

LAW AMENDMENT BILL.—The Attorney General moved that the Council resolve itself into a Committee of the whole Council to consider the Bill entitled An Ordinance for further promoting the Revision of the Law by amending certain errors contained in, as well as the language used in, the Ordinances now in force.

The Colonial Secretary seconded.

Question—put and agreed to.

Council in Committee on the Bill.

On Council resuming, the Attorney General reported that the Bill had passed through Committee without amendment and moved that it be read a third time.

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a third time and passed.

UNION CHURCH INCORPORATION BILL.—The Second reading of the Bill entitled An Ordinance for the Incorporation of the Trustees of the Union Church at Victoria in this Colony, was not proceeded with.

REGISTERED PARTNERSHIPS BILL.—The Attorney General moved that the Council resolve itself into a Committee of the whole Council to consider the Bill entitled An Ordinance to establish Registered Partnerships and to give effect to certain Chinese Partnership Customs.

The Colonial Secretary seconded.

Question—put and agreed to.

Council in Committee on the Bill.

Council resumed, the Bill being left in Committee.

ADJOURNMENT.—The Council then adjourned until Thursday, the 30th November, 1911.

F. D. LUGARD,
Governor.

Read and confirmed this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Council.

No. 372.—His Excellency the Governor has given his assent, in the name and on behalf of His Majesty the King, to the following Ordinances passed by the Legislative Council:—

Ordinance No. 48 of 1911.—An Ordinance to amend the Merchant Shipping Ordinance, 1899, and certain Ordinances amending the same.

Ordinance No. 49 of 1911.—An Ordinance for promoting the General Revision of the Law by repealing certain enactments which ceased to be in force or have become unnecessary, by amending certain other enactments which stand in urgent need thereof, and by incorporating certain amending Ordinances in their respective principal Ordinances.

Ordinance No. 50 of 1911.—An Ordinance for further promoting the Revision of the Law by repealing certain parts of enactments which have ceased to be in force or have become unnecessary.

Ordinance No. 51 of 1911.—An Ordinance for further promoting the Revision of the Law by amending certain errors contained in, as well as the language used in, the Ordinance now in force.

- Ordinance No. 52 of 1911.—An Ordinance to amend the Peace Preservation Ordinance, 1886.
- Ordinance No. 53 of 1911.—An Ordinance to provide for the registration of Chinese Partnerships, and to enable partners therein to register and thereby to limit their liability.
- Ordinance No. 54 of 1911.—An Ordinance to make provision for impounding stray animals and for the disposal thereof.
- Ordinance No. 55 of 1911.—An Ordinance to amend the law relating to Stamps and Stamp Duty.
- Ordinance No. 56 of 1911.—An Ordinance to amend the Stamp Duties Management Ordinance, 1911.
- Ordinance No. 57 of 1911.—An Ordinance for the Incorporation of the Trustees of the Union Church at Victoria in this Colony.

HONGKONG.

No. 48 of 1911.

An Ordinance to amend the Merchant Shipping Ordinance, 1899, and certain Ordinances amending the same.

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F. D. LUGARD,
Governor.

[29th November, 1911.]

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

Short title and construction.

1. This Ordinance may be cited as "The Merchant Shipping Amendment Ordinance, 1911," and shall be read and construed as one with the Merchant Shipping Ordinance, 1899, (hereinafter called "the Principal Ordinance"), and this Ordinance and the Principal Ordinance together with the Ordinances amending the same may hereafter be cited as "The Merchant Shipping Ordinances, 1899 to 1911".

Adds a new proviso to section 4 (2) of Ordinance No. 10 of 1899.

2. Section 4 sub-section (2) of the Principal Ordinance as amended by the Merchant Shipping Amendment Ordinances, 1905 and 1909, is hereby further amended by the addition thereto of a further proviso as follows:—

"Provided also that any steam trawler or other fishing vessel propelled by mechanical power other than oars or sails regularly engaged in trawling upon the high seas from the Colony shall also be deemed to comply with the requirements of this sub-section if it is provided with a duly certificated Trawling Master or a master possessing at least a River Trade certificate and an engineer possessing a certificate of competency from the Harbour Master of Hongkong."

Amends section 26 of Ordinance No. 10 of 1899.

3. Section 26 of the Principal Ordinance is hereby amended by the deletion of the comma at the end of sub-section (f) of sub-section (1) thereof and by the substitution thereof of a semi-colon followed by the word "or" and by the addition thereafter of the following sub-section:—

Refusing or neglecting to pay fares

"(g.) if any person hiring any vessel refuses or neglects on demand by the person in charge of such vessel to pay lawful fare,"

4. The section 39 of the Principal Ordinance introduced by section 4 of the Merchant Shipping Amendment Ordinance, 1906, is hereby repealed and the following section is substituted in lieu thereof:—

Repeals a section introduced into the Principal Ordinance by section 4 of Ordinance No. 16 of 1906 and substitutes a new section therefor.

PART X.

Junks and Small Boats.

39.—(1.) (a.) The term “Master” shall include any person for the time being in charge or command of any junk.

Definition of “Master”.

(b.) Branch stations of the Harbour Master’s Office shall be maintained at such places in the Colony as the Governor may, from time to time, determine, which shall be under the superintendence and control of the Harbour Master, and shall be called “Harbour Master’s Stations”.

Harbour Master’s Stations.

(c.) The Harbour Master shall with the approval of the Governor, by regulation to be published in the *Gazette*, appoint suitable anchorages in the waters of the Colony to be called “Anchorage for Junks”.

Anchorage for Junks.

Unless and until the limits of such anchorages shall be altered by the Harbour Master, with the approval of the Governor, the limits of anchorages in Table S of the Schedule to this Ordinance shall be in force.

(2.) Every junk within the waters of the Colony shall be licensed in one of the five classes:—

Classification of Junks.

(a.) Trading Junks, (i) that leave the waters of the Colony.

„ (ii) that do not leave the waters of the Colony.

(b.) Fishing Junks.

(c.) Lighters, Cargo Boats and Water Boats.

(d.) Fish Drying Hulks, other Hulks and other Boats.

The licences shall be in the form in Table T of the Schedule to this Ordinance.

Form of Licence for Junks.

The fees shall be those prescribed in Tables T and U, or such others as the Governor-in-Council may from time to time determine.

Fees.

(3.) Every master of a junk who fails to take out a licence under this section shall be liable to a penalty not exceeding one hundred dollars or to imprisonment with or without hard labour for any period not exceeding three months.

Penalty for infringement.

(4.) No junks shall be licensed in more than one class without the permission in writing of the Harbour Master with the approval of the Governor.

Limitation on classes of junk licences.

(5.) Trading Junk Licences shall be issued by the Harbour Master upon payment of the prescribed fee for such periods and subject to such conditions as the Harbour Master with the approval of the Governor may determine. Such conditions shall be endorsed on or contained in such licence and such junk having obtained a trading licence the master thereof shall cause the number of such licence to be printed in figures, which shall not at any time be concealed, twenty inches in length in such colours as the Harbour Master shall direct on each bow and on the stern, and also branded on the hull in figures two inches in length. Every person guilty of a breach of any such conditions or of the provisions of this sub-section shall be liable to a penalty not exceeding two hundred dollars or in default to imprisonment not exceeding six months with or without hard labour in addition to any other penalty he may thereby incur.

Junk Licences.

- Fishing Junk Licence. (6.) Fishing Junk Licences shall be issued by the Harbour Master upon payment of the prescribed fee for such periods and subject to such conditions as the Harbour Master with the approval of the Governor may determine. Such conditions shall be endorsed on or contained in such licence and such junk having obtained a fishing licence the master thereof shall cause the number of the said junk to be painted in figures, which shall not at any time be concealed, twenty inches in length in such colours as the Harbour Master shall direct on each bow and on the stern and on or about the centre of the main sail in black figures not less than twenty-four inches in length and also branded on the hull in figures two inches in length. Every person guilty of a breach of any such conditions or of the provisions of this sub-section shall be liable to a penalty not exceeding one hundred dollars or in default, to imprisonment not exceeding three months with or without hard labour in addition to any other penalty he may thereby incur.
- Licence for Lighters and Cargo Boats. (7.) Lighters, Cargo Boats, Fish Drying Hulks and other Hulks, Sampans and other vessels of any description whatever shall be licensed by the Harbour Master upon the payment of the prescribed fees for such periods and subject to such conditions as the Harbour Master with the approval of the Governor may determine, which conditions shall be endorsed on or contained in such licence and, after such licence shall have been obtained the master thereof shall cause the number of the vessel to be painted in figures, which shall not at any time be concealed, of such size and of such colours and in such position as the Harbour Master shall direct. Every person guilty of a breach of any such conditions or of the provisions of this sub-section shall be liable to a penalty not exceeding one hundred dollars or in default to imprisonment not exceeding three months with or without hard labour in addition to any other penalty he may thereby incur.
- Making of regulations for licensing of junks, etc. (8.) It shall be lawful for the Governor-in-Council to make and publish regulations :—
- (a.) for the licensing, registration, and regulation of cargo-boat-men and lightermen ;
 - (b.) for fixing the scale of fares to be charged in respect of such boats or vessels ;
 - (c.) for the regulation and management of all boats, sampans, or other vessels used as dwelling places within the waters of the Colony and not plying for hire ;
 - (d.) for the registration or licensing of such last mentioned vessels and of the people dwelling in the same ; and
 - (e.) for providing adequate means for preventing by force when necessary any junk leaving the waters of the Colony or any port in violation of this section.
- Provided that unless and until other regulations are made the regulations contained in Table U of the Schedule shall apply.
- Penalty where overcrowding results in drowning of passengers. (9.) In case any greater number of persons or passengers shall be taken or carried in any junk, boat or other vessel aforesaid within the waters of the Colony than is respectively allowed to be carried therein by the regulations in the said Table U or by any regulation hereafter made by the Governor-in-Council, and any one or more of such persons or passengers is or are drowned in consequence thereof, every person who is in charge of such junk, boat or other vessel shall be guilty of a misdemeanor, and may be punished therefor, without prejudice to any civil remedy and in addition to any penalty provided for under the aforesaid regulations.
- Report of arrival and particulars to be furnished. (10.) The master of every junk shall immediately on arrival in the waters of the Colony, report such arrival at the Harbour Master's Office or at the nearest Harbour Master's Station, or, if the said Office or Station is closed, as soon as possible after it shall again be opened for business, and shall deposit the licence and furnish the

particulars hereinafter mentioned, which shall be entered in a register for the purpose, that is to say :—

- (a.) Name and capacity of junk (in piculs).
- (b.) The name, address and description of the owner or owners and of the master.
- (c.) The name and address of every consignee or agent if any of the junk and cargo in the Colony.
- (d.) The description of the cargo on board and number of crew and passengers.
- (e.) The place from which the junk sailed on her voyage to the Colony and the date of departure from such place and of her arrival in the Colony.
- (f.) Whether carrying any and what guns, arms and ammunition.

(11.) The master of any junk about to leave her anchorage at any port of the Colony shall eighteen hours before the time of the intended departure of such junk hoist at the highest mast head such flag or signal as shall from time to time be specified by the Harbour Master and also shall give notice of such intending departure and the nature of the proposed voyage together with the general character of cargo and particulars of any arms, ammunition and other articles on board at the Harbour Master's Office or Station as the case may be at which the licence of such junk has been deposited and he will thereupon if there is no reasonable objection have the licence returned to him. Provided always that in case such junk shall not leave her anchorage within twenty-four hours thereafter, the master shall report the same at the Harbour Master's Office or Station, as the case may be, and the reason thereof and shall if so required to do re-deposit the said licence.

Flag to be hoisted before departure. Clearance.

(12.) The Harbour Master or the officer in charge of any Harbour Master's Station may, upon payment of the fee prescribed in Table T, grant to the master of any junk or other vessel licensed under this section a "Special Permit" valid for one voyage only for the doing of any act mentioned in such permit. Such Special Permit may authorise a trading junk licensed to trade only within the waters of the Colony to leave the waters of the Colony for one voyage only. The Special Permits shall be in the form of entry in the junk's pass book as shown in Table T of the Schedule to this Ordinance.

Special Permits.

(13.) No junks shall leave any port in the Colony without a clearance, unless the safety of the vessel (through stress of weather) shall render it necessary and in such case she shall return to her former anchorage or place in port when such necessity for leaving it shall have ceased.

Junks not to leave without clearance.

(14.) No junk shall leave her anchorage or attempt to leave any port of the Colony between the hours of 6 p.m. and 6 a.m. from October to March inclusive, nor between the hours of 7 p.m. and 5 a.m. from April to September inclusive, except in the case of a licensed fishing junk which has obtained a special permit from the Harbour Master.

No junk to leave at night.

(15.) No licence, special permit or receipt shall be used in respect of any junk other than the junk therein specified, or for any purpose or for any period of time other than the one therein mentioned, and every master of a junk who shall knowingly use or attempt to use any licence or special permit which shall not have been lawfully obtained, shall be liable to a penalty not exceeding three hundred dollars or imprisonment with or without hard labour for any period not exceeding twelve calendar months and every junk in respect of which a licence or special permit shall have been used or attempted to be used in violation of this sub-section may, either with or without the cargo thereof, and whether the master shall have been brought to trial or not, at the discretion of the Court, be forfeited to the Crown.

Penalty for unlawfully using licence, &c.

(16.) It shall be lawful for the Harbour Master to grant to any vessel other than a "Junk" a licence in like manner and in accordance with the provisions of sub-section (4) of this section in relation to Trading Junk

Licences to other vessels.

licences in such cases as it shall appear to him that the vessel referred to is to be employed in the same or similar manner as a "Junk" and such vessel being so licensed shall, so long as the said licence is in force, be considered for all purposes of this Ordinance to be a junk. For any such licence the same fee shall be paid as for a junk.

Junks and other craft to be subject to orders of Harbour Master. (17.) It shall be lawful for the Harbour Master to order all junks, lighters, boats, and other vessels of any description whatever to anchor or secure in such place as he may direct or to prohibit their anchoring, or securing in any particular place, or to order them to remove to any other place.

Discipline of harbour. (18.) It shall be lawful for the Harbour Master to give such orders to all or any junks, or other vessels, for the proper discipline of the harbour and for the prevention of disorder or confusion, or otherwise as he may, in his discretion, think fit.

Penalty for disobeying Harbour Master's orders. (19.) Every master of any junk or other vessel licensed under this section who shall, when within the waters of the Colony, disobey any lawful orders which the Harbour Master may see fit to give, shall be liable to a penalty not exceeding one hundred dollars.

Penalty for bringing mendicants, &c., into the Colony. (20.) Every master of a junk, who brings into the Colony any person who, in the opinion of the Magistrate before whom the charge is tried, has come to the Colony for the purpose of mendicancy, or any person suffering from leprosy or any infectious or contagious disease, or who removes such person from one part of the Colony to another, shall be liable to a penalty not exceeding ten dollars for each offence, unless in the case of any person suffering from any infectious or contagious disease, such master can show to the satisfaction of the Magistrate that he had no reasonable means of knowing that such person was so suffering.

