or thing in such a place or in such a manner as to injure or to be likely to injure any pearl oyster in any cultivation area or to pollute or to be likely to pollute the waters in any such area,

shall be guilty of an offence, and shall be liable upon conviction—

- (i) for a first offence, to a fine of one hundred thousand dollars and to imprisonment for twelve months; and
- (ii) for a second or subsequent offence, to a fine of two hundred thousand dollars and to imprisonment for two years.

Property in pearl oysters.

11. All pearl oysters which are within the boundaries of any cultivation area, whether collected or not, shall be the absolute property of the licensee, if any, of such area.

Power of search and seizure.

12. Any fisheries inspector or assistant fisheries inspector may without warrant—

- (a) board any vessel and search the same and every part thereof; and
- (b) seize, remove and retain any pearl oysters or pearls in respect of which he finds or has reasonable cause to suspect that an offence against this Ordinance has been committed, and, in the case of any such pearl oysters which are alive, may return them to their natural habitat.

Powers of arrest.

13. (1) It shall be lawful for any fisheries inspector or any assistant fisheries inspector to apprehend without warrant any person whom he may reasonably suspect of having contravened any of the provisions of subsection (1) of section 8 or of section 10.

(2) If any person forcibly resists an endeavour to arrest him under this section or attempts to evade such arrest, the person effecting the arrest may use all reasonable means necessary to effect the arrest.

(3) Every person apprehended under this section shall, as soon as circumstances permit, be delivered into the custody of a police officer.

14. (1) It shall be lawful for a magistrate to order to be forfeited to the Crown any pearl oysters or pearls with respect to which an offence against this Ordinance or any regulations made thereunder has been committed, whether any person has been convicted of such offence or not, and upon the making of such order for forfeiture all such pearl oysters or pearls, as the case may be, shall become the property of the Crown free from all rights of any other person. Forfeiture.

(2) Before making any such order, the magistrate shall give to any person claiming or appearing to the magistrate to be the owner of such pearl oysters or pearls an opportunity of being heard, and if such person satisfies the magistrate that—

- (a) he is the owner of the pearl oysters or pearls; and
- (b) he was not implicated in the commission of such offence,

the magistrate shall order that such pearl oysters or pearls be delivered to such person.

(3) It shall be lawful for the Governor in his absolute discretion to give effect to any claim for relief from such forfeiture where such claim is established to his satisfaction on equitable, moral or other grounds.

15. Where two or more cultivation areas held by different licensees are contiguous to each other, and any proceeding is taken against any person for stealing pearl oysters from any such area, it shall be sufficient in alleging and proving the property and lawful possession, in such oysters, and the place from which they were stolen, to allege and prove that they were the property of and in the lawful possession of one or other of such licensees and were stolen from one or other of such contiguous areas. Contiguous areas.

16. (1) The Governor in Council may by regulation prescribe or provide for— Regulations.

- (a) all matters which by this Ordinance are required or permitted to be prescribed;
- (b) the manner in which application for licences shall be made, and the forms to be used in connexion therewith;
- (c) the fees to be paid for licences;

- (d) the payment of royalties to the Government, the method of calculation of the amount of such royalties and the manner and time of payment;
 - (e) the manner in which the boundaries of cultivation areas shall be marked;
 - (f) the duties of licensees;
 - (g) the making, construction and marking of rafts and the manner of anchoring them;
 - (h) inspection of rafts and cultivation area and any kind of oysters found there;
 - (i) the conservation of pearl oysters in the waters of the Colony and the promotion of economical methods of collection and cultivation of such oysters and the culture of pearls;
 - (j) the size and types of pearl oysters which may be collected or harvested or in which pearls may be cultured;
 - (k) returns and reports to be rendered and accounts, registers, books, records and plans to be kept by licensees, and the manner of rendering or keeping them;
 - (l) the disposal of any noxious or waste matter resulting from the collecting or harvesting of pearl oysters or the processing of pearls; and
 - (m) the safety, welfare, health and working conditions of divers.
- (2) Regulations made under this section may provide that any contravention of any such regulations shall be an offence and may prescribe penalties therefor not exceeding a fine of one thousand dollars and imprisonment for six months and in the case of a continuing offence a further daily penalty of a fine not exceeding fifty dollars.

Saving.

(14 of 1953).

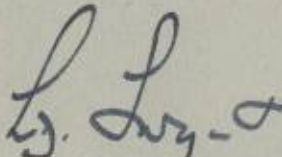
17. Except as provided in section 18, nothing in this Ordinance shall be construed to the prejudice of any of the provisions of the Merchant Shipping Ordinance, 1953.

18. Regulation 7 of the Merchant Shipping (Minor Fisheries) Regulations, 1953 is amended by—

- (a) deletion of the full stop at the end and substitution therefor of a colon;
- (b) insertion of the following proviso—
"Provided that this regulation shall not apply to the rearing of or fishing for pearl oysters within the meaning of the Pearl Culture (Control) Ordinance, 1958."

Amendment of regulation 7 of the Merchant Shipping (Minor Fisheries) Regulations, 1953. (G.N.A. 112/53).

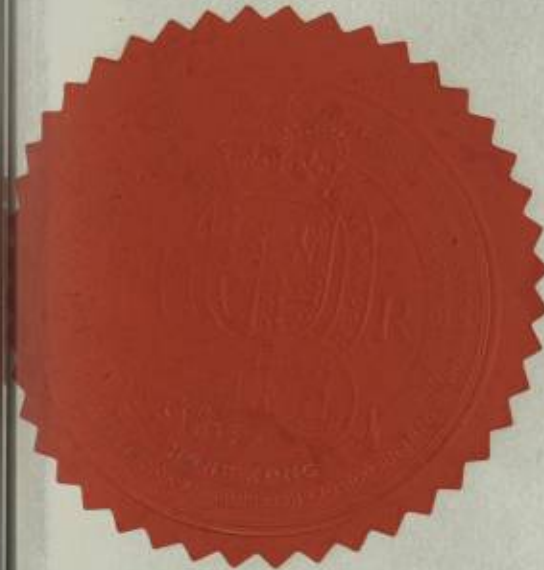
Passed the Legislative Council of Hong Kong, this 20th day of August, 1958.


Deputy Clerk of Councils.

(Secretariat CR5/2586/56)

HONG KONG

No. 27 OF 1958.



I assent.

Governor.

21st August, 1958.

An Ordinance to amend the Registration of United Kingdom Patents Ordinance, Chapter 42.

[22nd August, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Registration of Short title. United Kingdom Patents (Amendment) Ordinance, 1958.

2. Section 2 of the Registration of United Kingdom Patents Ordinance (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following—

Repeal and replacement of section 2. (Cap. 42).

^{"Inter-pretation.}

2. In this Ordinance—

"Registrar" means the Registrar of Patents."

Amendment
of section
3.

3. Section 3 of the principal Ordinance is amended by—

- (a) the deletion of the brackets and figure "(1)" after the figure "3";
- (b) the repeal of subsection (2) thereof.

Amendment
of sections
5 and 10.

4. Sections 5 and 10 of the principal Ordinance are amended by the deletion therefrom of the words "of Patents".

Amendment
of section
8.

5. Section 8 of the principal Ordinance is amended by the deletion of subsection (2) and the substitution therefor of the following—

"(2) Such grounds shall be deemed to include the manufacture, use or sale of the invention in the Colony before the priority date applicable to the patent in the United Kingdom, but not to include the manufacture, use or sale of the invention in the Colony by some person or persons after the priority date applicable to the patent in the United Kingdom and before the date of the issue of the certificate of registration under section 5.

In this subsection the expression "priority date" has the meaning assigned to it in section 5 of the Patents Act, 1949."

12, 13 &
14 Geo. 6,
c. 87.

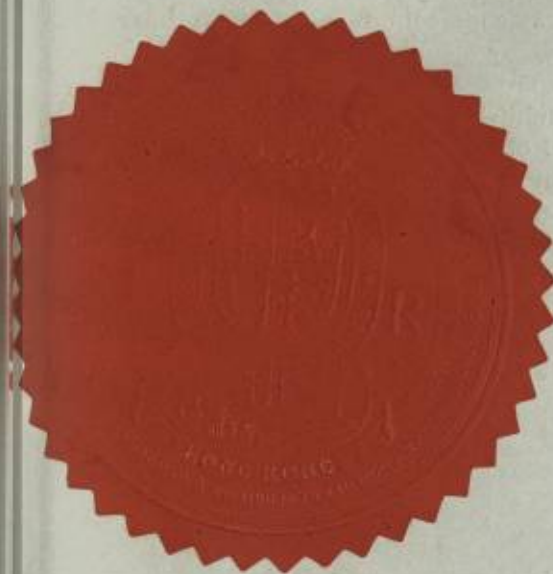
Passed the Legislative Council of Hong Kong, this 20th day of August, 1958.

Deputy Clerk of Councils.

(Secretariat GR54/3231/47)

HONG KONG

No. 28 OF 1958.