Power to board any junk and demand inspection of documents. (21.) It shall be lawful for the Harbour Master or any person deputed thereto by him, or for any officer or constable of the Police Force, or any Revenue Officer, at any time to stop and board any junk within the waters of the Colony and demand the production of any licence or special permit, and in case by reason of the non-production of any of such documents, or for any other reason, there shall be ground to believe or suspect that any provision of the law has been violated by the master of such junk, or in case the document produced shall appear from the date thereof, or from any other cause, to have been unlawfully obtained, or to be unlawfully used, to arrest such junk and her cargo and the master of such junk, and deliver them into the custody of the Police.

In case of non-payment of penalty by master, the same may be levied by sale of junk. (22.) Every junk, the master of which shall be charged with having violated the provisions of this section, may be forthwith arrested and detained, unless bail to the satisfaction of a Magistrate is given, until the said master shall either have been acquitted of the offence charged or, if found guilty, shall have paid the penalty inflicted upon him, and in case he shall fail to pay, within ten days, any penalty which may be inflicted upon him, the same may be recovered by the sale of such junk, and the balance, if any, of the net proceeds thereof, after deducting therefrom the expenses of such sale and the amount of such penalty as aforesaid, shall be paid to the owner or owners of the junk, if claimed within twelve months from the date of the sale, and if not claimed within that period, shall be forfeited to the Crown: Provided that in case it shall be brought to the knowledge of the Magistrate that there is in the Colony any consignee or agent of such junk no sale thereof shall be made in pursuance of this sub-section until three days' previous notice thereof shall have been given in writing to such consignee or agent.

Transfer to purchaser upon sale of junk. (23.) Every junk forfeited or sold under the provisions of this section shall be transferred to the purchaser thereof, at his expense, by a bill of sale from the Harbour Master, and such bill of sale shall confer upon such purchaser, his executors, administrators and assigns an absolute title to such junk.

(24.) No junk or cargo liable to forfeiture, under the provisions of this section, shall be so forfeited unless the offence in respect of which such junk or cargo is liable to forfeiture, shall be tried by two Police Magistrates sitting together, who shall have power, in their discretion, to extend the period limited by law for an appeal from their decision to the Supreme Court, either before or after the expiration thereof.

Trial of offences under this section.

(25.) Every master of a junk who shall refuse or fail to comply with the provisions of sub-section (10) or (11) of this section, or knowingly give untrue particulars concerning the information which he is thereby required to furnish, shall be liable to a penalty not exceeding two hundred dollars, or imprisonment with or without labour for any period not exceeding six months.

Penalty for infraction of sub-section (10) or (11).

(26.) Every master of a junk violating the provisions of sub-sections (13) or (14) of this section shall be liable to a penalty not exceeding two hundred dollars or imprisonment with or without hard labour for any period not exceeding six months, and such junk and her cargo may, in the discretion of the Magistrates, be forfeited to the Crown. It shall be lawful for any officer or constable of the Police or Harbour Department or for any Revenue Officer to arrest within the waters of the Colony any junk or other Chinese craft leaving or attempting to leave her anchorage, or which he has good reason to believe, had left her anchorage or any port of the Colony between the hours aforesaid.

Penalty for infraction of sub-section (13) or (14).

(27.) If in any action brought in any Court of the Colony, in respect of a collision occurring between sunset and sunrise, in or outside the waters of the Colony, between a junk and another vessel, it is proved that such junk did not carry either the lights prescribed for sailing vessels by the International Collision Regulations or the lights prescribed for junks by sub-section (1) or (2) respectively of section 25 then such junk shall be deemed to be in fault, unless it is shown to the satisfaction of the Court that the circumstances of the case made the omission to carry such lights necessary.

Junk not carrying lights to be deemed in fault for collision.

5. Section 40 of the Principal Ordinance is hereby repealed.

Repeals section 40 of Ordinance No. 10 of 1899.

6. Tables T and U of the Schedule to the Principal Ordinance are hereby repealed and the Tables T and U of the Schedule to this Ordinance are respectively substituted therefor.

Repeal and substitution of Tables T and U.

Passed the Legislative Council of Hongkong, this 23rd day of November, 1911.

C. CLEMENTI,
Clerk of Councils.

Assented to by His Excellency the Governor, the 29th day of November, 1911.

A. W. BREWIN,
Colonial Secretary.

Schedule.

TABLE T.

Table of Fees for Licensed Junks.

Section 39.

		Trading Licences. One year.	Trading Licences. One voyage.	Fishing Licences.
Under	100 piculs,	\$ 6.00	\$1.00	\$1.00
From	100 to 200, ...	8.00	1.25	1.00
"	200 " 300, ...	10.00	1.50	2.00
"	300 " 400, ...	12.00	1.75	2.00
"	400 " 500, ...	14.00	2.00	3.00
"	500 " 600, ...	16.00	2.25	3.00
"	600 " 700, ...	18.00	2.50	4.00
"	700 " 800, ...	20.00	2.75	4.00
"	800 " 900, ...	22.00	3.00	5.00
"	900 " 1,000, ...	24.00	3.25	5.00
"	1,000 " 2,000, ...	26.00	3.50	6.00
"	2,000 " 3,000, ...	28.00	3.75	6.00
"	3,000 " 4,000, ...	30.00	4.00	7.00
"	4,000 " 5,000, ...	32.00	4.25	7.00
"	5,000 " 6,000, ...	34.00	4.50	8.00
"	6,000 " 7,000, ...	36.00	4.75	8.00
"	7,000 " 8,000, ...	38.00	5.00	9.00
"	8,000 " 9,000, ...	40.00	5.00	9.00
"	9,000 " 10,000, ...	42.00	5.00	10.00
Over	10,000 piculs,	44.00	5.00	10.00

The above fees for Trading Junk Licences include the annual fee of \$3 hitherto charged for Special Permits.

\$1 will be charged for each pass book for its first issue. If a pass book is damaged, defaced or lost, a new one will be issued at \$10.

Special Permit for Licensed Fishing Junk, 25 cents.

Fees for Painting Numbers on Junks and Other Boats.

The painting and branding of numbers upon Junks and other Boats, as required by sub-sections (5), (6) and (7) of section 39, shall be done to the satisfaction of the Harbour Master, and by persons duly instructed in that behalf by him. The scale of fees for such painting shall be as follows:—

For Trading Junks and Fishing Junks	
under 100 piculs,	30 cents.
Do., do., of 100 piculs and above,	50 "
" Lighters, Cargo Boats, Water Boats	
Other Boats, Passenger Boats	
A & B, Village Boats, Fish Drying Hulks, Cinder, Bum, Hawker, and Marine Dealers' Boats,	25 "

Special Permit.

Audit No.	Date	Audit No.	Date
Special Permit to	{ Junk No. Boat No.	Special permission is hereby granted to	{ Junk No. Boat No.
for		for	
Fee, 25 cents.		Fee, 25 cents.	
Received.		Received.	
Shroff. for Harbour Master.		Shroff. for Harbour Master.	

(Cover.)



Hongkong Government.

Trading }
Fishing } Junk Licence Book.

No.

(Back of Cover.)

Government of Hongkong.

..... Junk Licence No.

Conditions.

1. This Junk Licence must be deposited at the Harbour Master's Office, or at one of the Harbour Master's Stations, on each occasion upon which the junk to which it is issued arrives at or in the vicinity of such office or station, and the master of such junk shall thereupon give such information as to his late voyage, the cargo and passengers carried and the arms, &c., on board as may be demanded of him. This Licence will be returned to him, on clearance, after similar information from him has been given as to his projected voyage.

2. No junk shall leave the waters of the Colony or be under way within those waters (except by reason of stress of weather) without having her Junk Licence on board.

3. This Licence is to be produced, on demand, to every Harbour or Police or Revenue Officer in the waters of the Colony.

4. This Licence is not transferable. It is valid only for the junk to which it is issued, and to her only for so long as she remains the property of the owner named therein.

5. In the event of a change of ownership, or should the junk to which this Licence is issued be lost or broken up, this book, if available, must be returned to the Harbour Master's Office, or to the nearest Harbour Master's Station.

6. A change of master is to be reported at once, and the Licence endorsed accordingly.

7. In addition to the licence fee specified in Table T a fee of \$1.00 will be charged for each Licence Book issued to any junk. When it has all its pages filled a new Licence Book will be substituted. Should this book be lost, damaged, or destroyed, a new Licence Book will be issued only at the Harbour Master's Office or Station.

8. The crew of the junk to which this Licence is issued are to use their utmost endeavour to save life.

9. No junk or other vessel shall carry stink-pots.

Harbour Master.

(Sheet 1.)

No. of Licence.
 Name of Junk
 " Owner
 Residence of Owner Length
 Name of Master Breadth
 Residence of Master Capacity piculs.
 Agent in Hongkong of
 Crew Males { Over 15..... } Females { Over 15
 { Under 15 } { Under 15 }

Armament.

Cannons	No.	Muskets	No.
Shot	lbs.	Bullets	lbs.
Rifles	No.	Revolvers	No.
Cartridges for	No.	Cartridges for	No.
Gunpowder	lbs.	Percussion caps	Boxes.
Gingalls	No.	Blunderbusses	No.
Swords	No.	Pikes	No.
Spears	No.	Shields	No.
Rockets			
Blue Lights			

Fee \$1.

Date of Issue 19 .

Harbour Master.

For attachment of Receipt for Licence Fees.	

(Sheet 2.)

Number Branded on.....date	19
Number painted on bows & stern.. ,,	19
Number repainted ,,	19

Alterations in Armament.

(Date and authority to be inserted on each occasion)

(Sheet 3.)

Changes of master, or owner, and other leading events in history of junk.

(Sheet 4.)

Name of Station	Date arrd.	19
From	Cargo	
To	Date dep.	19
Cargo		
Fee paid \$	Signature.	

(Cover.)



Hongkong Government.

} Boat Licence.
.....
No.

(Back of Cover.)

Government of Hongkong,

.....Licence No.....

Conditions.

1. This.....Licence must be kept on board.
2. This Licence is to be produced, on demand, to every Harbour or Police or Revenue Officer in the waters of the Colony.
3. This Licence is valid only for the to which it is issued.
4. In the event of change of ownership or should theboat to which this Licence is issued be lost or broken up, this book, if available, must be returned to the Harbour Office.
5. Change of master must be reported and alteration made in this Licence.
6. This boat is allowed to carry passengers.

(Sheet 1.)

No. of Licence,

Name of.....boat (if any),

Name of Owner,

Residence of Owner,.....

Name of Master,.....

Residence of Master,.....

Length,

Breadth,

4. In the event of any change of ownership or should the.....boat to which this Licence is issued be lost or broken up, this book, if available, must be returned to the Harbour Office.

5. Change of master must be reported and alteration made in this Licence.

6. This.....boat is allowed to carry.....passengers.

(Sheet 1.)

No. of Licence,

Name of.....boat (if any),

Name of Owner,

Residence of Owner,.....

Name of Master,

Residence of Master,

Length,

Breadth,.....

Capacity,piculs.

Crew, Males, { (Over 15,)
 (Under 15,.....)

Females, ... { (Over 15,)
 (Under 15,.....)

Received Fee for Licence \$1.00.

Shroff.

Date,.....

for Harbour Master.

(Sheet 2.)

For attachment of Receipt for Licence Fee.	

(Sheet 3.)

For record of changes and events.

Sections 28,
39 and 43.

TABLE U.

*Regulations for the Licensing, Management, and
Control of Junks and Small Boats.*

GENERAL.

Obligation of licence.	1. All boats or vessels referred to in these Regulations must be duly licensed as therein directed. No person shall engage or let out for hire any boat or vessel unless it has been licensed according to these Regulations.
Showing of licence to certain officers.	2. Every person in charge of a licensed boat or vessel must stop and show his licence when required to do so by any member of the Police Force or by any officer of the Harbour Department, or by any Revenue Officer, or by the employer of such boat or vessel, each of whom is hereby empowered to board and examine such boat or vessel.
Power to stop and search.	3. All boats or vessels may be stopped and searched by any member of the Police Force or by any officer of the Harbour Department, or by any Revenue Officer, and every person in or on board such boat or vessel shall answer truly all questions put to him by such member or officer as to the ownership of such boat or vessel, and any such answer may be given in evidence in any proceedings thereafter instituted against any person in or on board of such boat or vessel at the time when she was so searched.
Prosecution for breach of Regulations.	4. For any breach of these Regulations the licensee or owner or any of the crew of a licensed boat or vessel shall be liable to be prosecuted before a Magistrate, and, if found guilty, to be punished accordingly.
Penalty for breach of Regulations.	5. Any breach of these Regulations shall be punishable with a penalty not exceeding one hundred dollars or in default of payment with imprisonment for three months with or without hard labour.
Issue of licences by the Harbour Master.	6. Licences shall be issued by the Harbour Master on production of a certificate from the Inspector of Junks stating the particulars required by the Form hereto annexed. Each licence shall be numbered and shall not be transferable.
Issue of duplicate licences.	7. Whenever any licence issued under these Regulations has been lost or destroyed, a duplicate thereof may be granted by the proper officer if he is satisfied of such loss or destruction, upon payment of one-tenth of the original fee in no case exceeding \$1.
Suspension or cancellation of licences by the Harbour Master.	8. The issue of a licence shall be in the discretion of the Harbour Master and any licence may be suspended or cancelled by him, if it shall be proved to his satisfaction after due enquiry that the licensee or any of the crew of the boat or vessel has been guilty of any breach of these Regulations or of misconduct in connection with the requirements thereof.
Particulars and duration of licences.	9. Licences shall state the length, breadth, depth, and measurement in piculs of the boat or vessel and shall be valid for one year only or for such less period as shall be named in the licence. For those mentioned under I, III and IV of these Regulations, licences will be issued from the 1st July and for the remainder from the 1st April. Half yearly licences may be issued at the discretion of the Harbour Master.
Painting of number of licence.	10. Every boat or vessel, for which a licence has been granted, shall carry on each bow and on the stern the number of the licence legibly painted to the satisfaction of the Harbour Master, and branded on the hull in figures two inches in length. Such number shall be the only one permitted and shall not be concealed.
Painting of number by authorised persons.	The number shall be painted by persons duly authorised in that behalf by the Harbour Master and for such fees as he shall from time to time direct.

11. No boat or vessel shall ply for hire within 300 feet of any Ship-of-War without the written permission of the Harbour Master or of the officer in command of such Ship-of-War.

Prohibition of plying near Ship-of-War.

12. Every junk, cargo-boat or other vessel, when lying alongside any ship or landing place, or at anchor within the waters of the Colony, shall keep her "Yulo" out of water and rigged in so as not to project out-board.

Yulo to be rigged in.

13. All boats or vessels licensed under these Regulations on leaving or entering any port within the waters of the Colony, except when actually conveying or in the employ of pleasure parties, shall comply with the provisions of section 39 of this Ordinance relating to the entry and clearance of Junks.

Compliance with provisions as to entry and clearance.