I assent.

Governor.

21st August, 1958.

An Ordinance to make provision for the approval of the adoption in the Colony of a pharmacopoeia and for the admission in evidence of copies thereof.

[22nd August, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Pharmacopoeia Short title Ordinance, 1958.

2. The Medical Council of Hong Kong as established by section 3 of the Medical Registration Ordinance, 1957, shall have the exclusive right of approving the adoption in the Colony of a pharmacopoeia containing descriptions of and standards for, and notes and other matter relating to, medicines, preparations, materials and articles used in the practice of medicine, surgery, or midwifery, and shall further have the exclusive right of approving the adoption of any amendments thereto.

Right of approving a pharmacopoeia to vest in the Medical Council. (25 of 1957).

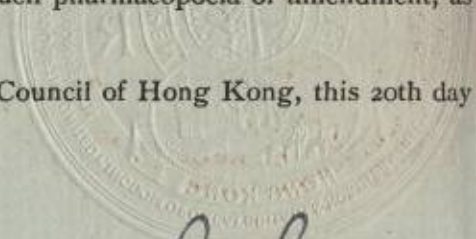
Substitution of approved pharmacopoeia for previous pharmacopoeias.

3. A pharmacopoeia approved under section 2 shall be deemed for all purposes to be substituted in the Colony for all other pharmacopoeias; and any enactment or custom relating to any of such last-mentioned pharmacopoeias shall be deemed, after approval of a pharmacopoeia under section 2, to refer to such pharmacopoeia and any amendments thereto which have been approved.

Publication of notice of approval and admission in evidence of copies of approved pharmacopoeia.

4. Notice shall be published in the *Gazette* of any approval given under section 2 and of any amendment thereto and a copy of the pharmacopoeia or of any amendment thereto of which such notice of approval has been given, being a copy purporting to be printed by such printer as may be named in such notice, shall be received in evidence as such pharmacopoeia or amendment, as the case may be.

Passed the Legislative Council of Hong Kong, this 20th day of August, 1958.

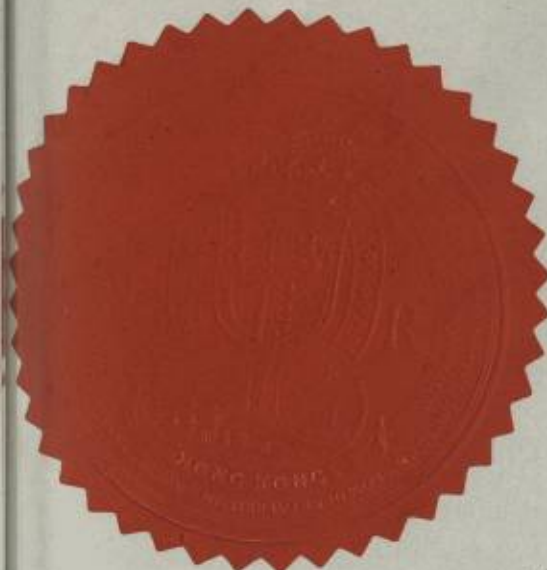


H. L. ...
Deputy Clerk of Councils.

(Secretariat GR L/M 3957/57)

HONG KONG

No. 29 OF 1958.



R. ...

I assent.

Governor.

4th September, 1958.

An Ordinance to amend certain enactments in relation to map references and place names contained therein and to delete therefrom certain references to places and further to cancel certain orders and a declaration made in relation to certain places.

[]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Miscellaneous Map References and Place Names Amendment Ordinance, 1958, and shall come into operation on a day to be appointed by the Governor by Proclamation in the *Gazette*. Short title and commencement.

2. The following Ordinances, Regulations and Orders are amended in the manner respectively set out in the Schedule— Amendment of enactments. Schedule.

- (1) Air Armament Practice Ordinance; (Cap. 194).
- (2) Defences (Firing Areas) Ordinance; (Cap. 196).

- (G.N.A. 124/54).
(Vol. XI, p. 176).
(Vol. XI, p. 179).

(Vol. VI, p. 130).
(G.N.A. 175/50).

(G.N.A. 262/50).

(G.N.A. 100/51).
(G.N.A. 60/53).

(G.N.A. 115/53).

(G.N.A. 133/53).

(G.N.A. 134/53).

(G.N.A. 135/53).

(G.N.A. 136/53).

(G.N.A. 137/53).

(G.N.A. 138/53).

(G.N.A. 164/53).
- (3) Mining (General) Regulations, 1954;
- (4) Public Order Curfew (Consolidation) Order;
- (5) Military Installations Closed Areas (Amendment and Consolidation) Order;
- (6) Protected Places Declaration Order, 1950;
- (7) Emergency (Requisition) (Use of Land by His Majesty's Military Forces) Order, 1950;
- (8) Emergency (Requisition) (Use of Land by His Majesty's Military Forces) (No. 2) Order, 1950;
- (9) Frontier Closed Area Order, 1951;
- (10) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) Order, 1953;
- (11) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) No. 2 Order, 1953;
- (12) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) Order, 1953;
- (13) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) (No. 2) Order, 1953;
- (14) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) (No. 3) Order, 1953;
- (15) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Lo Wu Camp) Order, 1953;
- (16) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (San Wai) Order, 1953;
- (17) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tam Mi Camp) Order, 1953;
- (18) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Quarry Camp) Order, 1953;

- (19) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Quarry Camp) (No. 2) Order, 1953; (G.N.A. 173/53).
 - (20) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tai Lam) Order, 1954; and (G.N.A. 165/54).
 - (21) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Queen's Hill) Order, 1954. (G.N.A. 167/54).
3. The following Orders and declaration are cancelled—
- (1) Closed Areas (Consolidation) Order; (Cancellation of Orders and declaration. (Vol. XI, p. 178).)
 - (2) Emergency (Defended Areas in Particular Localities) Declaration, 1951; (G.N.A. 230/51).
 - (3) Tai Lam Chung Reservoir Closed Area Order, 1953; and (G.N.A. 43/53).
 - (4) Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tau Pass) Order, 1954. (G.N.A. 166/54).

SCHEDULE.

[s. 2.]

- 1. The Air Armament Practice Ordinance is amended—
- (a) in the First Schedule by—
- (i) the addition after the word "Note" of the following—
" (1)"; and
- (ii) the addition of the following new paragraph—
" (2) All map references are taken from Edition 1-GSGS, Series L.681."; and
- (iii) the deletion of paragraphs (a), (c) and (d); and
- (iv) the deletion of "(b)" appearing at the beginning of paragraph (b) and the substitution therefor of the following—
" (a)"; and
- (v) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

Amendment of the Air Armament Practice Ordinance. (Cap. 194).

TABLE.	
First column.	Second column.
668067	KV183741
690073	KV202745
728026	KV235700

<i>First column.</i>	<i>Second column.</i>
731012	KV236687
723979	KV230658
703993	KV211671
697019	KV206696
695030	KV205705
685035	KV195710; and

(b) in the Third Schedule by—

(i) the addition after the heading "Practice Signals" of the following—

"Note—All map references are taken from Edition 1-GSGS, Series L.681."; and

(ii) the deletion in paragraph 1 of the words and brackets "For Areas (a) and (b)" and the substitution therefor of the following—

"For Area (a)"; and

(iii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	<i>Second column.</i>
671102	KV183690
691031	KV201706
673037	KV185713
632984	KV146666
720970	KV225651
750010	KV253686
720060	KV229733
706084	KV217755
685082	KV197754; and

(iv) the deletion in paragraph 1 of the place name "Lyemun" and the substitution therefor of the following—

"Lei Yue Mun".

2. The Defences (Firing Areas) Ordinance is amended—

(a) in Part I of the First Schedule by—

(i) the deletion after the word "Note" of paragraphs (2) and (3) and the substitution therefor of the following—

"(2) All map references are taken from Edition 1-GSGS, Series L.681, Sheet 1."; and

Amendment of
the Defences
(Firing Areas)
Ordinance.
(Cap. 196).

(ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	<i>Second column.</i>
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(Under Firing Area A).

690073	KV202745
701076	KV212747
729103	KV239772
736090	KV245759
755054	KV262735
782049	KV285719
807067	KV309737
824046	KV326716
815031	KV316704
826015	KV329688
808965	KV306643
785960	KV285639
776976	KV277654
749964	KV253643
723979	KV299658
731012	KV237688
728026	KV235700

(Under Firing Area B).

668067	KV182730
690073	KV202745
728026	KV235700
731012	KV237688
723979	KV229658
703993	KV201672
697019	KV207695
695030	KV205705
685035	KV196711

(Under Firing Area D).