14. Every boat or vessel other than a junk shall when under way, between sunset and sunrise, exhibit a white light at the bow visible all round at a height of not less than 3 feet above the gunwale. If of 150 feet or upwards in length, she shall exhibit two such lights, one at the bow and one at the stern, the former being not less than 20 and not more than 40 feet above the hull and the latter not less than 15 feet lower than the former. Every boat propelled by oars at anchor or at moorings or alongside any wharf shall between sunset and sunrise exhibit a white light at the bow visible all round at a height of not less than 3 feet above the gunwale.

Exhibition of light.

15. If the boat or vessel is propelled or pumped by steam power the boiler must be surveyed as provided under sub-section (22) of section 37 of this Ordinance, and the certificate must be produced to the Harbour Master.

Survey of boilers of vessel propelled or pumped by steam power.

16. The licence of a boat or vessel propelled or pumped by steam shall be liable to be cancelled or suspended at any time by the Harbour Master on the report of the Government Marine Surveyor that in his opinion the boat or vessel is not fit for the service for which she is intended.

Cancellation or suspension of licence of vessel propelled or pumped by steam.

17. The number of adult persons or passengers taken or carried in any junk, boat or other vessel within the waters of the Colony shall not exceed—

Passenger and crew allowance.

(a.) in the case of vessels not exceeding 150 piculs, one passenger for every ten piculs with an additional crew allowance of four adults;

(b.) in the case of vessels exceeding 150 piculs and not exceeding 1,000 piculs, one passenger for every ten piculs with an additional crew allowance of eight adults;

(c.) in the case of vessels exceeding 1,000 piculs, one passenger for every ten piculs with an additional crew allowance of 15 adults.

I.—PASSENGER BOATS.

18. No boat shall carry more than the number of passengers for which it is licensed, and no boat shall carry any cargo except passengers' baggage.

Number of passengers.

19. Every boat shall go alongside a wharf when ordered to do so by a member of the Police Force, and shall, when conveying passengers, be carefully steered, and travel with reasonable expedition.

Regulation of movements.

20. Every boat shall, as regards repairs and cleanliness, be kept in a state fit for public use.

Boat to be in a state fit for public use.

21. Every boat shall, between sunset and sunrise, keep a lighted lantern with the licence number either painted on the glass or cut in on the frame in figures at least 2 inches in height, to be produced when demanded.

Exhibition of Light.

Obligation as to fare and passengers. 22. No person in charge of a boat shall demand more than the fare provided by these Regulations, nor shall he refuse to take a passenger, except for some reasonable cause, anywhere between the North point of Hongkong and Hung Hom point on the East; Belcher's Bay and West point of Stonecutters' Island on the West; Shamshui-po and West point of Stonecutters' Island on the North.

Boat to surrender licences. 23. Passenger boats when engaged by Ships-of-War or other vessels for their exclusive use shall surrender their licence to the Harbour Master and shall be given a permit stating the name of the ship for which they are engaged, and whilst holding such a permit passenger boats shall not be permitted to take casual passengers.

Classes of Passenger Boats. 24. Passenger boats shall be divided into two classes—A and B.

Crew for Class A. 25. Class A passenger boats shall carry not less than 2 males between the ages of 15 and 60 as part of the crew.

Limits to ply. 26. No passenger boat other than a passenger boat in Class A shall be permitted to take on board passengers at any point of the Praya between Ship Street Pier on the East and New Harbour Office Pier on the West.

Limits to anchor. 27. No passenger boat other than a passenger boat in Class A shall be permitted to anchor or remain stationary within 100 yards of the Praya between Ship Street on the East and New Harbour Office Pier on the West.

Tables of Fares. 28. The following is the Table of Fares for passenger boats :—

PER DAY OF 12 HOURS.

Class A.

For 1st class boats,	\$3.00
For 2nd class boats,	2.00
For all other boats,	1.50

Class B.

For 1st class boats,	\$2.00
For 2nd class boats,	1.50
For all other boats,	1.00

Class A.

Per hour with two passengers,	40 cents.
Per half-hour,	20 "

For each extra passenger, 10 cents for half-an-hour; 20 cents per hour.

Between sunset and sunrise, 10 cents extra per passenger.

Class B.

Per hour with two passengers,	20 cents.
Per half-hour,	10 "

For each extra passenger, 5 cents for half-an-hour; 10 cents for an hour.

Between sunset and sunrise, 10 cents extra per passenger.

"1st Class Boats" are those measuring 30 feet and above in length.

"2nd Class Boats" are those measuring from 20 to 30 feet in length.

"All other Boats" are those of under 20 feet in length.

Exhibition of scale of fares. 29. The table of fares shall be hung conspicuously in the boat and shall be shown to anyone demanding to see it.

30. The following licence fees shall be charged in respect of passenger boat licences:—

For boats in class A, \$3 for each 10 feet or part of 10 feet in length with a minimum fee of \$3 and a maximum fee of \$15.

For boats in class B, \$2 for each 10 feet or part of 10 feet in length with a minimum fee of \$2 and a maximum fee of \$10.

Village boats,\$1.

II.—LIGHTERS, CARGO AND WATER BOATS.

31. No boat or vessel shall have a false bottom or any other secret compartment for the concealment of goods or persons. Prohibition of false bottom.

32. No licensee of a cargo boat shall refuse to let his boat, except for some reasonable cause. Obligation to let boat.

33. Lighters and cargo boats will be allowed to carry as passengers only such persons as may be in charge of goods or baggage for the conveyance of which the boat is hired or used, or who may be required or may have been required to assist in loading or unloading. Restriction on conveyance of passengers.

34. The following is the maximum scale of hire for cargo-boats:— Maximum scale of hire.

	<i>Per day or night of 12 hours.</i>	<i>Per load.</i>
Boat of 800 piculs and upwards	\$10.00	\$5.00
„ under 800 & not less than 500 piculs.	5.00	3.00
„ under 500 & not less than 100 piculs.	3.00	2.00
„ under 100 piculs	1.50	1.00

35. The following licence fees shall be charged:—

	Licence Fees.
Under 100 piculs,	\$ 6
From 100 to 200 piculs,	10
„ 200 to 300 „	14
„ 300 to 400 „	18
„ 400 to 500 „	22
„ 500 to 600 „	26
„ 600 to 700 „	30
„ 700 to 800 „	34
„ 800 to 900 „	38
„ 900 to 1,000 „	42
„ 1,000 to 2,000 „	46
„ 2,000 to 3,000 „	50
„ 3,000 to 4,000 „	54
„ 4,000 to 5,000 „	58
„ 5,000 to 6,000 „	62
„ 6,000 to 7,000 „	66
„ 7,000 to 8,000 „	70
„ 8,000 to 9,000 „	74
„ 9,000 to 10,000 „	78
Over 10,000 piculs,	82

N.B.—A vessel exceeding 2,000 piculs shall be deemed to be a “Lighter” under these Regulations.

\$1 will be charged for each pass book for its first issue.

III.—CINDER BOATS, BUM BOATS, HAWKERS' BOATS AND MARINE DEALERS' BOATS.

36. Every boat shall keep a lighted lantern with the licence number either painted on the glass or cut in on the frame in figures at least 2 inches in height to be produced when demanded. Exhibition of light.

Obligation to number of persons permitted to carry. 37. No boat shall carry more than the number of persons for which she is licensed.

Licence Fees. 38. The following licence fees shall be charged :—
\$1 for each 10 ft. or part of 10 ft. in length with a minimum of \$1 and a maximum of \$5.

IV.—FISH-DRYING AND OTHER VESSELS USED AS HULKS.

Licence Fees. 39. The following licence fees shall be charged :—

Under 100 piculs,	\$ 3
From 100 to 200 piculs,	4
" 200 to 300 "	5
" 300 to 400 "	6
" 400 to 500 "	7
" 500 to 600 "	8
" 600 to 700 "	9
" 700 to 800 "	10
" 800 to 900 "	11
" 900 to 1,000 "	12
" 1,000 to 2,000 "	15
" 2,000 to 3,000 "	18
" 3,000 to 4,000 "	21
" 4,000 to 5,000 "	24
" 5,000 to 6,000 "	27
" 6,000 to 7,000 "	30
" 7,000 to 8,000 "	33
" 8,000 to 9,000 "	36
" 9,000 to 10,000 "	39
Over 10,000 piculs,	42

\$1 will be charged for each pass book for its first issue.

V.—ALL OTHER BOATS OR VESSELS OF ANY DESCRIPTION AND USED FOR ANY PURPOSE NOT ALREADY SPECIFIED (EXCEPT BONA FIDE PLEASURE BOATS).

Steamships not to be approached. 40. No boat shall without lawful authority or reasonable excuse approach within 30 feet of any steamship lying at anchor or at moorings or alongside any wharf at Kowloon.

Obligation to number of persons permitted to carry. 41. No boat shall carry more than the number of persons for which it is licensed.

Licence Fees. 42. The licence fees to be charged shall be half those provided for Lighters, Cargo and Water Boats.

HONGKONG.

No. 49 OF 1911.

An Ordinance for promoting the General Revision of the Law by repealing certain enactments which have ceased to be in force or have become unnecessary, by amending certain other enactments which stand in urgent need thereof, and by incorporating certain amending Ordinances in their respective principal Ordinances.



F. D. LUGARD,
Governor.

[29th November, 1911.]

WHEREAS with a view to the revision of the of the Statute Law of the Colony, and particularly to the improvement of the New Edition of Laws authorised by Ordinance No. 19 of 1911, it is expedient, in accordance with the provisions of section 6 (4) of that Ordinance, that the repeal of the whole or of any considerable part of certain Ordinances which have ceased to be in force or have become unnecessary should be collected into one Ordinance; And Whereas as many of the Ordinances now in force stand in urgent need of amendment, it is expedient, in order to avoid a multiplicity of small Ordinances being presented to the Legislative Council, that such amendments should also be collected into one Ordinance; And Whereas it is expedient more completely than at present to incorporate many of the amending Ordinances now in force into the body of their respective principal Ordinances; And Whereas it is convenient that the repeals, amendments and incorporations aforesaid should be combined into one Ordinance for the General Revision of the Law :—

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

1. This Ordinance may be cited as the General Short title.
Revision Ordinance, 1911.

2. In this Ordinance, expressions similar in Interpreta-
tion of
terms.
form to the following—

“ No. 1 of 1844 ”

indicate an Ordinance of the year referred to therein together with its serial number ;

and the letters and words "s.", "ss.", "sub-s.", "sub-ss." indicate the words "section", "sections", "sub-section" and "sub-sections", respectively;

and the marginal notes indicate the principal Ordinance affected by the sections to which they relate.

Provision for printing amendments, etc.

3. In all editions of the Laws of Hongkong hereafter to be printed the provisions of the Ordinances which are hereby repealed shall be omitted, and the provisions which are hereby amended shall be printed as so amended, and the said Ordinances shall be construed and enforced accordingly.

Commencement of Ordinance.

4. This Ordinance shall come into force by Proclamation of the Governor, which shall not be issued until after the Legislative Council has authorised the use of the New Edition of the Laws of Hongkong now in course of preparation.

No. 1 of 1844.

5. The following amendments are made in No. 36 of 1902 amending No. 1 of 1844 (Land Registration):—

ss. 2 and 5 are repealed;

in s. 3, for "the schedule hereto" there shall be read "the 2nd schedule";

ss. 3 and 4 shall be read as one section, which shall stand in lieu of s. 26 of No. 1 of 1844 which is repealed;

in the schedule, the words "List No. 2" and "(in accordance with the requirements of Ordinance No. 3 of 1844)" are repealed;

and in item 13, after the words "other document" there shall be inserted, "issued from the Land Office".

No. 1 of 1845.

6. In order to incorporate No. 7 of 1905 and No. 1 of 1906 with No. 1 of 1845 (Summary Offences):—

ss. 3 and 4 of No. 7 of 1905 shall be sub-ss. of a new section, numbered 11*a*, of No. 1 of 1845, and shall be numbered "(1)" and "(2)" respectively, and in "(2)" for the words "of the last preceding section" there shall be read "of this section"; and s. 2 of No 7 of 1905, as repealed and replaced by s. 2 of No. 1 of 1906, shall be sub-s. (3) of s. 11*a* afore-said, in which the following words are repealed:—"For the purposes of sections 3 and 4 of this Ordinance the expressions", "be deemed to", "and extend to", "in the Colony".

No. 1 of 1860.

7. In order to incorporate No. 21 of 1902 and No. 8 of 1911 with No. 1 of 1860 (Pawn-brokers):—

s. 3 of No. 21 of 1902 shall be sub-s. (3) of s. 4; and ss. 4 and 5, as amended

by No. 8 of 1911, shall be one section which shall stand in lieu of s. 8 of No. 1 of 1860 ;

and the first paragraph of the said s. 5 shall read as follows :—

“Every lender shall expose in a conspicuous place in his shop a list to be furnished by the Registrar General, of the rates chargeable by this section, in English and Chinese.”

8. In order to incorporate No. 7 of 1909 with No. 5 of 1865. No. 5 of 1865 (Larceny) :—

ss. 2 and 3 of No. 7 of 1909 are repealed ;
and

s. 4 of No. 7 of 1909, as amended by No. 24 of 1911, shall be read and numbered as s. 62 of No. 5 of 1865, and s. 63 of that Ordinance is repealed ; and references in any enactment to ss. 62 and 63, or to either of them, shall be construed as references to s. 62, as herein ordered to be printed.

9. In ss. 24 and 26 of No. 5 of 1865, and Nos. 5 and 6 of 1865. in s. 21 of No. 6 of 1865, the value of the property or of the injury therein specified as of “24 cents” shall be altered to “25 cents”, and the said sections are amended accordingly.

10. The following amendments are made in No. 2 of 1866. No. 2 of 1866 and the other Hongkong and Shanghai Bank Ordinances :—

(i.) No. 5 of 1887, with No. 18 of 1901 and No. 5 of 1900, are repealed.

(ii.) In No. 1 of 1899,
in s. 3, for “the principal Ordinance” there shall be read “Ordinance No. 2 of 1866”.

(iii.) In No. 6 of 1907,
the preamble is repealed ;
s. 2 shall be numbered s. 22, and shall stand in lieu of s. 22 of No. 2 of 1866, in which the following the words are repealed :—“in s. 22 of the Principal Ordinance”, “therein mentioned”, “of the company” after “shareholders”, “of the Principal Ordinance” before “nothing herein”, “of the company” after “and notes” ;

in s. 3, the words “as hereby amended” are repealed ;

in s. 4, the words “and including the” twice, “existing or future”, “or may hereafter establish”, are repealed.

11. In No. 1 of 1869 (Promissory Oaths) :— No. 1 of 1869 and No. 44 of 1902.
ss. 10 and 12 are repealed and are re-enacted as ss. 9 and 10 respectively of the Naturalization Ordinance, No. 44 of 1902, and the existing s. 10 of that Ordinance is repealed.

No. 1 of
1870.