34001890	KV06218631
34441703	KV06608464
31551145	KV03907947
31701120	KV04087906
31961089	KV04307906
29980920	KV02497744
28900931	KV01547754
28680942	KV01307766
28161140	KV00837943
28051228	KV00758020

<i>First column.</i>	<i>Second column.</i>
(Under Firing Area D).	
27961415	KV00668195
29301394	KV01898179
29731422	KV02308204
32181843	KV04548885
34901890	KV06218631; and

(iii) the deletion of all words and map references in item (e) after the words "Firing Area E" and substitution therefor of the following—

"A line drawn from the left hand of the 600 yard firing point on A Range, KV10157302, then in a straight line to KV09737385, then in a straight line to Point 366 at KV09157452, then following the general line of the track to Pt. 497 at KV09857475 to KV10257483, then in a straight line to KV10377374, then in a straight line to the RIGHT end of the 600 yard firing point on B Range, KV10547329, then in a straight line to the RIGHT hand of the 600 yard firing point on A Range at KV10267301 to KV10157302;" and

(b) in Part II of the First Schedule by the deletion of the figures "6963" appearing in the Note and the substitution therefor of the following—

"1180"; and

(c) in the Third Schedule by—

(i) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.	
<i>First column.</i>	<i>Second column.</i>
(Under Firing Areas A and B).	
671102	KV18757799
632984	KV14566761
720970	KV22596500
750010	KV25366865
769049	KV27407208
743070	KV25057404
720060	KV22907325
706084	KV21727575
685082	KV19797535
69150315	KV20257070
70350160	KV21246930
69559540	KV20306365
(Under Firing Area D).	
314109	HQ03887900
274097	HQ00197790
256129	GQ98558081
319131	HQ04258100
284114	HQ01067947; and

(ii) the deletion of all items under the heading "for Firing Area E" and substitution therefor of the following—

- "(i) By a red flag flown at grid reference KV10157302;
- (ii) By a red flag flown at grid reference KV09907340;
- (iii) By a red flag flown at grid reference KV09767430;
- (iv) By a red flag flown at grid reference KV10397391;
- (v) By a red flag flown at grid reference KV10457320;
- (vi) By a red flag flown at grid reference KV10547329;" and

(iii) in paragraph 5(a)(iii), the deletion of the place name "Lyemun" and the substitution therefor of the following—
"Lei Yue Mun"; and

(iv) in paragraph 5(c)(iii), deletion of the place name "Tap Siak Kok" and the substitution therefor of the following—
"Tap Shek Kok".

3. The Mining (General) Regulations, 1954, are amended by the deletion of the figures "1:20,000" from paragraph (3) of regulation 5, wherever appearing, and the substitution therefor of the following—
"1:25,000".

Amendment of the Mining (General) Regulations, 1954. (G.N.A. 124/54).

4. The Public Order Curfew (Consolidation) Order is amended in the Schedule by—

(a) in paragraph (a)—

(i) the deletion of the river name "Shum Chun" wherever appearing and the substitution therefor of the following—
"Sham Chun"; and

(ii) the deletion of the place name "Fanling" wherever appearing and the substitution therefor of the following—
"Fan Ling"; and

(b) the deletion of paragraphs (b) and (c).

Amendment of the Public Order Curfew (Consolidation) Order. (Vol. XI, p. 176).

5. The Military Installations Closed Areas (Amendment and Consolidation) Order is amended by the deletion of the Schedule and the substitution therefor of the following new Schedule—

Amendment of the Military Installations Closed Areas (Amendment and Consolidation) Order. (Vol. XI, p. 179).

"SCHEDULE.

<i>Item.</i>	<i>Area or Building.</i>	<i>Map Ref. Edition 1-GSGS, Series L. 681.</i>	<i>Description and remarks.</i>
1.	Stanley Fort	—	That part of Stanley Peninsula which lies South of a fence running East and West from the military guard room.
2.	The War Memorial Hospital	KV059651	Naval Hospital.
3.	The Bowen Road Hospital	KV074662	Military Hospital.

Item.	Area or Building.	Map Ref. Edition 1-GSGS, Series L. 681.	Description and remarks.
4.	Lei Yue Mun Fort	KV146664	All areas East of track running South-East from beach at point KV146668 to track junction at point KV150668; South and East of the line connecting track junction at point KV150667; building at point KV146667 and building at point KV146662; and East of contour 150 including Sai Wan Hill Beach at point KV152655.
5.	Causeway Bay Camp	KV101667	Camp at the junction of Causeway Bay Road and Tung Lo Wan Road. Surrounded by a fence.
6.	Victoria Peak Wireless Station	KV055664	R.A.F. Wireless station bounded by fence.
7.	Chung Hom Kok	KV109591	Isolated barracks surrounded by fence.
8.	Mt. Davis Camp	KV033665	That portion of Mt. Davis, marked with notice-boards, lying above the 200 metre contour.
9.	367 Signals Unit Aerial Installations, Little Sai Wan	KV166646	All that area bounded by a line commencing on the coast at point KV162648, thence following the coast line generally southwards and eastwards to point KV170640, thence due west to the road junction at point KV165640, thence following the northern verge of the road to point KV162643, thence returning due north to point KV162648; the landward boundary being demarcated by notice-boards.
<i>KOWLOON.</i>			
10.	Whitfield Barracks	KV082692	The area bounded by Nathan Road, Austin Road, Canton Road and Haiphong Road and surrounded by a wire fence.
11.	Gun Club Hill	KV087695	The area bounded by Austin Road, Chatham Road, Gascoigne Road, barbed wire fence on foot-path from Austin Road to Jordan Road.
12.	Railway Hotel	KV085685	Middle Road, Kowloon; surrounded by a wall.
13.	Military Hospital, La Salle College	KV095720	At the junction of Boundary Street and La Salle Road.
14.	Ordnance Depot and Camp, Kowloon Tsai	KV091729	The area on the west side of Waterloo Road, bounded by Waterloo Road and a perimeter fence, opposite Somerset Road and Suffolk Road.

Item.	Area or Building.	Map Ref. Edition 1-GSGS, Series L. 681.	Description and remarks.
15.	Argyle Street Camp Nos. 3 & 4	KV097718	Area on North side of Argyle Street, bounded by Argyle Street, Leven Road, Sheung Yan Road, and a barbed wire fence from Sheung Yan Road to Argyle Street.
16.	Officers' Mess, Kai Tak	KV124724	Bounded by Kwun Tong Road, stone wall and earth embankments.
17.	Chatham Road Camp	KV088689	Contained in a perimeter wire fence bounded on the North by the Merchant Navy football-ground, on the South by the Bible Auditorium, on the East by Chatham Road and on the West by the line of the railway.
18.	R.A.S.C. Anchorage, Sham Shui Po	KV064725	The area enclosed by a line joining points KV064727, KV063725, KV065723, KV066724 and bounded on the South-West by a line of sixteen buoys extending between points KV058724 and KV065723; on the North-East by the quayside and the old Sham Shui Po Typhoon anchorage breakwater. The area is demarcated on the South-West by two Dan buoys each carrying a red flag and on the North-East by a pole bearing a red flag on the Sham Shui Po breakwater and a red marker on the quay.
19.	Site of aerial installations, Royal Air Force, Kai Tak	KV124725	The area, in which are sited the aerial installations, enclosed by a wire fence running between points KV124725, KV125725, KV126724, KV128724, KV127724, KV126724, KV124722, KV124723, KV125724, KV124725.
<i>NEW TERRITORIES.</i>			
20.	Fan Hill Camps (a)	KV054910	The camp which includes Lots Nos. 4543, 4544, 1877C, 1877D, 1880A, 1881A, 1882, 1883, 1884, 1885A, 1886B, 1887C, 1888, 1889, 1890, 1891, 4486 and located opposite D'Almada's Bungalow. Bounded by a wire fence.
	(b)	KV052912	The camp which includes Lots Nos. 1936-1938, 1939 (Crown land), 1940, 1941, 1960-1965, 1967, 1968 located South of the N.T. Police Depot and West of (a).

<i>Item.</i>	<i>Area or Building.</i>	<i>Map Ref. Edition 1-GSGS, Series L. 681.</i>	<i>Description and remarks.</i>
21.	Far East Farm Camp	HQ069814	The military camp in the place locally known as Kau Pang, Tuen Mun. Bounded by a wire fence.
22.	Erskine Camp	KV174733	On the Clearwater Bay Road. 300 yards South of the junction with Hiram's Highway. Surrounded by a single strand fence.
23.	Tai Lam Camp	HQ079775 and HQ074776	The military camp known as Tai Lam Camp near So Kwun Wat including Officer's Mess at point HQ074776. The former being bounded by a wire fence.
24.	Tam Mi Camp	JV980889	The military camp in the place locally known as Q.B. Piggeries, Ngau Tam Mi and including Lot No. 4446 in D.D. 104.
25.	Queen's Hill Camp	KV074916	That part of the area of Crown and private land south of the main Fan Ling—Sha Tau Kok road, known as Queen's Hill, which is occupied by the military and surrounded by a wire fence.
26.	Shek Kong Camp Area	JV993843	The area known locally as the Kam Tin airfield, bounded as follows—on the East by a stream, on the South by a concrete nullah, on the West by a nullah and approach road, on the North by a wire fence and the main road.
27.	Beas River Camp	KV018909	H.K. Jockey Club Stables, Kam Tsin, including such area of the following lots as is surrounded by a wire fence—Nos. 213-215, 217, 218, 220, 221, 223, 224, 236, 237, 239, 241, 242-255, 258, 260-263, 265, 266, 268-273, 275-281, 283-288, 290, 291, 308, 309, 311-320, 322, 324-330, 331A-333, 335-340, 342, 345, 347-349, 904, 907, 908, 910, all in D.D. 94, 1128, 1169, 1170, 1172-1181, 2040-2042 in D.D. 92. S.S.I.L. Nos. 9-12.
28.	San Wai Camp	KV069925	Situated North of the Fan Ling—Sha Tau Kok Road and includes most of the old Kwan Tei race-course. The camp consists of W.D. Lots 24, 25 and 31 and an adjacent area of Crown land, the whole being surrounded by a wire fence.
29.	Lo Wu Camp	KV026931	That portion of W.D. Lots Nos. 29, 36, 37 and 38 which is surrounded by a wire fence.