12. The following provision is made with regard to No. 1 of 1870 and the other Tung Wa Hospital Ordinances :—

No. 1 of 1900 and No. 9 of 1904 shall be treated in all respects as if they were part of and incorporated in No. 1 of 1870, and all words used therein, as well as in No. 38 of 1911, shall have the same meaning as such words have when used in No. 1 of 1870.

No. 1 of
1871.

13—(1.) In order to incorporate No. 3 of 1902 with No. 1 of 1871 (Legal Practitioners), s. 2 of the former shall be a new paragraph to s. 21 of the latter Ordinance, in which for “section 5 of Ordinance No. 3 of 1871” there shall be read “section 21”, and the words from “to amend” to “Scotland” are repealed.

(2) In s. 27 of No. 1 of 1871, instead of the words “shall be liable for every such offence to forfeit to the Crown a penalty not exceeding two hundred dollars”, there shall be read the following :—

“shall be liable for every such offence to forfeit a penalty of 200 dollars; Provided that no proceedings for the recovery thereof shall be instituted without the consent of the Attorney General”.

No. 1 of
1872.

14. No. 1 of 1872 (Foreign Offenders Detention), being no longer applicable to Japan, the words “and Japan” in the preamble, and “or Japan” in ss. 3 and 5 respectively, are repealed.

No. 1 of
1875.

15.—(1.) Whereas no powers of arrest have by any of the Ordinances relating thereto been given to the police force employed in the Royal Naval Establishments, and it is expedient that such powers be conferred upon the members thereof, the following is substituted for s. 2 of No. 1 of 1875 :—

“The police force employed in the Royal Naval Establishments shall within the said Establishments have all the powers, protection, and privileges of officers of police of corresponding rank, and the Commodore or officer in charge of the Royal Naval Establishments on shore may make rules and regulations for the government of the said force.”

(2.) All arrests heretofore made by any member of the said force, and all proceedings had and taken thereunder are hereby declared to have been as legal as if the above provision had been contained in the Ordinances by which the said force has been constituted and governed.

No. 5 of
1875.

16. No. 5 of 1875 (Oral Examination of Prisoners), being in conflict with No. 16 of 1906, is repealed, and also ss. 34 and 35 of No. 2 of 1889, and s. 97 and form No. 71 in the schedule of No. 3 of 1890.

17. The rate of interest which by No. 6 of 1875 the Court may award on sums recovered by the Crown under that Ordinance shall be 8 instead of 12 per cent. per annum, as therein provided; and s. 7 is amended accordingly.

18.—(1.) In order to incorporate No. 15 of 1902 with No. 7 of 1875 (Marriage), s. 4 of the former shall be a new paragraph to s. 25 of the latter Ordinance.

(2.) In s. 5 of No. 15 of 1902, the proviso is repealed, and in lieu thereof there shall be introduced into s. 35 of No. 7 of 1875 the following:—

“Provided always that it shall be lawful for the Governor-in-Council to make such alterations therein as shall be deemed advisable.”

19. The title of No. 1 of 1882 shall be—“To make provision with respect to the Banishment of Undesirable Aliens, and Conditional Pardon of certain Persons; and the short title shall be “The Banishment of Undesirable Aliens and Conditional Pardons Ordinance, 1882”.

20. The tramways numbered 1 to 5 referred to in No. 2 of 1883 (Peak Tramway), having been abandoned, the following amendments are made in the said Ordinance:

(i.) The title shall read as follows—

“For authorising the construction of the Peak Tramway”;
and the short title shall be—

“The Peak Tramway Ordinance, 1883”.

Throughout, for “Tramway No. 6” there shall be read “the tramway”; for “tramways” there shall be read “tramway”; for “any tramway” there shall be read “the tramway”; and the word “said” before “tramway” is repealed; and the necessary grammatical changes are hereby authorised to be made.

(ii.) In s. 2, the first nine definitions are repealed; and the following new definition is introduced—

“The company” means the persons to whom the promoters of the undertaking have assigned, with the assent of the Governor-in-Council, the rights and privileges in connection with the construction of the tramway.

(iii.) The following sections are declared to come within the scope of the repeal effected by s. 2 of No. 9 of 1902:—

ss. 5 (2) paragraphs (a) to (e), 11, 36, 43 (2), 53 (1) and (2), 58; and in s. 42 (1) (e) the words from “as regards Tramways” to “Nos. 5” and the proviso, are repealed.

The 1st schedule, and in the 2nd schedule the items numbered (1) and (2), and the 4th and 5th schedules are repealed.

(iv.) The following sections are repealed:—

ss. 3, 4, 6, 7, 10, 13 to 20, 22, 23, 26 to

32, 40, 41, 44, 50, 53 (3), 55 to 57,
64 to 125, 130, 132 to 134.

(v.) In the 3rd schedule, the following are repealed—

in the tariff headed “Animals”—
items (1) and (2), and in item (3)
the words “calf, pig, or other”,
and the heading “Animals”;
the tariff headed “Goods and Minerals”;
in the tariff headed “Small parcels”, the
proviso;
and in the “Regulations as to Tolls” all
except paragraph (3), and the
heading.

(vi.) So much of the schedules as is not repealed shall form one schedule headed “Table of Tolls”, in which item (3) of the 2nd schedule shall be item (1); item (3) under the heading “Animals” in the 3rd schedule shall be item (2); the tariff for “Small parcels” in the 2nd schedule shall be item (3), together with the 3rd paragraph of the “Regulations as to Tolls” in that schedule, in which the words and figure “3.—In respect to all articles, except stone and timber” are repealed.

(vii.) All the remaining sections shall be numbered consecutively from 1 to 37; except that ss. 48 and 49 shall form one section to be numbered s. 21, in which after the word “notice” there shall be inserted a comma, and the words “and shall” shall be substituted for “The Governor-in-Council shall”, and for the words “for such user as aforesaid” there shall be read “therefor”; and s. 61*a*, introduced by No. 14 of 1909, shall be numbered s. 28.

(viii.) No. 9 of 1902 is repealed.

No. 3 and 4
of 1884.

21. Nos. 3 and 4 of 1884 having served their purpose, and the wharves and piers authorised to be constructed by them having become the property of the Government, the said Ordinances are repealed.

No. 1 of
1885.

22. Whereas it is expedient to clear up certain doubts as to the meaning of some of the provisions of No. 1 of 1885 (Unclaimed Balances), the following amendments are made therein:—

(i) In s. 4—

instead of the words from “if no claimant appears” to “revenue of this Colony” there shall be read:—

“if no claim is made within 5 years from the date of the decease of the intestate, the funds remaining from the estate of such person will be transferred to the revenue of this Colony subject to the provisions of this Ordinance”.

(ii.) In s. 5—

instead of “appropriated for the general purposes of the Colony”, there shall be read:—

“ transferred to the general revenue subject to the provisions of this Ordinance as to refund if claimed after such transfer ”;

instead of “ for claims to such balance of such estate ” there shall be read:—

“ as required by the last section ”;

and instead of “ against such balance ” there shall be read:—

“ against the estate ”.

(iii.) In s. 7—

instead of “ subject to refund as hereinafter provided ” there shall be read:—

“ subject to the provisions of this Ordinance as to refund if claimed after such transfer ”.

(iv.) In s. 8—

instead of “ paid into the Colonial Treasury ” there shall be read:—

“ transferred into the general revenue ”;

and instead of the words from “ and the Colonial Treasurer ” to the end, there shall be read:—

“ which shall be served on the Treasurer, who shall comply therewith ”.

(v.) in s. 9—

instead of “ to the petitioner ” there shall be read:—

“ to such person as is mentioned in the order ”.

23. The loan authorised to be raised by No. 6 of 1886 having been repaid, the Ordinance is repealed. No. 6 of 1886.

24. Whereas it is expedient that the panel of special jurors should be formed of the same number in criminal as in civil cases, s. 11 of No. 6 of 1887 (Jury) is amended as follows:— instead of the words “ with this exception ” to the end, there shall be read “ but the number to be drawn shall in all cases be seventeen ”. No. 6 of 1887.

25. The sale of property authorised by No. 7 of 1887 (Rhenish Missionary Society, Sale of Property, Ordinance, 1887) having been completed, and the proceeds, after being held by Ferdinand Wilhelm Districh and Emmanuel Genahr therein referred to as trustees for the Rhenish Missionary Society, and by others the trustees succeeding them, and being now held in trust for the said Society, the object of the said Ordinance is exhausted, and the said Ordinance is repealed; Provided that the existence of the said trust shall in nowise be affected by this section. No. 7 of 1887.

26.—(1.) In order to incorporate No. 12 of 1906 with No. 3 of 1888 (Regulation of Chinese):— No. 3 of 1888.

(i.) No. 12 of 1906 and s. 7 (2) of No. 3 of 1888 are repealed and the provisions thereof are re-enacted and embodied in three sub-ss. of s. 7 of No. 3 of 1888, which shall read and be re-numbered as follows :—

“(2.) The Governor-in-Council may by order extend the provisions of this Part to any part of the Colony, and such part shall thereupon constitute a district for the purposes of registration.

(3.) The Governor-in-Council may alter any district or the boundaries thereof.

(4.) The boundaries of every district shall be set out in a map to be kept at the Office of the Registrar General, a duplicate of which shall be kept at the Office of the Director of Public Works.”

(2.) In s. 12 of No. 3 of 1888, instead of the words “two sureties”, there shall be read “one surety”.

(3.) ss. 28 (1) and 28 (2) of No. 3 of 1888, shall be renumbered as sub-ss. (4) and (5) respectively of s. 27; and the following shall stand as s. 28 :—

“All the provisions of ss. 22 to 27 shall apply not only to the places therein specified respectively, but also to such other places or districts as may be specified in regulations made by the Governor-in-Council.”

(4.) s. 53 is repealed and replaced by the following :—

“53. Every person convicted of an offence against this Ordinance for which no penalty is specially provided shall be liable for a first offence to imprisonment for any term not exceeding one month, and to a fine not exceeding 50 dollars; and for a second or subsequent offence to imprisonment for any term not exceeding 2 months, and to a fine not exceeding 100 dollars.”

No. 1 of
1889.

27. There being no longer any Chinese emigration to South Africa, No. 13 of 1904, and s. 3 of No. 4 of 1908 amending No. 1 of 1889 (Chinese Emigration), are repealed.

No. 1 of
1889.

28. In order to bring the provisions of s. 110 of No. 1 of 1889 (Chinese Emigration) into uniformity with the existing law as to flogging, instead of the provision that the offender if a male may “be once, twice, or thrice whipped” there shall be read the words “shall be flogged”.

No. 2 of
1889.

29. The following amendments are made in No. 2 of 1889 (Evidence), as amended by No. 2 of 1908:

(i.) ss. 2, 3 and 4 of No. 2 of 1908 shall be read as one section, to be numbered s. 23a, of No. 2 of 1889, of which s. 2 (1) of No. 2 of

1908 shall be sub-s. (1), and s. 2 (2) shall be sub-s. (2), and s. 3 shall be sub-s. (3), in which the words "In this section" shall be substituted for "In this Ordinance", and the definition of "British possession" is repealed; and s. 4 shall be sub-s. (4).

(ii.) And whereas it is expedient that the provisions of s. 23 of No. 2 of 1889 relating to the dominions should be uniform with those of s. 23*a* aforesaid:—

in s. 23 of No. 2 of 1889, instead of "other British Colony" or "British Colony" wherever they occur, there shall be read "British possession";

and in s. 26 (2) of No. 2 of 1889, instead of "any country, colony, or dependency in Her Majesty's dominions" there shall be read "any British possession".

30. In order to incorporate No. 17 of 1909 with No. 4 of 1889 (Stonecutters Island):—^{No. 4 of 1889.}

ss. 3, 4, and 5 of No. 17 of 1909, shall form one section, numbered s. 5, of No. 4 of 1889, of which the said sections shall be sub-ss. (1), (2) and (3) respectively; in (2) for "anchors" there shall be read "so anchors", and the words "contrary to the provisions of section 3 of this Ordinance" are repealed; and in (3) for "For the purposes of this Ordinance" there shall be read "In this section"; and s. 5 of No. 4 of 1889 shall be renumbered s. 6.

31. The following amendments are made in No. 3 of 1890 (Magistrates) and the Ordinances amending the same:—^{No. 3 of 1890.}

(1.) ss. 36 and 37 of No. 2 of 1889 having been repealed by the Law Revision Ordinance, 1911, in order to avoid a repetition of the same provisions in that Ordinance and in No. 3 of 1890, the following amendments are made in s. 73 of No. 3 of 1890:—

(a.) in sub-s. (1),
the words from "if desired" to "and shall" are repealed, and for "say to him" there shall be read "say to the accused".

(2.)—(i.) Sub-s. (2) shall end at the words "promise or threat"; after which the following shall be inserted as sub-s. (3):—

"(3.) Any statement which purports to have been taken down and signed as provided in sub-section (2) shall be admissible in evidence against the accused in any Court if it is produced out of the proper custody without further proof of the matters above mentioned, unless it is proved that such statement was not duly taken down or was not in fact signed by the Magistrate or officer aforesaid purporting to sign the same";

and the remainder of sub-s. (2) commencing with the word "Provided" shall be sub-s. (4).

(ii.) In s. 57—

(a.) the following words are repealed:—

"Under this Ordinance or under any other past or future Ordinance or statute", "notwithstanding any enactment to the contrary in any past Ordinance or statute";

(b.) the following words shall be introduced at the commencement of the section:—

"Unless in any Ordinance it is otherwise provided";

(c.) after the word "imprisonment" there shall be inserted—

"with or without hard labour";

(d.) after the word "conviction" there shall be inserted the following:—

"whether it be a fine or in respect of the property the subject of the offence, or in respect of the injury done by the offender";

(e.) at the end of sub-s. (1) the following paragraph shall be inserted:—

"Where the fine or other sum adjudged to be paid is imposed by a sentence in addition to a term of imprisonment, the imprisonment imposed under this section or any other Ordinance, shall commence from the expiration of the term of imprisonment imposed by the sentence".

(f.) sub-s. (2) and the figure "(1)" are repealed.

(3.) Whereas it is expedient that No. 19 of 1903 and No. 28 of 1910 should be combined into one section and introduced into No. 3 of 1890; the following amendments are made:—

s. 2 of No. 19 of 1903, as amended by No. 28 of 1910, shall be s. 93*b* of No. 3 of 1890, with the following modifications:—

(a.) in sub-s. (1) the words from "or in default" to "three months" are repealed;

(b.) in sub-s. (3) the words "and to appoint any fit person or persons to execute the same" are repealed;

(c.) sub-s. (4) is repealed;

(d.) the second proviso to sub-s. (5) shall be sub-s. (4) of s. 93*b*, with the words "Provided also that" omitted;

(e.) the first proviso to sub-s. (5) shall be sub-s. (5) of s. 93*b*, with the words "Provided always that" omitted;

(f.) the remainder of sub-s. (5) of No. 28 of 1910 shall be introduced as sub-s. (9) of s. 47 of No. 3 of 1890, in which for the words "shall be made" there shall be read "is made".