<i>Item.</i>	<i>Area or Building.</i>	<i>Map Ref. Edition 1-GSGS, Series L. 681.</i>	<i>Description and remarks.</i>
30.	Dodwell's Camp	KV038910	On a ridge East of the Golf Club approach road and comprising bungalows and grounds on Lot 3423 and S.S.I.L.'s 3 & 4, a house and garden on Lots 2975, 3423, 3564, 3565, 3574, 3575 and the intervening land comprising Lot 3449 and Crown land.
31.	Ho Tung Farm Camp	KV024916	South of the main road, opposite the Hong Kong experimental pig farm. Lots Nos. 736 and 927C in D.D. 92.
32.	{ Dill's Corner Camp White House	KV014917	(a) A wired area of Crown land adjoining the W.D. road to Lo Wu and in the vicinity of Dill's Corner. (b) The former Ebenezer Home, Lot No. 1952 in D.D. 95.
33.	Gordon Camp (former Cafeteria Camp)	HQ073778	The military camp situated North of the Castle Peak Road between 18th and 19th mile stones consisting of permanent buildings, Nissen huts and tents. Also the car and plant park South of the road. The areas are bounded by a wire fence.
34.	Arculli's Camp	(a) KV115797 (b) KV118803	At Lok Lo Ha, comprising (a) Lots Nos. 385, 388, 393, (b) the ex-Wah Kiu School on Lots 381-384, (c) the Ming Wu Hotel on Lots 371-374, 376 all surrounded by wire, and (d) together with a wired area of Crown land lying between the causeway and the Railway at Fo Tan.
35.	Strafford Camp, (China Light & Power, Tai Po)	KV096845	West of the Tai Po Road and about $\frac{1}{2}$ mile South of Island House, Tai Po Inland Lot No. 13 together with Lots 24-26 and 34-38 in D.D. 32 and an area of adjacent Crown land surrounded by a wire fence.
36.	Norwegian Farm Camp	JV993898	The military camp situated South-West of Hadden Hill about 400 yards from the main road. The centre of the camp area is at point JV993898 and the perimeter is bounded by points JV994901, JV994902, JV995901, JV991896, JV993896, JV993905 and JV995898.

<i>Item.</i>	<i>Area or Building.</i>	<i>Map Ref. Edition 1-GSGS, Series L. 681.</i>	<i>Description and remarks.</i>
37.	Piper's Hill Depot	KV067748	That area contiguous to the main Tai Po Road at Kowloon Reservoir, 350 yards NE of golden Hill Road & Tai Po Road junction.
38.	Crest Hill Observation Post	KV023938	An area enclosed by a circular wire fence of approximately 50 yards radius with a military observation post at the centre.
39.	Sandy Ridge Observation Post	KV037947	An area enclosed by a circular wire fence of approximately 50 yards radius with a military observation post at the centre.
40.	Sha Tau Kok Observation Post	KV124966	Crown land 1,700 yards N.E. of Ben Nevis at Point 396.
41.	Naval Station, Cheung Chau	JV928581	Situated on the S.W. side of Cheung Chau Island, south of the old cemetery, 250 yards N.E. of Sai Wan.
42.	Naval Station, Tai O	GQ938641	An area of land surrounded by a fence and adjacent to the Trigonometrical point on the headland North of Tai O Police Station on Lantau Island.
43.	Volunteer Slope	KV046894	Only that area enclosed by barbed wire.
44.	High Feature	KV038884	— do —
45.	Tai Tan Yang	KV043876	— do —
46.	High Feature	KV059884	— do —
47.	Spur	KV065891	— do —
48.	Point 113	KV067899	— do —
49.	Birds Hill	KV077902	— do —
50.	High Feature	KV084897	— do —
51.	Point 364	KV089894	— do —
52.	Cloudy Hill	KV088888	— do —
53.	Trigonometrical Point 110	KV090865	— do —
54.	High Feature	JV983893	— do —
55.	High Feature	JV990892	— do —
56.	Mount Snowdon	KV003892	— do —
57.	High Feature	JV972882	— do —
58.	Trigonometrical Point 117	JV976895	— do —

<i>Item.</i>	<i>Area or Building.</i>	<i>Map Ref. Edition 1-GSGS, Series L. 681.</i>	<i>Description and remarks.</i>
59.	High Feature	JV971874	Only that area enclosed by barbed wire.
60.	High Feature	KV019882	— do —
61.	Point 120	KV024880	— do —
62.	Point 146	KV017876	— do —
63.	Point 233	KV028870	— do —
64.	High Feature Ping Shan	JV920854	— do —
65.	Trigonometrical Point 42	JV957853	— do —
66.	Trigonometrical Point 149	JV959847	— do —
67.	High Feature	JV965837	— do —
68.	Waglan	KV2156	The whole island.
69.	Feature (Point 42)	HQ087846	Only that area enclosed by barbed wire.
70.	Ping Shan	JV919852	— do —
71.	Sheung Tsuen Wai	KV014838	— do —
72.	Sheung Tsuen Wai	KV017835	No barbed wire. Map reference is centre of an oblong area of Crown land 75 yards × 150 yards.
73.	Dill's Corner	KV014918	Only that area enclosed by barbed wire.
74.	Tai Tan Yang	KV053870	No barbed wire. Centre of circular area; radius 50 yards.
75.	Chung Uk Tsuen	KV055862	Only that area enclosed by barbed wire.
76.	Kau Liu Ha	KV056866	— do —
77.	Wai Tau	KV062868	— do —
78.	Nam Wa Po	KV065885	No barbed wire. Centre of circular area; radius 100 yards.
79.	Kiu Tau	KV067891	Only that area enclosed by barbed wire.
80.	San Wai	KV068919	— do —
81.	Bird's Hill	KV073893	— do —
82.	Spur (Wo Hop Shek)	KV059890	— do —
83.	Spur (Tau Pass)	KV072894	— do —
84.	Spur	KV079898	— do —

Item.	Area or Building.	Map Ref. Edition 1-GSGS, Series L. 681.	Description and remarks.
85.	Kau Lung Hang	KV074885	Only that area enclosed by barbed wire.
86.	Bird's Pass	KV079896	— do —
87.	Tau Pass (D.A.P.)	KV069893	That area to the West of the road surrounded by a wire fence.
88.	Milestone 41	KV093848	That area to the South of the road surrounded by a wire fence.
89.	Feature (Point 174)	KV003886	That part above the 100 metre contour line surrounded by a wire fence.
90.	Sai Kung Camp	KV186774	The Military camp in this area at the North end of Hiram's Highway, surrounded by a wire fence.
91.	Sha Tin Air Strip	KV101776	A strip of land approximately seven acres to the south-west of Tide Cove or East of Cotton Mill bounded by danner & barbed wire fence.
92.	R.A.F. Signal Station, Tai Mo Shan	KV036814	That area above the 900 metre contour.
93.	R.A.F. Unit, Kong Wai	HQ083857 HQ082854	Installations situated on the Ha Tsuen Road 1½ miles E.N.E. of the junction of the Ha Tsuen Road and the main Castle Peak—Yuen Long Road.”.

Amendment of the Protected Places Declaration Order, 1950. (Vol. VI, p. 130).