(g.) s. 3 of No. 19 of 1903 shall be sub-s. (6) of s. 93*b*.

(h.) the remainders of No. 19 of 1903 and No. 28 of 1910 are repealed.

(4.)—(i.) s. 3 of No. 2 of 1906 shall be added as sub-s. (2) to s. 80 of No. 3 of 1890, but instead of the words from "Notwithstanding" to "that section", there shall be read—

"(2.) A Magistrate may nevertheless deal summarily under this section".

(ii.) Sub-ss. (2), (3) and (4) of s. 80 of No. 3 of 1890, shall be renumbered (3), (4) and (5), respectively.

(iii.) s. 4 of No. 2 of 1906 is repealed, its provisions having been inserted in s. 37 of No. 1 of 1845.

(5.)—(i.) s. 5 of No. 1 of 1909 shall be s. 87 of No. 3 of 1890, which section was repealed by No. 1 of 1909.

(ii.) sub-s. (2) of s. 11 of No. 1 of 1909 shall be s. 93*a* of No. 3 of 1890, and sub-s. (1) is repealed.

(6.) The following amendments are introduced into s. 106 of No. 3 of 1890 in order to simplify the practice:—

(i.) in sub-s. (1) instead of the words from "The appellant" to "recognizance" there shall be read:—

"Within three weeks from the making of an application under section 98 or section 103, the appellant shall enter into a recognizance":

(ii.) The following shall stand as sub-s. (3)—

"(3.) The appellant shall not be entitled to have the case or certificate delivered to him unless he completes the recognizance within the prescribed time, and if he makes default in so doing the appeal shall be deemed to be abandoned."

(iii.) sub-ss. (3) and (4) shall be renumbered (4) and (5) respectively, in the former of which the word "moreover" is repealed.

(iv.) The following shall stand as sub-s. (6):—

"(6.) This section shall not apply to appeals where the application is made by or under the direction of the Attorney General."

32. In order to incorporate No. 6 of 1902 with No. 7 of 1891 (Bankruptcy):—

No. 7 of 1891.

In s. 3 of No. 6 of 1902, the first paragraph and paragraphs (a) and (b) are repealed; paragraph (c), together with the last paragraph, shall be sub-s. (3) of s. 3 of No. 7 of 1891, which shall commence with the words "The word 'debtor' in this section includes"; and the words "by the principal Ordinance" are repealed.

No. 2 of
1892.

33. In order to incorporate No. 22 of 1909 with No. 2 of 1892 (Patents):—

(i.) ss. 12 and 13 introduced into No. 2 of 1892 by s. 8 of No. 22 of 1909, shall form one section, numbered s. 11, and shall be sub-ss. (1) and (2) thereof respectively; and in sub-s. (2) the words “last mentioned” and “shall also be accompanied by” are repealed.

(ii.) The original s. 11 of No. 2 of 1892, shall be renumbered s. 12, of which sub-s. (2) is repealed; sub-s. (3) shall become sub-s. (2), in which the words “altered” and “or revoked” are repealed; and instead of the words “the fees under” there shall be read “the fees payable under”.

No. 1 of
1893.

34. In order to incorporate No. 12 of 1905 with No. 1 of 1893 (General Loan and Inscribed Stock):—

(i.) s. 3 of No. 1 of 1893 shall be numbered as sub-s. (1) of the said s. 3, and s. 2 of No. 12 of 1905 shall be sub-s. (2) of the said s. 3, in which the words “of this section” shall be read in lieu of the words “of s. 3 of the Principal Ordinance”.

(ii.) ss. 3 and 4 of No. 12 of 1905 are repealed.

No. 2 of
1893.

35. The loan authorised to be raised by No. 2 of 1893 having been repaid, the Ordinance is repealed.

No. 5 of
1893.

36. In order to incorporate No. 25 of 1909 with No. 5 of 1893 (Dogs):—

(i.) In s. 2 of No. 25 of 1909 instead of the words “the Principal Ordinance” there shall be read “the Principal Ordinance as amended by No. 35 of 1902”; and instead of the words “one dollar and a half” there shall be read “three dollars”; and the words “to be published in the Gazette” are repealed.

(ii.) ss. 3 and 4 of No. 25 of 1909 shall form sub-ss. (1) and (2) respectively of one section, numbered s. 5 of No. 5 of 1893, with the following amendments:—after the words “any person” there shall be inserted “and may at any time revoke”; instead of the words from “Dogs Home” to “of Police” at the end of s. 3, there shall be read “Dogs Home, which shall be subject to the regulations made under s. 6”; and instead of “the provisions of sections 3 and 4 of the Principal Ordinance” there shall be read “sections 3 and 4”; and the words from “kept under” to “of Police” at the end of s. 4 are repealed.

No. 1 of
1895.

37. In order to simplify the language the following amendments are made in No. 1 of 1895, as amended by No. 3 of 1911 (Sketching of Defences):—

(i.) The following shall be s. 1a:—

“In this Ordinance, ‘sketch’ includes any sketch, drawing, photograph, picture or painting; and ‘battery’ includes any battery, field-work, or fortification, or any portion thereof, within the Colony or the waters thereof.”

- (ii.) The following words are repealed:—
- in s. 2 (1), "drawing, photograph, picture, or painting", and from "field-work" to "thereof"; "having previously been obtained".
 - in s. 2 (2), "drawings, photographs, pictures or paintings" wherever they occur.
 - in ss. 4 and 4a, "field-work, or fortification in this Colony", "against this Ordinance", and from "The burden" to the end.
 - in ss. 3 and 5, "drawings, photographs, pictures and paintings".
 - in s. 7, "affirmation or declaration", "drawing, photograph, picture or painting", "drawing, photograph, picture or painting as aforesaid".
 - in s. 8 (1), "having previously obtained".

- (iii.) The following amendments are made:—
- in s. 3, for "and all" there shall be read "and further, all".
 - in s. 7, for "into any such house, shop, room or other place" there shall be read, "the same"; and for "in such house, shop, room, or other place" there shall be read "therein".
 - in s. 8, for "imposed by the Governor" there shall be read "aforesaid".

38. In s. 3 of No. 7 of 1895 (British Dollar), No. 7 of 1895. instead of the words "It is hereby declared illegal", there shall read—"It is hereby declared a misdemeanor".

39. In order to make the numbering of the No. 3 of 1896. sections of No. 3 of 1896 (Factors) correspond with those of the English Factors Act, 1889, ss. 2 to 14 shall be renumbered from 1 to 13 respectively, and s. 1 shall be renumbered s. 14; and in s. 2 (now s. 1) the definition of "person" is repealed.

40. In order to make the numbering of the No. 4 of 1896. sections of No. 4 of 1896 (Sale of Goods) correspond as nearly as possible with those of the English Sale of Goods Act, 1893, the following amendments are made:—

- (i.) ss. 3 to 40 are renumbered ss. 1 to 38 respectively.
- s. 41 (1) is renumbered s. 39.
 - s. 41 (2) ,, ,, s. 40.
 - ss. 42 to 58 are renumbered ss. 41 to 57 respectively.
 - s. 59 (1) is renumbered s. 58.
 - s. 59 (2) ,, ,, s. 59.
 - s. 2 ,, ,, s. 61.
 - s. 1 ,, ,, s. 62.

(ii.) In s. 21 (2) instead of the words "the provision of any Acts or Ordinances relating to factors which may from time to time be in force in this Colony" there shall be read "the provisions of the Factors Ordinance, 1896".

(iii.) s. 25 (3) shall read as follows:—

“In this section the term ‘mercantile agent’ has the same meaning as in the Factors Ordinance, 1896”.

(iv.) In s. 61 the words “within the meaning of this Ordinance” are repealed wherever they occur.

(v.) Such minor alterations in the grammar of the remaining sections as are necessary to make the Ordinance as nearly uniform as possible with the English Sale of Goods Act, 1893, are hereby authorised to be made.

No. 1 of
1897.

41. In order to make the numbering of the sections of No. 1 of 1897 (Partnership) correspond with those of the English Partnership Act, 1890, the following alterations are made:—

ss. 3 to 46 are renumbered ss. 1 to 44 respectively.

s. 2 is renumbered s. 45.

s. 47 „ „ s. 46.

s. 1 „ „ s. 47.

No. 4 of
1897.
No. 1 of
1894.

42. The following amendments are made in No. 4 of 1897 (Protection of Women and Girls), and in the Ordinances amending the same; and also in No. 1 of 1894:—

(i.) s. 4 of No. 6 of 1905 (as amended by No. 34 of 1909) shall be sub-s. (3) of s. 7 of No. 4 of 1897, in which the words “of the principal Ordinance” are repealed, and for “this section” twice there shall be read “this sub-section”.

(ii.) s. 2 of No. 1 of 1894 shall be s. 12*a* of No. 4 of 1897, and sub-s. (4) thereof is repealed; in sub-s. (1) the words “a Magistrate shall have and exercise summary jurisdiction in respect thereof, and” are repealed; and in sub-s. (2) for the words “by the order” there shall be read “thereby”.

(iii.) the sub-section introduced into s. 13 of No. 4 of 1897 by s. 2 of No. 11 of 1904 shall be sub-s. (2) of the said s. 13.

(iv.) in s. 14 of No. 4 of 1897 for “the last preceding section” there shall be read “the last two sections”.

(v.) in s. 15, for “section 13” there shall be read “sections 12*a* or 13”.

(vi.) s. 4 of No. 34 of 1909 shall be sub-s. (3) of s. 21 of No. 4 of 1897, in which the words “of the principal Ordinance” are repealed.

(vii.) s. 32 of No. 4 of 1897, as repealed and replaced by No. 15 of 1910, shall be included in Part II of the said Ordinance headed “Powers of Registrar General”.

No. 7 of
1897.

43. Whereas the rights granted to the Hongkong and Kowloon Wharf and Godown Company by No. 7 of 1897 have expired and the Ordinance has not been renewed,

the said Ordinance is repealed.

44. In order to incorporate No. 5 of 1904 with No. 9 of 1899 (Criminal Procedure) :—

(i.) s. 2 of No. 5 of 1904 shall be sub-s. (2) of s. 17 of No. 9 of 1899, and that section shall be numbered sub-s. (1).

(ii.) The forms A and B in the schedule to No. 5 of 1904 shall be included in the schedule to No. 9 of 1899, and shall be numbered forms Nos. 1 and 2 respectively ; and the forms in the schedule to No. 9 of 1899, shall be re-numbered 3, 4 and 5 respectively.

45. In s. 19 of No. 2 of 1900 (Arms and Ammunition) instead of the words "in the English or Chinese language" there shall be read "in English and Chinese".

46. Whereas it is expedient to extend the provisions of No. 7 of 1900 (Precautions against Piracy) to motor boats:—

(i.) Throughout the said Ordinance the word "steam" before "launch" is repealed.

(ii.) In s. 2 in the definition of "launch" there shall be added the following:—

"and includes a motor boat as defined by s. 2 of the Merchant Shipping Ordinance, 1899".

47. Whereas it is expedient more clearly to define the powers of arrest of officers of police:—

In s. 28 (1) of No. 11 of 1900 for the words "any felony or misdemeanor" there shall be read "any offence"; and in s. 28 (2) for the words "in case of a misdemeanor" there shall be read "any offence which is not a misdemeanor".

48. In s. 4 of No. 2 of 1901 (Law Amendment) the words "who may die after the commencement of this Ordinance and" are repealed.

49. In s. 11 and s. 13 (1) (g) of No. 14 of 1901 (Gunpowder and Fireworks), instead of the words "in English or other European language or Chinese" there shall be read "in English or other European language and Chinese".

50.—(1.) In order to incorporate No. 11 of 1902, as amended by No. 12 of 1903, and No. 41 of 1909 with No. 15 of 1901 (Foreshore) :—

sub-s. 1 of No. 11 of 1902 having been repealed by No. 12 of 1903, the remainder of that section shall be read as s. 5 of No. 15 of 1901, in which the words and figures "of the Foreshores and Sea Bed Ordinance, 1901", "(2)", and "as amended by No. 17 of 1900" are repealed.

(2.) s. 3 of No. 41 of 1909 shall be read as an additional paragraph to s. 3 of No. 15 of 1901, in which instead of the words "of section 2 of the Foreshores and Sea Bed Ordinance, 1901" there shall be read "this section", and instead of "the said Ordinance" there shall be read "this Ordinance"; and s. 2 of No. 41 of 1909 is repealed.

No. 16 of
1901.

51. The following amendments are made in the schedule to No. 16 of 1901 (Stamps) as amended by No. 38 of 1902 and No. 34 of 1911:—

- (i.) in order to incorporate s. 5 of No. 44 of 1909 with art. 21 in schedule of No. 16 of 1901 (as amended by No. 38 of 1902) the definition "marketable security" therein contained shall be added as sub-s. (3) to the said art. 21 as amended by s. 4 of No. 44 of 1909.
- (ii.) in art. 41, this words "up to \$1,000—10 cents, over \$1,000—20 cents." are repealed; and the words from "where the amount insured" to "25 cents", shall be bracketed so as to indicate the stamp duty payable on both items (c) and (d) of art. 41.
- (iii.) the art. 52 "Share Warrant" introduced by No. 34 of 1911 shall be re-numbered art. 48a.
- (iv.) in the 2nd Schedule, after "48" there shall be inserted "48a".

No. 10 of
1902.

52. The following amendments are made in No. 10 of 1902 (Tramways):—

- (i.) in s. 36, the following shall be read in lieu of the last paragraph:—
"Rules made by the Governor-in-Council or by the Company shall come into force one month after their publication in the Gazette."
- (ii.) in s. 58, the three paragraphs beginning "interferes", "places", and "does" shall be lettered (a), (b), (c) respectively, and at the end of the first two paragraphs there shall be inserted the word "or"; and the word "knowingly" shall commence a new paragraph, lettered (d).
- (iii.) ss. 63 to 69 are repealed.

No. 45 of
1902.

53. In No. 45 of 1902 (Employers and Servants), s. 1 is repealed, and s. 27 shall in lieu thereof be read as s. 1.

No. 1 of
1903.

54.—(1.) The following amendments are made in Ordinance No. 1 of 1903 (Public Health and Buildings):—

- (i.) The following sections are repealed:—
ss. 3, 6 items (35), (36), (40), (41), (63), 20, and 260.
- (ii.) In the following sections and schedules the word "unleased" is inserted before the words "Crown land":—
ss. 4, 6 item (60) twice, 91b (1), 133 twice, 134, 139;
schedules, E twice, F twice, G arts. 11 and 13, H in the "undertaking", J twice, M art. 17.
- (iii.) In the following sections for the words "sold by the Crown" or "obtained from the Crown" respectively there shall be read "leased from the Crown":—
ss. 6 (10), 179, 180, 188 (3), 188 (4)

(iv.) In s. 6 (60) after the words "divided ownership" there shall be read "of leased land".

In s. 167 after the word "locality" there shall be inserted "upon unleased Crown land", and the words "(upon Crown land)" are repealed.

In s. 181 (2) for the words "the property of the Crown" there shall be read "on land leased from the Crown".