6. The Protected Places Declaration Order, 1950, is amended in the Schedule by—

(a) the deletion of the following words enclosed in brackets at the head of the Schedule “map references refer to map HIND 1009, 3rd Edition” and the substitution therefor of the following—

“All map references are taken from Edition 1-GSGS, Series L.681.”; and

(b) the deletion of items 6, 18, 19 and 20; and

(c) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
572943	KV089630
545049	KV069729
548046	KV072726
547042	KV070723
575045	KV096724
584037	KV104717
584042	KV105721

First column.	Second column.
600049	KV119726
613036	KV130715
584037	KV104717
584036	KV105716
609035	KV126714
655964	KV166646
548044	KV071724
583056	KV103733; and

(d) the deletion wherever appearing of the place names specified in the first column of the following table and the substitution therefor of the place names respectively specified in the second column of that table—

First column.	Second column.
Shamshuipo	Sham Shui Po
Sai Kong Road	Sai Kung Road
Tai Wan Tsun	Tai Wan Tsuen

7. The Emergency (Requisition) (Use of Land by His Majesty's Military Forces) Order, 1950, is amended—

(a) in the First Schedule by—

(i) the addition after the heading “The Sai Kung Field Firing Range” of the following—

“Note—All map references are taken from Edition 1-GSGS, Series L.681.”; and

(ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
680155	KV196821
694162	KV209826
702156	KV215821
700142	KV213807
671126	KV186795
667136	KV184804
676144	KV193811; and

(b) in the Third Schedule by—

(i) the addition after the heading “Notice of Practice field firing.” of the following—

“Note—All map references are taken from Edition 1-GSGS, Series L.681.”; and

(ii) the deletion of paragraph 2 and substitution therefor of the following—

“2. The signals referred to in paragraph 1 shall be—

(1) By day a large red flag flown hoisted at the following points—

- (i) KV187799
- (ii) KV193798
- (iii) KV197800
- (iv) KV203803

Amendment of the Emergency (Requisition) (Use of Land by His Majesty's Military Forces) Order, 1950. (G.N.A. 175/50).

- (v) KV211807
- (vi) KV213807
- (vii) KV211826
- (viii) KV193815
- (ix) KV192812
- (x) KV187780
- (xi) KV184804
- (xii) KV186795

- (2) By night a red lantern displayed at the points set out in the preceding sub-paragraph.
- (3) By night the following further signal shall be made half an hour before firing is due to commence, namely there shall be fired by Verey light from point map reference KV187801 the signal 'GREEN-WHITE-GREEN'.
- (4) Such other signals or warnings as may appear suitable and practicable to the District Commissioner, New Territories, and to the Commanding Officer."

8. The Emergency (Requisition) (Use of Land by His Majesty's Military Forces) (No. 2) Order, 1950, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

- (b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.	
First column.	Second column.
337189	HQ058863
342177	HQ063852
318125	HQ042804
304120	HQ029800
300122	HQ025802
296136	HQ022814
323186	HQ048860; and

- (c) in the Second Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.	
First column.	Second column.
337189	HQ058863
337189	HQ058863
337189	HQ058863
337189	HQ058863; and

Amendment of the Emergency (Requisition) (Use of Land by His Majesty's Military Forces) (No. 2) Order, 1950. (G.N.A. 262/50).

- (d) in the Third Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references specified respectively in the second column of that table—

TABLE.	
First column.	Second column.
339179	HQ062854
339157	HQ062833
330139	HQ053818
312126	HQ036805
505143	HQ029821
315168	HQ039844
325178	HQ049853
341188	HQ063863

9. The Frontier Closed Area Order, 1951, is amended in the Schedule thereto by—

- (a) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.	
First column.	Second column.
419252	JV959918
440269	JV980933
617305	KV144960
617306	KV144961
513291	KV047951
502278	KV037940
492280	KV028942
485275	KV023938
466269	KV003932
460262	KV999925
419249	JV959915
419252	JV959918; and

- (b) the deletion wherever appearing, of the river name "Shum Chun" and the substitution therefor of the following—
"Sham Chun"; and

- (c) the deletion of the words and figures "Map References: Hind 1009, Sheets 6, 7 & 10—Third Edition" and substitution therefor of the following—
"All map references are taken from Edition 1-GSGS, Series L.681".

10. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

- (b) in the First Schedule by deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

Amendment of Frontier Closed Area Order, 1951. (G.N.A. 100/51).

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) Order, 1953. (G.N.A. 60/53).

<i>First column.</i>	TABLE.	<i>Second column.</i>
64680944		KV16317664
64500920		KV16167635
64000910		KV15627639
63480980		KV15207701
64101052		KV15837762
64451080		KV16137788
64671010		KV16347722
64900972		KV16537690; and

(c) in the Second Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
64680944		KV16317664
64560930		KV16127652
64150935		KV15807653
64100972		KV15817685
64201015		KV15947728
64760952		KV16407670; and

(d) in the Third Schedule by the deletion of paragraph 3 and the substitution therefor of the following—

- “3. The signals referred to in paragraph 1 shall be—
- (1) A large red flag flown hoisted at the following points—
- (i) KV15627639
 - (ii) KV15207701
 - (iii) KV15837762
 - (iv) KV16137788
 - (v) KV16347722
 - (vi) KV16317664.”.

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) No. 2 Order, 1953. (G.N.A. 115/53).

11. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) No. 2 Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—
- “Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681.”; and
- (b) in the First Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references specified respectively in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
48502746		KV02279362
47982745		KV01709370
47782726		KV01559353
47572717		KV01359345
46572712		KV00429348
46362701		KV00209335

<i>First column.</i>		<i>Second column.</i>
46332666		KV00189302
46552603		KV00359245
47082613		KV00869251
47512638		KV01259275
47892666		KV01609298
48032638		KV01749271
48272640		KV01959273
48512648		KV02219278
48492675		KV02189301
48602685		KV02289314; and

(c) in the Second Schedule, in the paragraphs specified in the first column of the following table, by the deletion of the map references respectively specified in the second column of that table and the substitution therefor of the map references respectively specified in the third column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>	<i>Third column.</i>
2(1)		47682689	KV01429319
2(2)		48042706	KV01759333
2(3)		48112668	KV01829295
3(1)	}	47682689	KV01429319
		46702682	KV00539313
3(2)	}	46772650	KV00699289
		47682689	KV01429319
		47122686	KV00909320
3(3)	}	47172667	KV01009300
		48022709	KV01749335
		48232715	KV01989341
		48242707	KV01989332
3(4)	}	48052700	KV01789328
		48112668	KV01819298
		48252696	KV01969322
		48112668	KV01819298
		48442667	KV02139295; and

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of “GSGS 3868 Sheet 6 3rd Edition” and “GSGS 3868 Sheet 10 3rd Edition”; and
- (ii) in the paragraphs specified in the first column of the following table, by the deletion of the map references respectively specified in the second column of that table and the substitution therefor of the map references respectively specified in the third column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>	<i>Third column.</i>
2(1)	}	47522720	KV01309359
		46442703	KV00329337
		46552602	KV00379248
		47852663	KV01699299
		48402642	KV02109271

First column.	Second column.	Third column.
2(2)	48442750	KV02259371
	47782730	KV01529354
	47232718	KV01039348
	47002715	KV00829348
	46322670	KV00179301
	47102614	KV00859250
	47502642	KV01269271
3(1)	48472704	KV02189328
	46442703	KV00329337
	46552602	KV00379248
	47852663	KV01699229
	47782730	KV01529354
	47522720	KV01309359
	47232718	KV01039348
3(2)	47002715	KV00829348
	46322670	KV00179301
	47102614	KV00859250
	47502642	KV01269271
	48102660	KV01809290
	47522720	KV01309359
	47002635	KV00809250
4(1)	47852663	KV01699229
	47232718	KV01039348
	47002715	KV00829348
4(2)	46702675	KV00539303
	47502642	KV01269271
	47782702	KV01529352
	47702705	KV01509330
5(1)	48102660	KV01809290
	48442750	KV02259371
5(2)	47782730	KV01529354
	47852663	KV01699299
	48472704	KV02189328
	48002686	KV01799309
6(1)	47852663	KV01699299
	48402642	KV02109271
6(2)	48472704	KV02189328

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) Order, 1953, (G.N.A. 133/53).

12. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) Order, 1953, is amended—

(a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

(b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.

First column.	Second column.
45322273	JV99108948
45642242	JV99398919
45232251	JV99028927; and

(c) in the Second Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.

First column.	Second column.
45322273	JV99108948
45342260	JV99108934; and

(d) in the Third Schedule by—

(i) the deletion, wherever appearing, of "GSGS 3868 Sheet 10 3rd Edition"; and

(ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.

First column.	Second column.
45642242	JV99398919
45232251	JV99028927

13. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) (No. 2) Order, 1953, is amended—

(a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

(b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.

First column.	Second column.
46232343	KV00059005
46462273	KV00168942
46032262	JV99758935
45802330	JV99588998
45842337	JV99619001; and

(c) in the Second Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.

First column.	Second column.
46102339	JV99819001
46202309	JV99958976
46082306	JV99808974; and

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) (No. 2) Order, 1953. (G.N.A. 134/53).

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 10 3rd Edition"; and
- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	TABLE.	Second column.
45802330		JV99588998
46282328		KV00018995
46032262		JV99758935; and

- (iii) the deletion of the place name "Sek Kong" appearing in subparagraph (4) of paragraph 1 and the substitution therefor of the following—

"Shek Kong".

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) (No. 3) Order, 1953. (G.N.A. 135/53).

14. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Norwegian Farm Camp) (No. 3) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

- (b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	TABLE.	Second column.
443230		JV982897
449230		JV988897
443224		JV982892
449224		JV988892; and

- (c) in the Second Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	TABLE.	Second column.
44702271		JV98528946
44812271		JV98658946
44812266		JV98658938
44702266		JV98528938; and

- (d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 10 3rd Edition"; and
- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

TABLE.

First column.	TABLE.	Second column.
44302260		JV98208940
44902300		JV98768972
45152282		JV98988958
45152250		JV98968928
44532235		JV98388914

15. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Lo Wu Camp) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

- (b) in the First Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	TABLE.	Second column.
48472704		KV02189328
48852685		KV02499319
48562648		KV02259275; and

- (c) in the Second Schedule by the deletion of the map reference "48572671" and the substitution therefor of the following—

"KV02249500"; and

- (d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 6 3rd Edition"; and

- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	TABLE.	Second column.
48472704		KV02189328
48852685		KV02499319
48562648		KV02259275

16. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (San Wai) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

- (b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	TABLE.	Second column.
52522623		KV05889224
51892678		KV05299294
52302707		KV05609319

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Lo Wu Camp) Order, 1953. (G.N.A. 136/53).

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (San Wai) Order, 1953. (G.N.A. 137/53).

First column.	Second column.
52662702	KV05959312
52602655	KV05959269
52752544	KV06089258; and

(c) in the Second Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
52252677	KV05609291
52322639	KV05959269; and

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 11 3rd Edition" and "GSGS 3868 Sheet 7 3rd Edition"; and
- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
52522623	KV05889224
51982653	KV05409270
51952687	KV05359301
52662702	KV05959312
52592688	KV05919301
52702652	KV06029269
52622635	KV05919252

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tam Mi Camp) Order, 1953. (G.N.A. 138/53).

17. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tam Mi Camp) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—
"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and
- (b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
44012249	JV97918929
43922278	JV97548957
44102265	JV98018943
44042249	JV97948928; and

(c) in the Second Schedule by the deletion of the map reference "44032256" and the substitution therefor of the following—
"JV97958936"; and

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 10 3rd Edition"; and

- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
44152250	JV98008947
43902280	JV97828959
44102270	JV98068901

18. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Quarry Camp) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—
"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and
- (b) in the First Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
36861570	JV91138338
36911573	JV91208338
37221562	JV91478327
37471528	JV91698290
37121503	JV91348273
36871535	JV91138305; and

(c) in the Second Schedule by the deletion of the map reference "36951565" and the substitution therefor of the following—
"JV91228331"; and

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 14 Third Edition" and "GSGS 3868 Sheet 10 Third Edition"; and
- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

First column.	Second column.
36811574	JV91098340
37181586	JV91428352
37361507	JV91588278
36801546	JV91098316

19. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Quarry Camp) (No. 2) Order, 1953, is amended—

- (a) by the addition after paragraph 6 of the following new paragraph—
"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and
- (b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Quarry Camp) Order, 1953. (G.N.A. 164/53).

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Quarry Camp) (No. 2) Order, 1953. (G.N.A. 173/53).

<i>First column.</i>	TABLE.	<i>Second column.</i>
36361360		HQ08358142
36771372		HQ08738157
37761328		JV91918111
39431270		JV93358050
39601191		JV93507980
38241035		JV92217845
37001005		JV91087820
36371009		HQ08327821
35311040		HQ07427845
34861109		HQ06867915
35811257		HQ07868053; and

(c) in the Second Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
36361360		HQ08358142
36771372		HQ08738157
36891330		HQ08948115
36451320		HQ08528107
36761310		JV91788095
36941301		JV91507978
37421180		HQ08767969
36801169		HQ08628081
36621293		HQ08908089; and

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 14 Third Edition"; and
- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
36041390		HQ08088171
36421395		HQ08448175
37701283		JV91838072
38541279		JV92578063
39081264		JV93058048
39061176		JV93027968
38441110		JV92417910
37340993		JV91427818
36460992		HQ08447808
35331018		HQ07427831

20. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tai Lam) Order, 1954, is amended—

(a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

(b) in the First Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
35580943		HQ07657765
35660966		HQ07727782
35981010		HQ08057825
36711025		HQ08697835
35800952		HQ07857771; and

(c) in the Second Schedule, by the deletion of the map reference "35720960" and the substitution therefor of the following—

"HQ07807779"; and

(d) in the Third Schedule, by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
35600980		HQ07707796
35860950		HQ07937770
36050974		HQ08127792
35640937		HQ07707770

21. The Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Queen's Hill) Order, 1954, is amended—

(a) by the addition after paragraph 6 of the following new paragraph—

"Map references. 7. All map references specified in the Schedules are taken from Edition 1-GSGS, Series L.681."; and

(b) in the First Schedule—

(i) by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
54762541		KV07899189
54722525		KV07829147
54632530		KV07779156
54602515		KV07709135
54702514		KV07809133
54702505		KV07809122
54602499		KV07709118
54502501		KV07609120

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Tai Lam) Order, 1954. (G.N.A. 165/54).

Amendment of the Emergency (Requisition) (Use of Land by Her Majesty's Military Forces) (Queen's Hill) Order, 1954. (G.N.A. 167/54).

<i>First column.</i>	<i>Second column.</i>
54532509	KV07639129
54192493	KV07329138
54532493	KV07639115
54572485	KV07669108
54602389	KV07679020
54472478	KV07539009
53782404	KV06909038
54452481	KV07559105; and

(ii) in paragraph (4), by the deletion of "13" and the substitution therefor of the following—
"43"; and

(c) in the Second Schedule by the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

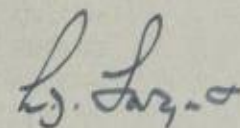
<i>First column.</i>	TABLE.	<i>Second column.</i>
54702532		KV07809150
54602515		KV07709135
54532509		KV07639129
54192493		KV07329138
54532493		KV07639138; and

(d) in the Third Schedule by—

- (i) the deletion, wherever appearing, of "GSGS 3868 Sheet 11 Third Edition"; and
- (ii) the deletion of the map references specified in the first column of the following table and the substitution therefor of the map references respectively specified in the second column of that table—

<i>First column.</i>	TABLE.	<i>Second column.</i>
54762541		KV07899189
54722525		KV07829147
54632530		KV07779156
54702514		KV07809133
54502501		KV07609120
54702505		KV07809122
54602498		KV07709118
54282488		KV07529115
54352492		KV07489118
54242482		KV07369106
54402490		KV07509112
54652495		KV07749117
54532475		KV07639098

Passed the Legislative Council of Hong Kong, this 3rd day of September, 1958.




Deputy Clerk of Councils.

(Secretariat GR1/3341/58)

HONG KONG

No. 30 OF 1958.

I assent.



[Signature]

Governor.

4th September, 1958.

An Ordinance further to amend the Magistrates Ordinance,
Chapter 227.

[5th September, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice
and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Magistrates Short title.
(Amendment) Ordinance, 1958.

Amend-
ment of
section 5.
(Cap. 227).

2. Section 5 of the Magistrates Ordinance (hereinafter referred to as the principal Ordinance) is amended by the addition, after subsection (5), of the following new subsection—

“(6) Any appointment made under the provisions of subsection (1) may be given effect from a date anterior to that of the warrant by which it is made :

Provided that nothing herein contained shall be deemed to authorize the discharge of any magisterial functions by any person so appointed before the date of the warrant or before the requirements of section 2 (Cap. 90). of the Promissory Oaths Ordinance have been fulfilled.”.

Amend-
ment of
section 8.

3. Section 8 of the principal Ordinance is amended by the deletion of subsection (2) and the substitution therefor of the following—

“(2) Every such summons—

(a) shall be served by a police officer, usher or other officer of a magistrate’s court on the person to whom it is so directed—

(i) by delivering such summons to him personally ; or

(ii) by leaving it with some person for him at his last or most usual place of abode ; or

(b) alternatively, in respect of a person who commits an offence against any of the provisions of the enactments mentioned in the First Schedule, may be served by sending it by hand or by post to his residential or business address,

First
Schedule.

and the police officer or other officer who serves, or effects service of, such summons shall attend before a magistrate at the time and place mentioned in the summons to depose, if necessary, to its service :

Provided always that nothing herein contained shall oblige a magistrate to issue a summons in any case where the defendant appears voluntarily or upon

his recognizance or is in the custody of the police or charged on the charge sheet, and that it shall be lawful for a magistrate in any such event to hear and determine the case in all respects as if the defendant had appeared in answer to a summons.”.

4. Section 9 of the principal Ordinance is repealed and replaced by the following—

Repeal and
replace-
ment of
section 9.

“Issue of
summons,
and
warrant
in case
of dis-
obedience
to summons
or in first
instance
under
certain
circum-
stances.
Rules,
Form 2.

9. (1) If a person served with a summons in accordance with the provisions of paragraph (a) of subsection (2) of section 8, does not appear before a magistrate at the time and place mentioned in the summons, and it is made to appear to the magistrate by oath that the summons was served in the manner prescribed, it shall be lawful for the magistrate to issue his warrant to apprehend the person so summoned, and to bring such person before him or another magistrate to answer to the said complaint or information and to be further dealt with according to law.