In s. 211 for the words "land the property of the Crown" there shall be read "land not under lease from the Crown".

In s. 219 for the words "on Crown land or upon land held under lease from the Crown" there shall be read "on leased or unleased Crown land".

In schedule J, art. 1, for the words "the property of the Crown" there shall be read "not under lease from the Crown".

(v.) The following new definitions are introduced into s. 6:—

"15a. 'Colonial Veterinary Surgeon' includes any veterinary surgeon or medical practitioner authorised by the Governor to perform the duties of the Colonial Veterinary Surgeon under this Ordinance."

"21a. 'Department' means the Sanitary Department."

"48a. 'President' means the President of the Sanitary Board."

(vi.) The following amendments are made in s. 6:—

in item (17) for the words from "and unless" to "equal to" there shall be read "and having a glazed area equal to";

in item (39) the words from "save and except" to "Public Works" where they secondly occur are repealed;

in item (47) for the words "and an association" there shall be read "a partnership, and an association of persons unincorporated";

in item (52) for the words "means the Secretary of the Sanitary Board" there shall be read "and 'assistant secretary' means the secretary and assistant secretary of the Sanitary Board respectively";

in item (59) after the word "launch" there shall be inserted "motor-boat".

(vii.) In s. 11 for the words "until he shall be able" there shall be read "until he shall return or be able".

In s. 16 (9) for the words "in private" there shall be read "in public or private";

and in (10) for "domestic" there shall be read "public or private";
and in (30) for "food and provisions" there shall be read "food, provisions or meat".

S. 17 shall read as follows:—

"All by-laws made by the Board shall be submitted to the Governor, and shall be subject to the approval of the Legislative Council; and, when so approved, they shall be published in the Gazette in English and Chinese."

In s. 18 after "servant" there shall be inserted "of the Department".

In s. 19 for "who shall be" there shall be read "all of whom shall be".

In ss. 35 and 48 (2) for "during such contrary action" there shall be read "so long as such action continues".

In s. 48:—

subs. (2) shall read as follows:—

"(2) If it be proved that the said domestic building or any part thereof was overcrowded within 5 days prior to the issue of the summons the Magistrate may inflict a fine not exceeding 25 dollars, and may further make an order for the abatement forthwith of such overcrowding";

and the proviso introduced by No. 23 of 1903, s. 14, is repealed.

In s. 56 the words from "all contracts" to the end are repealed.

In s. 59, for "and may impose a penalty not exceeding 50 dollars" there shall be read "and may further impose a fine on the person opening or keeping open the slaughter-house, not exceeding 50 dollars".

(viii.) S. 78 shall be renumbered s. 68, and ss. 68 to 77 shall be renumbered ss. 69 to 78 respectively.

In s. 68 (now 69) and in s. 69 (now 70) for "beef and mutton" there shall be read "beef, mutton and pork".

In s. 72 (now 73) for "by the Government" there shall be read "by the President".

In s. 77 (now 78) after "Kowloon" there shall be inserted "or in New Kowloon".

In s. 78 (now 68) for "beef and mutton" there shall be read "beef, mutton or pork".

(ix.) In s. 83 after the word "officer" there shall be inserted "of the Department".

S. 107 shall be divided into four subsections, of which sub-s. (1) shall commence with the words "Openings may";

sub-s. (2) shall commence with the words "When it is desired", and after the words "lime-mortar" the words or "cement-mortar" shall be inserted; for "therewith" there shall be read "with such party-wall"; and for "secure" there shall be read "ensure".

sub-s. (3) shall commence with the words "Recesses may"; and

sub-s. (4) shall commence with the words "In the case of a shop";

and the following shall be added as sub-s. (5):—

"(5) Every opening and every recess in any wall shall either be arched over with brick or stonework in cement-mortar or spanned by a steel girder or ferro-concrete beam of such dimensions and construction as the Building Authority may consider necessary for the support of the superincumbent weight."

In s. 110, for "must" three times there shall be read "shall".

S. 111 shall be divided into two subsections of which sub-s. (1) shall commence with the words "The ground surface of every domestic building"; and

sub-s. (2) shall commence with the words "The ground surface of every area".

The following shall stand as s. 162a:—

"162a. Any water-closet or urinal which is in the opinion of the Board and of the Governor-in-Council in an unsanitary condition shall be removed by the owner when so required by the Board."

In s. 185 instead of the second paragraph the following shall be inserted as sub-s. (2):—

"(2) In the event of the refusal of the Governor-in-Council to consent to the re-erection of any building to which this section applies compensation shall be paid by the Government to the owner of such building; the amount of such compensation to be determined by arbitration as hereinafter provided."

and the first paragraph shall be sub-s. (1)

In s. 192, the words from "The Drainage By-laws" to the end are repealed, and in lieu thereof the following shall be inserted as sub-s. (2):—

"(2) Drainage regulations shall be made by the Governor-in-Council, and shall be included in the schedules as schedule M";

and the first paragraph shall be sub-s. (1)

In ss. 196 and 197 for "the villages and rural districts of Hongkong and Kowloon" there shall be read "places other than urban districts in the Colony and New Kowloon".

In s. 204, sub-s. (2) is repealed, and the figure "(1)".

In s. 222 for the word "until" after "consent of the Building Authority" there shall be read "and the following procedure shall be adopted";

and the following shall be added as sub-s. (9):—

(9) In this section and in sections 223 to 227 "building" includes "works", "plan" includes "drawing," and "build" includes "carry on works"; and in ss. 222 to 227 the words "or works" after "building" and "or drawings" or "and drawings" after "plans", and "and drawing" or "or drawing" after "plan", are repealed wherever they occur.

In s. 222 (1) para. (c) shall end with the words "with such plans", and the remainder shall form para. (d) which shall commence with the words "The Building Authority may also".

In s. 228 the proviso shall read as follows:—
"Provided that if the traffic in a street is stopped or diverted, or a street is blocked up, notice to the public shall be given wherever practicable".

S. 229 shall be divided into two sub-sections of which sub-s. (1) shall commence with the words "The following", and sub-s. (2) with the words "In respect of any", in which the words "of this section" are repealed and for "shall be used" there shall be read "are used".

S. 230 shall be divided into two sub-sections, of which sub-s. (1) shall commence with the words "The competent authority" and sub-s. (2) with the words "Whenever the existence".

In s. 237 para. (12) shall be renumbered (11), and para. (1) shall be renumbered (12) ending with "thereto"; and the proviso to para. (11) shall be a separate paragraph applicable to the whole section, in which for the words "But the above" there shall be read "Provided always, that these", and for "provisions of this Ordinance" there shall be read "provisions thereof"; and the words "previously" and "date of the" are repealed.

In s. 239, for the words "owner of a party wall or party structure" there shall be read "owner of the party fence wall, the party wall or party structure, as the case may be".

In s. 240, the following is added as sub-s.

(13):—

(13) In Part IV “architect” means “authorised architect” and “Part” means “Part of this Ordinance”; and the words “authorised” before “architect” or “architects” and “of this Ordinance” after “Part” are repealed wherever they respectively occur in Part IV.

In s. 242 (2) after the word “strengthening” there shall be inserted “or that he requires such underpinning or strengthening, then if such counter-notice is not acquiesced in”, and the words “or require” after “necessity of” are repealed.

In s. 244, there shall be a third sub-section commencing with the words “If at any time”.

In s. 245 the words “or other person” are repealed.

In s. 267 the section shall be sub-s. (1), and the paragraph introduced by No. 14 of 1908 s. 87 shall be sub-s. (2).

In s. 269 at the end there shall be inserted the words “unless it is expressly so enacted”.

In lieu of s. 270 the following shall be inserted:—

“270. The provisions of section 48 of the Interpretation Ordinance, 1911, shall apply to actions or prosecutions commenced against the Board or Building Authority or any person acting under their or his direction, or any member of the Board or officer of the Department or other person acting in his aid, for anything done or intended to be done or omitted to be done under the provisions of this Ordinance”.

In the Schedules—

By-Laws—

Common Lodging House—in no. 9 for “11 a.m.” there shall be read “11 p.m.”

Domestic Cleanliness—in no. 5, after “division of Kowloon” twice there shall be inserted “and New Kowloon”; and after “buildings in Kowloon” there shall be inserted “or New Kowloon”.

In the Note (or Notice) for “Kowloon is divided” there shall be read “Kowloon, including New Kowloon, is divided”, and for “Kowloon” at the end there shall be read “New Kowloon”.

Importation of Animals—in no. 1, after “Kowloon” there shall be inserted “or New Kowloon”.

Removal of Patients—in no. 1 the words “the Hygeia” are repealed.

No. 3 of
1904.

55. The following amendments are made in No. 3 of 1904 (Pilots):—

(i.) in s. 2 (1) instead of the words “Application should” there shall be read “Any application must”.

(ii.) in s. 5 (2), after the words “and shall” there shall be inserted “further”.

(iii.) in s. 5, instead of the words from “the pilot so offending” to the end there shall be read the following:—

“he shall be guilty of a misdemeanor, and shall be liable to imprisonment for any term not exceeding one year, and to a fine not exceeding 500 dollars; the Harbour Master may further cancel or suspend his licence”.

(iv.) in s. 7, instead of the words “Provided always”, there shall be read “Provided further”.

(v.) in s. 10, instead of the words “incapacity in office”, there shall be read “incapacity in performing the duties of his office”.

No. 11 of
1907.

56. The following amendments are made in No. 11 of 1907 (Life Insurance Companies):—

(i.) in s. 2, after the words “Life insurance company” there shall be inserted “(hereinafter referred to as ‘company’)”; and throughout instead of the words “life insurance company”, wherever they occur, there shall be read the word “company”.

(ii.) in s. 3, the seven paragraphs of the section shall be numbered sub-ss. (1) to (7) respectively.

(iii.) in s. 3 (4) instead of the words—

“Every life insurance company liable to make a deposit under this section shall whenever and so long as the deposit of such company shall be less than two hundred thousand dollars”,

there shall be read the following:—

“In addition to the deposit mentioned in sub-ss. (1) and (2), every company liable to make a deposit under this section shall be required to make a further deposit up to 200,000 dollars, and until such further deposit is made it shall”.

(iv.) in s. 15 the paragraph numbered (1) and the figure “(2)” are repealed.

No. 15 of
1907.

57. The title of No. 15 of 1907 shall be amended and shall read as follows:—

“An Ordinance to prevent the publication in the Colony of matter calculated to disturb the peace of the Empire of China”

and the short title in s. 1 shall be amended and shall read as follows:—

“The Chinese Publications (Prevention) Ordinance, 1907”.

58. The following amendments are made in No. 15 of 1908 (Widows and Orphans) :— No. 15 of 1908.

(i.) The section introduced by No. 27 of 1911, and numbered 31 shall be renumbered s. 32.

(ii.) In s. 29, instead of the words "pension of 1,500 dollars or 225 pounds sterling" there shall be read the following :—

"pension of, in the case of a dollar contributor, 1,500 dollars, or in the case of a sterling contributor, 225 pounds sterling".

59. The short title in s. 1 of No. 6 of 1909 shall be amended and shall read as follows :— No. 6 of 1909.

"The Young Persons (Death Sentence) Ordinance, 1909".

60. The following amendments are made in No. 21 of 1909 (Railways) :— No. 21 of 1909.

(i.) s. 3 is repealed.

(ii.) in s. 48—

instead of "any dangerous article" where it first occurs, there shall be read "any dangerous goods as defined by Ordinance No. 1 of 1873", and where it secondly occurs, there shall be read "any dangerous goods as defined by the said Ordinance";

after "or parcel" three times there shall be inserted "vessel or package";

instead of "shall be of a dangerous nature" there shall be read "are such dangerous goods";

and instead of "articles of a dangerous nature", there shall be read "dangerous goods".

61. Whereas by s. 3 of No. 7 of 1911, ss. 3 and 4 of No. 10 of 1910 have been added to the Malicious Damage Ordinance, 1865, as s. 27a thereof, and s. 2 of No. 10 of 1910 has been repealed; and whereas it is expedient that so much as remains of the said Ordinance should be constituted into a separate Ordinance, the following amendments are made in No. 10 of 1910:— No. 10 of 1910.

(i.) The title shall be:—

"An Ordinance for preventing injuries to trees upon Crown Land and to other Crown Property."

(ii.) s. 1 is repealed and replaced by the following:—

"This Ordinance may be cited as the *Crown Land Preservation Ordinance, 1910.*"

(iii.) s. 5 (as amended by No. 26 of 1910), and ss. 6 and 7 shall be renumbered ss. 2, 3 and 4 respectively.

(iv.) In s. 4 (as renumbered) the words "the Principal Ordinance or" are repealed.

(v.) s. 8 and so much as remains of the Ordinance are repealed.

No. 34 of
1910.

62. In s. 14 of No. 34 of 1910, after the words "declared to be" there shall be inserted the following:—"and to have been from the commencement of the New Territories (Land Court) Ordinance, 1900".

63. The names of the following persons who were naturalized prior to the passing of No. 9 of 1901, and who are now dead, are repealed from column I of the schedule thereto, together with the corresponding references in columns II and III:—

Fung Ming Shán.

Wong She-tái.

Shi Shang-kái.

Ūn Man-ts'oi.

Chan Teng Cho.

Wong Shing.

Lau Sai *alias* Lau Wai Ch'ün.

Ho Mui Sz *alias* Ho Lin Shing.

Wong Chuk-yau *alias* Wong Mau *alias*
Wong Siün-in.

Lo Chung Pak *alias* Lo Yuen Poon *alias*
Lo Shau Ū.

Leung Luk *alias* Leung Cheung Soy.

Ūn Chung Wo *alias* Ūn Oi Ū *alias* Ūn
Hi *alias* Ūn Kwok Hi.

Wong Shu Tung *alias* Wong Ka Yau
alias Wong Wing Kwan.

Mak Ngán Wan *alias* Mak Chiu K'í *alias*
Mak Sui Nin *alias* Mak Yat Wo *alias*
Mak Sun.

Hü Choo *alias* Hü Shun Ts'ün *alias* Hü
Ping Fong *alias* Hü Nai Kwai.

Wei Lun Shek *alias* Wei Chü *alias* Wei
Shiu Wing *alias* Wei Yau Ying.

64. The following Naturalization Ordinances are repealed, and the names of the persons naturalized thereby are hereby added to the schedule of No. 9 of 1901, in order that the rights acquired by such persons in virtue of the said Ordinances respectively may be preserved as provided by s. 2 of No. 9 of 1901:—

No. 12 of 1901, for the naturalization of Lau Yat Ts'un *alias* Lau Ng, *alias* Lau Man Kwong, *alias* Lau Ng Wo, *alias* Lau Hok Wai.

No. 13 of 1901, for the naturalization of Siu Yun-fai, *alias* Siu Kwok-yeung, *alias* Siu Ku-ming, *alias* Siu Yiu-p'ing.

No. 8 of 1902, for the naturalization of Chu Ship Ch'un *alias* Chu Li, *alias* Chu Man T'in, *alias* Chu K'au Mi.