(2) If a person served with a summons in accordance with the provisions of paragraph (b) of subsection (2) of section 8, does not appear before a magistrate at the time and place mentioned in the summons, and it is made to appear to the magistrate by oath that the summons was served in the manner prescribed, the magistrate shall order that a fresh summons be served in accordance with the provisions of paragraph (a) of subsection (2) of section 8, on such person and if the person so served still does not appear before a magistrate at the time and place mentioned in the summons, and it is further made to appear to the magistrate by oath that the summons was served in the manner prescribed then it shall be lawful for the magistrate to issue his warrant to apprehend the person so summoned, and to bring such person before him or another magistrate to answer to the said complaint or information and to be further dealt with according to law.

Rules,
Form 2.

(3) Notwithstanding the provisions of subsections (1) and (2), on such information being laid as aforesaid, the magistrate before whom the information has been laid, may, on oath being made before him substantiating the matter of the information to his satisfaction, at any time instead of—

- (a) issuing his summons as prescribed in subsection (1) of section 8; or
- (b) ordering a fresh summons to be served in accordance with the provisions of paragraph (a) of subsection (2) of section 8 as prescribed in subsection (2),

Rules,
Form 3.

issue in the first instance or thereafter his warrant for apprehending the person against whom the information has been laid, and for bringing him before a magistrate to answer to the said information and to be further dealt with according to law.

(4) In any case where a summons is so issued and served in accordance with the provisions of paragraph (a) of subsection (2) of section 8, if, on the day and at the place appointed in and by the summons for the appearance of the party so summoned, such party fails to appear accordingly in obedience to the summons, then and in every such case, if it is made to appear to the magistrate by oath that the summons was served in the manner prescribed, it shall be lawful for the magistrate to proceed *ex parte* to the hearing of the complaint or information, and to adjudicate thereon as fully and effectually to all intents and purposes as if such party had personally appeared before him in obedience to the summons.

(5) A summons shall be deemed not to have been served in the manner prescribed unless service was effected within what is deemed by a magistrate to be a reasonable time before the time appointed in the summons for appearing thereto.”

5. The principal Ordinance is amended by the addition, after section 28, of the following new section—

Addition
of new
section
28A.

“Proof of previous convictions. (Cap. 226). **28A.** Otherwise than in a court sitting in manner provided in section 3 of the Juvenile Offenders Ordinance, where a magistrate—

- (a) has convicted any person; or
- (b) has made an order against any person for the payment of money or otherwise,

and it is proved to the satisfaction of the magistrate, on oath or in the prescribed manner, that not less than seven days previously a notice was served on such person in the prescribed form and in the manner prescribed in paragraph (a) of subsection (2) of section 8 for the service of a summons specifying any alleged previous conviction of such person of a summary offence proposed to be brought to the notice of the magistrate in the events of the conviction of such person of the offence charged, and such person is not present in person before the magistrate, the magistrate may take account of any such previous conviction so specified as if such person had appeared and admitted it.”

6. Section 36 of the principal Ordinance is amended by the deletion of subsection (2) and the substitution therefor of the following—

Amend-
ment of
section 36.

“(2) Notwithstanding the provisions of subsection (1), in reckoning the number of days by which any term of imprisonment would be reduced under this section, the first day of imprisonment shall not be taken into account, and in reckoning the sum which will secure the reduction of a term of imprisonment, fractions of a cent shall be omitted.”

7. The principal Ordinance is amended by the substitution of the words “Second Schedule” for the word “Schedule” wherever it occurs in sections 87A, 88 and 89.

Amendment
of sections
87A, 88
and 89.

Amend-
ment of
section 112.

8. Section 112 of the principal Ordinance is amended by the deletion of paragraph (c) and the substitution therefor of the following—

“(c) the appellant shall after giving notice of appeal to the magistrate’s clerk and within fifteen days after the day of his conviction or the order or determination—

Rules,
Form 87.

(i) enter into a recognizance in the sum of two hundred and fifty dollars, unless a magistrate otherwise orders, conditioned to prosecute his appeal with diligence, to abide by and duly perform the order of the judge or of the Full Court and to pay such costs as may be awarded by the judge or by the Full Court; or

(ii) with the magistrate’s consent, as respects the whole or any part of such sum or any other sum so fixed, give as security for the fulfilment of the conditions prescribed for a recognizance under sub-paragraph (i) such other security, by deposit of money with the magistrate’s clerk, or otherwise, as the magistrate may deem sufficient.”.

Repeal and
replace-
ment of
section 126.

9. Section 126 of the principal Ordinance is repealed and replaced by the following—

“Compelling
magistrate
to do
act and
immunity
for doing it.
1 & 2 Geo.
6, c.63,
s. 19(1)
and Second
Schedule.

126. In all cases where a magistrate refuses to do any act relating to the duties of his office, it shall be lawful for the party requiring the act to be done to apply to the Supreme Court for an order of mandamus, and if the court make the order, no action or proceeding whatsoever shall be commenced or prosecuted against the magistrate for having obeyed the order.”.

Repeal and
replace-
ment of
section 131.

10. Section 131 of the principal Ordinance is repealed and replaced by the following—

“Rules
and First
Schedule.

131. It shall be lawful for the Governor in Council—

(a) to make rules for carrying into effect this Ordinance, and with regard to any matter ancillary thereto; and

(b) by order to amend the First Schedule.”.

11. The principal Ordinance is amended by the addition, after section 132, of the following new Schedule—

Addition
of new
First
Schedule.

“FIRST SCHEDULE.

[s. 8.]

Item.	Ordinance.	Chapter or No. & Year.
1.	Public Health (Sanitation) Ordinance, 1935.	No. 15 of 1935.
2.	Dutiable Commodities Ordinance.	Chapter 109.
3.	Miscellaneous Licences Ordinance.	Chapter 114.
4.	Public Health (Food) Ordinance.	Chapter 140.
5.	Marine Stores Protection Ordinance.	Chapter 143.
6.	Gambling Ordinance.	Chapter 148.
7.	Hawkers Ordinance.	Chapter 157.
8.	Pawnbrokers Ordinance.	Chapter 166.
9.	Dogs and Cats Ordinance.	Chapter 167.
10.	Places of Public Entertainment Ordinance.	Chapter 172.
11.	Summary Offences Ordinance.	Chapter 228.
12.	Road Traffic Ordinance, 1957.	No. 39 of 1957.”.

12. The Schedule to the principal Ordinance is amended by the deletion of the heading “SCHEDULE” and the substitution therefor of the following—

Amend-
ment of
Schedule to
principal
Ordinance.

“SECOND SCHEDULE.”.

13. The sections of the principal Ordinance and the Parts of the Schedule thereto enumerated in the first column of the Schedule to this Ordinance are amended by the deletion of the commas and words respectively shown in the second column of the Schedule to this Ordinance.

Amend-
ment of
principal
Ordinance.
Schedule
to this
Ordinance.

14. Any appointment made under subsection (1) of section 5 of the principal Ordinance before the coming into operation of this Ordinance and expressed to have retrospective effect shall be as valid and effectual for all purposes as if it had been made under section 5 of the principal Ordinance as amended by section 2 of this Ordinance.

Valida-
tion of
previous
retrospec-
tive
appoint-
ments.

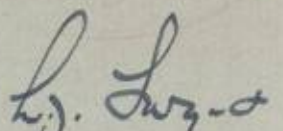
SCHEDULE.

[s. 13.]

Section or Part.	Deletions.
21(4)	“, without hard labour,”.
35(4)	“without hard labour”.
39(2)	“, without hard labour,”.
50	“, with or without hard labour,”.

<i>Section or Part.</i>	<i>Deletions.</i>
53	" , with or without hard labour,".
54	" , or imprisoned and kept to hard labour,". " , or to imprison him and keep him to hard labour, as the case may be,".
55(1)	"or imprisoned and kept to hard labour,". " , or to imprison him and keep him to hard labour, as the case may be,".
55(2)	" , with or without hard labour,".
60(2)	" , without hard labour,".
67	"with or without hard labour,".
69	" , without hard labour,".
98	"with or without hard labour" .
Schedule, Part I, para. 2.	"with hard labour" .
Schedule, Part III, para. 2.	"with hard labour" .

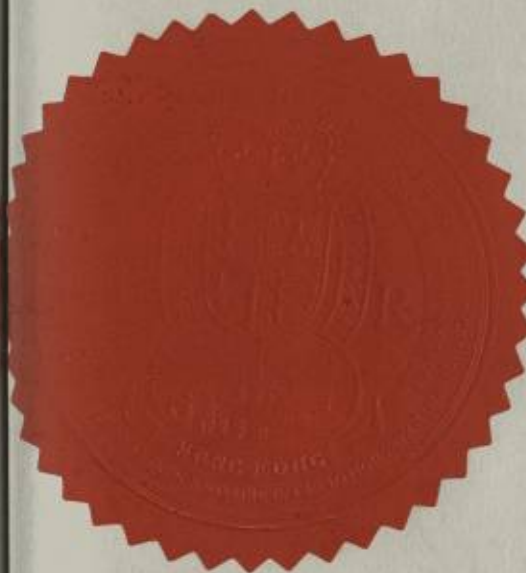
Passed the Legislative Council of Hong Kong, this 3rd day of September, 1958.


Deputy Clerk of Councils.

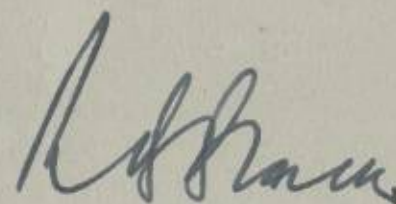
(Secretariat GR9/3231/53)

HONG KONG

No. 31 OF 1958.



I assent.



Governor.

4th September, 1958.

An Ordinance to amend the Criminal Procedure Ordinance, Chapter 221.

[5th September, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as the Criminal Procedure Short title. (Amendment) Ordinance, 1958.

2. Section 66 of the Criminal Procedure Ordinance (hereinafter referred to as the principal Ordinance) is repealed and replaced by the following—

"Proving previous convictions.

66. (1) In any criminal proceedings a previous conviction against any person may be proved in the manner prescribed in this section in addition to any other method of proving such conviction.

Repeal and replacement of section 66. (Cap. 221).

(2) There shall be produced to the Court or Magistrate the following—

First Schedule, Form 6.

(a) a certificate in Form 6 in the First Schedule signed by a police officer authorized in that behalf by the Commissioner of Police certifying the particulars of any previous convictions extracted from the criminal records kept by him, and certifying that copies of the finger-prints exhibited to the certificate are copies of the finger-prints appearing from such records;

First Schedule, Form 7.

(b) a certificate in Form 7 in the First Schedule signed by the police officer present at the taking of the finger-prints from the person before the Court or Magistrate in exercise of the powers conferred by section 54 of the Police Force Ordinance, or by order of the Court or Magistrate under this section, certifying that the finger-prints exhibited to the certificate are those of such person;

(Cap. 232).

First Schedule, Form 8.

(c) a certificate in Form 8 in the First Schedule signed by a police officer authorized in that behalf by the Commissioner of Police certifying that the copies of the finger-prints exhibited to Form 6 and the finger-prints exhibited to Form 7 are those of the same person.

(3) Any certificate issued under this section and purporting to be signed by a police officer shall until the contrary is proved be deemed to have been signed by such police officer and shall be evidence of the facts stated therein.

(4) Where no certificate in Form 7 is available the Court or Magistrate may order that the person before the Court shall have his finger-prints taken and that such a certificate shall be prepared.

(5) Where it is desired to prove a conviction in any other part of the Commonwealth, the Court or Magistrate may accept a certificate in Form 6 purporting to be signed by the person stated therein to be the

person having control of the relevant criminal records, and such certificate shall be evidence of the facts stated therein.”.

3. The First Schedule of the principal Ordinance is amended by the addition at the end thereof of the following—

Amendment of First Schedule.

“FORM 6.

[s. 66.]

Certificate of Previous Conviction.

To the

This is to certify that—

(a) the following conviction(s) is/are recorded in the criminal records in my custody relating to the person whose name appears on such records as and whose finger-prints appear therein also, and

(b) the finger-prints exhibited to this certificate are true copies thereof.

Signed
Authorized to sign by Commissioner of Police under section 68(2)(a).

FORM 7.

[s. 66.]

Certificate of Finger-printing.

To the

This is to certify that the finger-prints exhibited to this certificate were taken on day of at the from the person of in my presence and that at that time such person—

(a) was under arrest in connexion with the offence of

(b) had appeared before this court and had been charged with the offence of

[Delete that which is inapplicable.]

Signed

FORM 8.

[s. 66.]

Certificate of Comparison of Finger-prints.

To the

This is to certify that the copies of finger-prints exhibited to the Certificate of Previous Conviction dated in respect of a person named and the finger-prints exhibited to the Certificate of Finger-printing dated in respect of a person named are those of the same person.

Signed

Authorized to sign by Commissioner of Police under section 66(2)(c)."

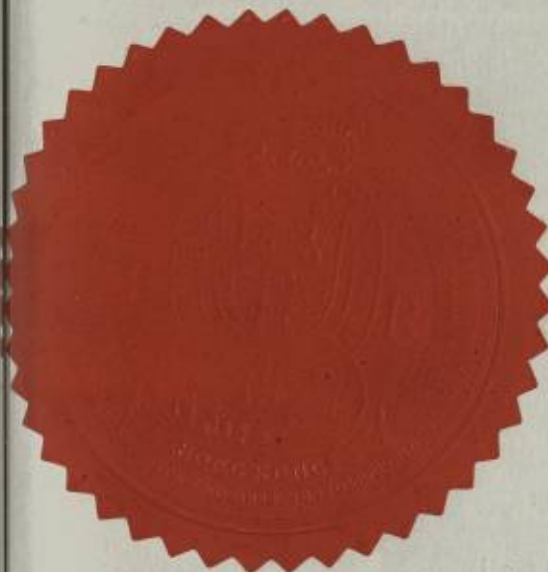
Passed the Legislative Council of Hong Kong, this 3rd day of September, 1958.

H. L. ...
Deputy Clerk of Councils.

(Secretariat GR2/3231/54)

HONG KONG

No. 32 OF 1958.



I assent.

Robert ...

Governor.

4th September, 1958.

An Ordinance to amend the Medical Registration Ordinance, 1957.

[5th September, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

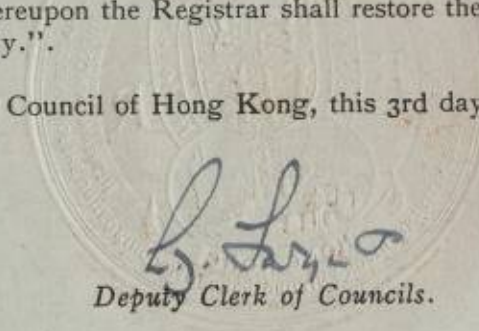
1. This Ordinance may be cited as the Medical Registration (Amendment) (No. 2) Ordinance, 1958. Short title.

2. Section 24 of the Medical Registration Ordinance, 1957, is amended by the deletion of subsection (3) and the substitution therefor of the following— Amendment of section 24. (25 of 1957).

“(3) Any person whose name has been removed or erased from the register under the provisions of this Ordinance, or whose name had been, prior to the

(Cap. 161). commencement of this Ordinance, removed or erased under the provisions of the Medical Registration Ordinance repealed by section 33 of this Ordinance, from the register kept in accordance with the provisions of the repealed Ordinance, may apply to the Council for the restoration of his name to the register and the Council in its absolute discretion and after such enquiry and subject to such conditions, as it may consider desirable, may either allow or refuse the application, and if it allows the same, shall order the Registrar to restore the name of the applicant to the register, and thereupon the Registrar shall restore the name accordingly.”.

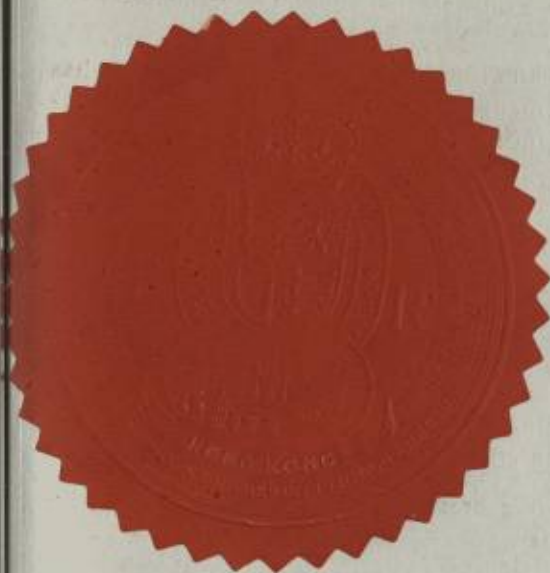
Passed the Legislative Council of Hong Kong, this 3rd day of September, 1958.


L. L. ...
Deputy Clerk of Councils.

(Secretariat CR8/3231/53II)

HONG KONG

No. 33 OF 1958.



I assent.

H. ...

Governor.

4th September, 1958.

An Ordinance to provide for the incorporation of The Hong Kong Council of the Church of Christ in China.

[5th September, 1958.]

BE it enacted by the Governor of Hong Kong, with the advice and consent of the Legislative Council thereof, as follows—

1. This Ordinance may be cited as The Hong Kong Council of the Church of Christ in China Incorporation Ordinance, 1958. Short title.

2. In this Ordinance—

“chairman”, “vice-chairman”, and “treasurer” mean the chairman, vice-chairman and treasurer respectively appointed by the executive committee from time to time to act as such;

Interpretation.