- No. 13 of 1902, for the naturalization of Ho Ngok Lau, *alias* Ho Ngok, *alias* Ho San Lam.
- No. 17 of 1902, for the naturalization of Ku Fai Shan, *alias* Ku Ting Kwong, *alias* Ku Pak Tai, *alias* Ku Ching Tsung, *alias* Ku Yuk Tsing.
- No. 22 of 1902, for the naturalization of Choy Chung Ni, *alias* Choy Chung, *alias* Choy Mun Ku, *alias* Choy Kwong Yung.
- No. 23 of 1902, for the naturalization of Choy Yee, *alias* Choy Man Loi, *alias* Choy Siu Kwai.
- No. 24 of 1902, for the naturalization of Choy Kwai Ng, *alias* Choy Shing, *alias* Choy Man Chow, *alias* Choy Kwong Tak.
- No. 25 of 1902, for the naturalization of Choy Yan, *alias* Choy Mun Lau, *alias* Choy Kwong Sum, *alias* Choy Suk Wah.
- No. 26 of 1902, for the naturalization of Siu Tit Shang, *alias* Siu Kit, *alias* Siu Sau Leung, *alias* Siu Yu Choi.
- No. 30 of 1902, for the naturalization of Leung Ngan Pan, otherwise known as Leung Wai Ching.
- No. 31 of 1902, for the naturalization of Tsang Hon Cho, otherwise known as Tsang Ming Tsoi, otherwise known as Tsang Yiu Wing.

65. The following Ordinances which have effected their purpose and may be regarded as spent, or have become unnecessary, are repealed:—

- No. 16 of 1902, to release certain premises situate in Victoria in the Colony of Hongkong from a Settlement dated 31st March, 1884, and made between Meyer Elias Sassoon of the one part and Frederick David Sassoon, Edward Elias Sassoon and the said Meyer Elias Sassoon of the other part.
- No. 7 of 1904, to regulate the Internment of Refugees belonging to the Russian and Japanese Forces.
- No. 13 of 1904, to amend the Chinese Emigration Ordinance, 1889, (regulating emigration from Hongkong to South Africa).

No. 11 of 1905, for raising the sum of £2,000,000 by Loan for the purpose of defraying the cost of a Railway from Kowloon and for other Railway purposes.

No. 4 of 1907, to remove doubts as to the validity of the proceedings of the Supreme Court of this Colony during the time that Alfred Gascoyne Wise Esquire held the office of Puisne Judge of such Court from 25th June, 1902, down to the present time.

No. 16 of 1908, to extend a certain definition in the Imperial Act styled the Evidence (Colonial Statutes) Act, 1907, (Revised Edition of the Laws).

66. The following Appropriation Ordinances are repealed:—

Ordinances Nos. 27 and 33 of 1902.
 „ Nos. 9 and 17 of 1903.
 „ Nos. 6 and 12 of 1904.
 „ Nos. 4 and 8 of 1905.
 „ Nos. 4 and 13 of 1906.
 „ Nos. 3 and 14 of 1907.
 „ Nos. 11 and 17 of 1908.
 „ Nos. 12 and 31 of 1909.
 „ Nos. 19 and 30 of 1910.
 „ Nos. 26 and of 1911.

67. The following Ordinances as numbered before the coming into force of the Statute Laws (Revised Edition) Ordinance, 1900, which have ceased to be in force or have become unnecessary, are repealed:—

Ordinance No. 3 of 1876.
 „ No. 6 of 1880.
 „ No. 22 of 1886.
 „ No. 23 of 1886.
 „ No. 25 of 1886.
 „ No. 12 of 1887.
 „ No. 13 of 1887.
 „ No. 25 of 1887.
 „ No. 26 of 1887.
 „ No. 18 of 1888.
 „ No. 19 of 1888.
 „ No. 24 of 1888.
 „ No. 25 of 1888.
 „ No. 26 of 1888.
 „ No. 27 of 1889.
 „ No. 28 of 1889.
 „ No. 33 of 1889.
 „ No. 34 of 1889.
 „ No. 21 of 1890.
 „ No. 28 of 1890.
 „ No. 16 of 1891.

- Ordinance No. 23 of 1891.
" No. 24 of 1891.
" No. 12 of 1892.
" No. 13 of 1892.
" No. 14 of 1893.
" No. 15 of 1893.
" No. 7 of 1894.
" No. 9 of 1894.
" No. 16 of 1895.
" No. 27 of 1895.
" No. 17 of 1896.
" No. 22 of 1896.
" No. 10 of 1897.
" No. 16 of 1897.
" No. 22 of 1897.
" No. 17 of 1898.
" No. 27 of 1898.
" No. 17 of 1899.
" No. 20 of 1899.
" No. 35 of 1899.
" No. 21 of 1900.
" No. 29 of 1900.
" No. 17 of 1901.
" No. 32 of 1901.
" No. 33 of 1901.

Passed the Legislative Council of Hongkong, this 23rd day of November, 1911.

C. CLEMENTI,
Clerk of Councils.

Assented to by His Excellency the Governor, the 29th day of November, 1911.

A. W. BREWIN,
Colonial Secretary.

HONGKONG.

No. 50 OF 1911.

An Ordinance for further promoting the Revision of the Law by repealing certain parts of enactments which have ceased to be in force or have become unnecessary.



F. D. LUGARD,
Governor.

[29th November, 1911.]

WHEREAS with a view to the further revision of the Statute Law of the Colony and particularly to the improvement of the New Revised Edition of the Laws authorised by Ordinance No. 19 of 1911, it is expedient, in accordance with the provisions of section 6 (1) of that Ordinance, that certain parts of certain enactments which may be regarded as spent, or have ceased to be in force otherwise than by express repeal by the Legislative Council, or have by lapse of time or otherwise become unnecessary, should be expressly repealed; And Whereas, for the simplification of the language and greater clearness it is expedient to repeal useless and redundant expressions used in the Ordinances now in force:—

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

- short title. 1. This Ordinance may be cited as the Law Revision Ordinance, 1911.
- Commencement of Ordinance. 2. This Ordinance shall come into force by Proclamation of the Governor.
- Interpretation. 3. In this Ordinance, expressions similar in form to the following:—
 “ No. 1 of 1844 ” indicate an Ordinance of the year referred to together with, its serial number;
 and the letters and words “ s.,” “ ss.,” “ sub-s.,” “ sub-ss. ” indicate the words “ section,” “ sections,” “ sub-section ” and “ sub-sections ”, respectively.
- General repeals. 4. The words indicated in the following subsections are repealed wherever they occur in all Ordinances now in force; and in all editions of

the Laws of Hongkong hereafter to be printed the words so repealed shall be omitted ; and the sections of the Ordinances so affected are hereby authorised to be printed as so amended, and shall be construed and enforced accordingly.

- (i.) The words "from and after the commencement of this Ordinance", or "hereafter", or other words of like meaning, having relation to the time from which the provisions of any section of an Ordinance shall take effect.
- (ii.) The word "preceding" in the expression "last preceding", and the word "succeeding" in the expression "next succeeding", before the word "section" or "sections"; Provided always that the words "last section" shall be held to refer to the section immediately preceding the section in which they occur, and the words "next section" to the section immediately following that section.
- (iii.) The words "to this Ordinance" or "hereto", or other words of like meaning after the word "schedule".
- (iv.) In the sections containing definitions of terms which are used in any Ordinance, the words "unless the context otherwise requires" or other words of like meaning; and the words "the words", "the expressions", or other words introducing such definitions.
- (v.) The words "that is to say" before sub-sections or paragraphs already sufficiently alluded to in the context.
- (vi.) The words "Hongkong Government" or "Government" before "Gazette".
- (vii.) The words "Colonial" before "Treasurer" or "Treasury", and before "Government", whenever the Colonial Treasurer, the Colonial Treasury, or the Colonial Government is sufficiently indicated.
- (viii.) The word "calendar" before "month".
- (ix.) The words "His" or "Her heirs and successors", or other words of like meaning after the words "His" or "Her Majesty", or after a reference to any particular Sovereign, unless the context otherwise requires.
- (x.) The words "both inclusive" or "inclusive", or other words of like meaning, following a reference to a series of words, or numbers, whether relating to the sections of any enactment or not.

- (xi.) The words "for the time being", or other words of like meaning, when used in relation to the holder of any office.
- (xii.) The words "for the time being in force", or other words of like meaning, when used in relation to an enactment dealing with a subject specified in the context.
- (xiii.) The words "from time to time", or other words of like meaning, when used to indicate that any act to be performed, or right or power to be exercised, may be performed or exercised, as the case may be, from time to time as occasion may require; and the same words when used to indicate that the act has been performed, or the right or power has been exercised.
- (xiv.) Words in the plural number following the same words in the singular number, together with the conjunctive word, if any, unless the context otherwise requires.
- (xv.) Words in the feminine following the relative words in the masculine, together with the conjunctive word, if any, unless the context otherwise requires.
- (xvi.) The words "in this Colony" or "in the Colony" whenever the reference to the Colony is sufficiently clear from the context.
- (xvii.) The words "rules and" before "regulations" whenever they are unnecessary from the context.
- (xviii.) The words "of Victoria" after "harbour", and the word "Victoria" before "Gaol".

special
repeals.

5. In the enactments referred to in the schedule, the words indicated in inverted commas and following the expression "the words" are repealed; and in all editions of the Laws of Hongkong hereafter to be printed the enactments so affected are hereby authorised to be printed as so amended, and shall be construed and enforced accordingly.

Passed the Legislative Council of Hongkong,
this 23rd day of November, 1911.

C. CLEMENTI,
Clerk of Councils.

Assented to by His Excellency the Governor,
the 29th day of November, 1911.

A. W. BREWIN,
Colonial Secretary.

Schedule.

Ordinance No. 1 of 1844:—

- in the title and preamble,
the words "in this Colony".
- in s. 2,
the words "in this Colony", "now or hereafter to be made or executed", "hereafter to be obtained", "or its dependencies now are or shall or", "hereafter".
- in s. 3,
the words "respectively after the commencement of this Ordinance".
- in ss. 3 (2), 4, and 12,
the words "in pursuance of this Ordinance".
- in s. 5,
the words "hereafter made, executed, or obtained", "or its dependencies" twice, and "future", in the 11th line.
- in s. 14,
from "entitled" to "bankruptcy", and from "entitled" to "England".
- in s. 15,
the words "for the purposes of this Ordinance", and "by this Ordinance".
- in s. 16,
the words "under this Ordinance", and "and in due conformity with this Ordinance".
- in s. 17,
the words from "entitled" to "Actions", from "entitled" to "Rent-charges", and "now or hereafter to be".
- in s. 18,
the words "in conformity with this Ordinance".
- in s. 19,
the words in the first line "Supreme", "any" and "thereof"; and the words "if the said Court or Judge sees fit", and "in the discretion of the said Court or Judge".
- in s. 21,
the words "Land Office".
- in s. 22,
the words "or persons whomsoever".
- in s. 23,
the words from "for every such offence" to "dollars and", and "further".
- in s. 25,
the words "required to be registered by this Ordinance".

Ordinance No. 1 of 1845:—

- in the title,
the words "within this Colony".
- in s. 2,
from "any word denoting" to "both sexes".

- in s. 3,
the words "within this Colony", "made or to be made within the Colony", "of the Colony".
- in s. 5,
the word "some" before "regulation".
- in ss. 6, 8, 18 and 49,
the words "within the Colony".
- in s. 6 (6),
the words "guard-house or".
- in s. 8,
the word "the" at the beginning of each sub-section: and in (3) the word "being" before "vested in".
- in s. 11*a*,
the words from "or in default" to "one month".
- in s. 12,
in (1) the word "any" before "regulation", and the words "published in the Gazette".
- in s. 13 (2),
the words "or policeman".
- in s. 14,
the words "on any investigation or proof as aforesaid", "then and in such case", "so offending as aforesaid", "or cause to be summoned", "thereof as" after "in charge", from "having so directed" to "noise as aforesaid", "in any sum".
- in s. 15,
the words "and so often as", "on due investigation and proof", "in or upon the said dwelling-house or premises", "thereof" after "charge".
- in ss. 19, 20, 21, 22, 23, 36, 38 and 44,
the words "in the discretion of the Magistrate" or "convicting Magistrate".
- in s. 24 (1),
the word "such" before "constable": and in (2) the word "such" before "constable" where it first occurs.
- in s. 25,
the words "such constable" where they secondly occur.
- in s. 31 (1),
the words "the provisions of", "for payment", and "which may have been".
- in ss. 33 and 34,
the words "the" before "warrant", and "of a Magistrate".
- in s. 37,
the words "if it appears to him necessary", and as amended by No. 2 of 1906, s. 4, the whole of such s. 4.
- in s. 42,
the words "as to the Magistrate may seem meet".
- in s. 43,
the words "the offence of".

- in s. 44,
the words "both inclusive", "any length of time", "pecuniary" twice, "any time".
- in s. 45,
the words "as aforesaid" after "possession".
- in s. 46 (1),
the words "Superintendent or other" where they secondly occur, "said Superintendent or other", "and may":
- and in (2),
the words "and adjudge", "and adjudged".
- in s. 49,
the words "within the Colony".
- in s. 51,
the words "under and".

Ordinance No. 1 of 1851 :—

- in s. 2,
the words "notwithstanding anything contained in this Ordinance", "presiding", "of such Court".

Ordinance No. 1 of 1852 :—

- in the title,
the words "in certain cases", "within the Colony".
- in s. 3,
the word "deemed".
- in s. 5,
the words "in the Colony", "within the Colony".
- in s. 6,
the words "in the exercise of his discretion".

Ordinance No. 1 of 1856 :—

- in s. 2,
the words "heretofore or to be hereafter".
- in s. 3,
the words from "or any action" to "in question".

Ordinance No. 3 of 1856 :—

- in s. 2,
the words "the same" before "to be set up".
- ss. 3 and 9,
the whole.
- in s. 4 (3),
the words from "payable under" to "thereunder".
- in s. 5,
the words "so done by him as aforesaid".
- in s. 6,
the words "as aforesaid".
- in s. 8,
the words "under the same".

Ordinance No. 1 of 1857 :—

- in s. 2,
the words "of the same".

Ordinance No. 1 of 1860:—

in s. 2,

the words “within the meaning of this Ordinance”.

in s. 5,

the word “said” before “license”.

in s. 7,

the words “thereunto”, “said” after “hand of the”, and “all or”.

in s. 9,

the words “such”, “as aforesaid”, “thereof”.

in s. 10,

the words “such”, “as aforesaid”.

in s. 12,

the words “as aforesaid”, “or within the further time allowed by section 16”.

in s. 13,

the words “or have” twice.

in s. 15,

the words “to his satisfaction”.

in s. 23,

the words “for the time being in force”, and from “and the” to the end.

in s. 24,

the words “in any Court”, “to the Magistrate”, “if it or he thinks fit”.

in s. 25,

the words “the penalty of”, and “and” after “so directs”.

s. 26,

the whole.

Ordinance No. 2 of 1860:—

in the short title,

the words “Powers and”.

• in s. 4,

from “which have been” after “whatever” to “Her Majesty”, “hereafter”, and from “in like manner” to the end.

Ordinance No. 3 of 1860:—

in s. 2,

the words “in this Colony”.

Ordinance No. 1 of 1862:—

in the short title,

the words “Prohibition of”.

in s. 2 (1),

the words “to be published in The Gazette or in any Extraordinary Gazette”;

and in (2),

the words “and shall vest in Her Majesty”, “thereupon” after “forthwith”, and “to the use of Her Majesty and”.

in s. 3,

the words “in his discretion, at any time”, “made under this Ordinance”, “in his discretion”.

in s. 4,

the words “obligation and”.

Ordinance No. 2 of 1862:—

in the title,

the word “the” after “to”, and “of the Government”.

- in s. 2,
the words "for the Colonies", "the" before "minutes", "hereafter to be issued".
- in s. 3,
the words "for the Colonies", "of the Colony".

Ordinance No. 1 of 1863 :—

- in the title,
the words "of Great Britain and Ireland", "of the said United Kingdom for the being".
- in the preamble,
the words "of Great Britain and Ireland", "of the said United Kingdom for the time being", "of the said United Kingdom", "aforesaid for the time being".
- throughout the Ordinance,
the word "said" before "United", and the words "of the said United Kingdom", "aforesaid for the time being", or "for the time being", or "aforesaid", after "Admiral", wherever they occur.
- in s. 3,
the words "or times hereafter", and from "aforesaid for" (where they secondly occur) to "said office".
- in s. 4,
the words "present", "or of any future such Commissioners".
- in ss. 3, 4, 6 and 8,
the words "for executing the office of Lord High Admiral" after "Commissioners" wherever they occur.
- in ss. 5 and 7,
the words "for executing the office of Lord High Admiral", where they firstly occur.

Ordinance No. 1 of 1864 :—

- in s. 2,
the words "to be" before "made", and before "charged".
- in s. 5,
the words from "entitled" to "of Justice", from "entitled" to "and Tithes", from "entitled" after "Chapter 42" to "of Justice", and from "entitled" to "in Ireland".
- s. 9,
the whole.

Ordinance No. 2 of 1865 :—

- in s. 7,
the words from "in addition" to the end.
- in s. 14,
the words "of this Ordinance".
- in s. 24,
the words "then and in every such case".
- in ss. 35 and 36,
the words from "Provided that" to the end.
- in s. 38,
the words "if the same is proved", "every", "pay", "the sum of" and from "which fine" to "the Colony".

- in s. 40,
the words "or imprisonment with hard labour".
- in s. 56 (1),
the words "under his hand and seal",
"and the same shall be", "accordingly",
and in (2),
the words "for the time being in force".
- in s. 57,
the words "or peace officer".
- in s. 61,
the words "if it thinks fit" twice.
- s. 63,
the whole.

Ordinance No. 3 of 1865 :—

- in ss. 2, 3, 4, 5 and 8,
the words "passed or to be passed".
- in s. 5,
the words "if it thinks fit".

Ordinance No. 4 of 1865 :—

- in all ss. where they occur,
the words "the Governor and Company of" in relation to the Bank of England or the Bank of Ireland respectively.
- in s. 9,
the words "passed or to be passed".
- in ss. 11, 12, 13, 15, 16, 18, 19, 20, 21 and 35,
the words "(the proof whereof shall lie on such person)".
- in s. 20,
the words "(other than and except the Banks of England and Ireland respectively)".
- in s. 23,
the words "testament, codicil, or testamentary instrument".
- in s. 29,
the words "of Equity or Court of Vice-Admiralty".
- in s. 30 (4),
the words "of Record".
- and in (7).
the words "of Law or Equity".
- in ss. 31, 32 (1) and 32 (3),
the words "passed or to be passed".
- in ss. 37 and 40,
the words "now", "or hereafter may be".
- in s. 39,
the words "testament, codicil, or testamentary writing"; and from "testament" where it secondly occurs, to "been obtained".
- in s. 40,
the words "testament, codicil, or testamentary writing".
- in s. 46,
the words "if he thinks fit".
- s. 47,
the whole.

in s. 48,
the words "in this Colony", from "would, according to" to "any person" before "falsely", "false affirmation or false declaration" before "or demanding", from "false affirmation" after "false oath" to "any person" before "making or using", "said" before "Act", and "as is hereinbefore in this section mentioned".

in s. 50 (1) and (2),
the words "if it thinks fit".

Ordinance No. 5 of 1865 :—

in s. 2,
the words "any present or future" in the definition of "trustee", "or body corporate" in the definition of "valuable security", and "For the purposes of this Ordinance".

in s. 5,
the words from "and, if" to the end.

in s. 8,
the words from "under the" to "Colony" and from "and whether" to "Ordinance".

in ss. 12 (2) and 25 (2),
the words "in force in this Colony".

in ss. 13 (2) and 15 (2),
the words "in force in this Colony", "such", "before mentioned".

in s. 20 (1),
the words "codicil or other testamentary instrument",

and in (2),
the words "codicil or other instrument",

and in (3),
the words "of Law or Equity".

in s. 21,
the words "of record", "civil or criminal", from "or of any" to "such Court", "of Justice".

in s. 24 (2),
the words "in force in this Colony", "of the said", "before mentioned".

in s. 24 (3),
all the words in the parenthesis, and "of the", "before mentioned".

in s. 25 (2),
the words "of the said", "before mentioned".

in ss. 27 (2) and 28 (2),
the words "in force in this Colony", "before mentioned".

in s. 46,
the words "(the proof whereof shall lie on such person)".

in s. 72 (1),
the words "by answer to any bill in equity", "civil".

- and in (2),
the words "of Law or Equity".
- in s. 88,
the words "or body corporate" twice.
- in s. 92,
the words "or peace officer".
- in s. 93 (2),
the figures "(1)" and "(2)"; and the
words in (2) from "Every sum" to
"thereof", "in every such case"; and
from "imposed by" to the end.
- s. 94,
the whole.
- in s. 95,
the words "if he thinks fit".
- in s. 96,
the words "so" before "discharged",
and "in every such case".
- in s. 101 (1) and (2),
the words "if it thinks fit".
- s. 102,
the whole.

Ordinance No. 6 of 1865 :—

- in ss. 21 (2), 22 (2), and 23 (2),
the words "in force in this Colony".
- in s. 21 (3),
all the words in the parenthesis.
- in s. 43 (1),
the words "of money" after "sum".
- in s. 46 (1),
the words "or declaration", "under his
hand".
- in s. 48,
the words "or peace officer".
- in s. 54,
the figures "(1)" and "(2)"; and
the words in (2) from "Every sum" to
"thereof", "in every such case".
- in s. 56,
the words "if he thinks fit".
- in s. 61 (1) and (2),
the words "if it thinks fit".
- s. 62,
the whole.

Ordinance No. 7 of 1865 :—

- in ss. 5, 6, 7, 13, 16, 20 (1) and 21,
the words "(the proof whereof shall lie
on such person)".
- in s. 11,
the words "either before or after the
commencement of this Ordinance", "or
any former enactment in force in this
Colony relating to the coin".
- in s. 20,
the words "and lose", "of such person",
"and the other moiety to the funds of
the Colony".

- s. 22,
the whole.
- in s. 26,
the words "or some other proper officer".
- in s. 29,
the words from "or against" to "the coin".
- in s. 32 (1) and (2),
the words "if it thinks fit".
- s. 33,
the whole.

Ordinance No. 2 of 1866 :—

- in the preamble,
the word "the" after "whereas", "hereinafter named and others".
- s. 2,
the whole.
- in s. 3,
the words from "the Honourable John" to "together with", "other", "or shares", "for the time being".
- in s. 4,
the words "commencing from the date of this Ordinance".
- and in No. 6 of 1907, s. 3,
the words "and including".
- in s. 5,
the words from "and such further capital" to the end of the section.
- ss. 6 to 9,
the whole.
- in s. 10,
the words "and until such election, by a Court of Directors to be named in the said deed", "that is to say".
- in s. 11,
the words "to be contained", "to be" after "by-laws", "that may be made", "of" after "approved".
- in s. 12 (4),
the words "existing or future",
- and in (5),
the words "issue or".
- in s. 15,
the words "from and after the commencement and".
- in s. 17,
the words "to it and its successors".
- in s. 18,
the words "and every person and", "and its successors", "accordingly".
- in s. 19 (2),
the words "and as", "by the Company", "of the Company", "in all cases", "paid for the same".
- and in (3),
the words "by the company", "after every such sale".

- s. 23,
the whole.
- in s. 24,
the words "of the company".
- in s. 25,
the words "in the capital of the company".
- in s. 26,
the word "accordingly".
- in s. 27,
the words "and every", from "and set forth" to "set forth", "so to be executed as aforesaid", "and may".
- in s. 28 (1),
the words and figures "of Hongkong in its equitable jurisdiction", "1865".
- and in (2),
the words "that is to say".
- s. 30,
the whole.

Ordinance No. 1 of 1867 :—

- in the preamble,
the words from "and made" to "other part", "the said", from "the said premises" to "but", "in Hongkong" and from "and also" to "aforesaid".
- in s. 2,
from the beginning to "determine, and".
- s. 3,
the whole.
- in s. 4 (2),
the words "after such time as aforesaid", "contrary to this enactment".
- in s. 5,
the words "on application to and".
- in the schedule,
the words "Description of the old Mahomedan Cemetery".

Ordinance No. 2 of 1867 :—

- in s. 3,
the word "such" before "regulations", sub-s. (2), and the figure "(1)".
- in s. 5,
the words "to do so", "licence" after "which", and from "to the Registrar" to the end.
- in s. 6,
the words "in this Colony", "having obtained", and from "and in default" to the end.
- s. 7,
the whole.

HONGKONG.

No. 51 OF 1911.

An Ordinance for further promoting the Revision of the Law by amending certain errors contained in, as well as the language used in, the Ordinances now in force.



F. D. LUGARD,
Governor.

[29th November, 1911.]

WHEREAS with a view to the further revision of the Statute Law of the Colony and particularly to the improvement of the New Revised Edition of the Laws authorised by Ordinance No. 19 of 1911, it is expedient, in accordance with the provisions of section 6 (1) of that Ordinance, that minor errors in many Ordinances now in force should be collected and amended in one Ordinance, and that certain further amendments should be made with a view to simplifying and making clearer the language used in those Ordinances:—

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

1. This Ordinance may be cited as the Law short title.
Amendment Ordinance, 1911.

2. This Ordinance shall come into force by Commence-
ment of
Ordinance.
Proclamation of the Governor.

3. In this Ordinance, expressions similar in Interpreta-
tion.
form to the following:—

“No. 1 of 1844” indicate an Ordinance of the year referred to together with its serial number;

and the letters and words “s.,” “ss.,” “sub-s.,” “sub-ss.,” indicate the words “section,” “sections,” “sub-section” and “sub-sections,” respectively.

4. The words indicated in the following sub-General
amend-
ments.
sections are repealed and replaced by the words following the words “there shall be read” wherever they occur in all Ordinances now in force; and in all editions of the Laws of Hong-

kong hereafter to be printed the sections of the Ordinances so affected are hereby authorised to be printed as so amended, and shall be construed and enforced accordingly.

(i.) For "Her Majesty" and "Queen" there shall be read "His Majesty" and "King" respectively, unless the context otherwise requires.

(ii.) For "Surveyor General" there shall be read "Director of Public Works".

(iii.) For "Colonial Surgeon" there shall be read "Principal Civil Medical Officer".

(iv.) For "Police Magistrate" there shall be read "Magistrate" and for "any Magistrate" or "any Justice of the Peace" there shall be read "a Magistrate" and "a Justice of the Peace", as the case may be, unless the context otherwise requires.

(v.) For "o'clock in the morning" and "o'clock in the evening" and other words indicating that the hour referred to is between midnight and noon following, and between noon and midnight following, respectively, there shall be read following the hour specified, the letters "a.m." and "p.m." respectively; and the words "the hours of" whenever they occur are repealed.

(vi.) Where the words "to declare" or "to affirm" or "solemnly affirm" are used in conjunction with "to swear", and where the words "declaration" or "affirmation" or "solemn affirmation" are used in conjunction with "oath" or "affidavit", there shall be read, unless the context otherwise requires, the words of adjuration only.

(vii.) Where any officer or person specified in any section is subsequently referred to in the same section, for the words "the said" officer or person, and "such" officer or person, or other similar expressions, there shall be read such pronoun as the context may require.

(viii.) For the words "Her Majesty's Principal Secretary of State for the Colonies" or other words referring to the said Secretary of State, there shall be read "Secretary of State", unless the context requires a special reference to the "Secretary of State for the Colonies", when he shall be so described.

(ix.) For all words indicating that an offence is triable summarily before a Magistrate, or before two Magistrates, and that when an offence has been so tried and the offender has been convicted, the punishment specified may be inflicted, there shall be read either the words "on summary conviction" or "on conviction before a Magistrate" (or "on conviction before two Magistrates") as, having regard to the context, may be more convenient, and the existing text may be amended accordingly.

(x.) For the words "incur a penalty" in connexion with the infliction of a pecuniary penalty, there shall be read "liable to a fine".

(xi.) For the words "any member of the Police force", "any constable or police officer", or any words referring to a subordinate officer of police, there shall be read "any constable" or "any officer of police" or "any police officer" as the circumstances of the case may require, and as the definition of "officer of police" in Ordinance No. 31 of 1911 may justify.

5. In the enactments referred to in the schedule, the words indicated and following the word "for" are repealed and replaced by the words indicated and following the words "there shall be read"; and in all editions of the Laws of Hongkong hereafter to be printed the enactments so affected are hereby authorised to be printed as so amended, and shall be construed and enforced accordingly.

Special
amend-
ments.

Passed the Legislative Council of Hongkong, this 23rd day of November, 1911.

C. CLEMENTI,
Clerk of Councils.

Assented to by His Excellency the Governor, the 29th day of November, 1911.

A. W. BREWIN,
Colonial Secretary.

Schedule.

Ordinance No. 1 of 1844 :—

in s. 22,
for "on such cover or envelope"
there shall be read "thereon".

Ordinance No. 1 of 1845 :—

in s. 3 (1), 5th line,
for "or any of the drains or sewers"
there shall be read "any drain or
sewer".

in ss. 3 (1), 4, 13
for "Town" there shall be read "City".

in s. 3 (17),
instead of the full stop there shall be read
"; or".

in s. 4, 4th line,
for "to be published"
there shall be read "made".

in s. 6 (2),
for "posting-bill"
there shall be read "poster"; and
for "pale"
there shall be read "paling" wherever
it occurs.

- in s. 6 (4),
for "Superintendent of Police"
there shall be read "Captain Superintendent of Police".
- in s. 7 (1),
for "view of such constable".
there shall be read "his view".
and in (2),
for "custody of such constable"
there shall be read "custody of a police constable".
- in s. 12 (2),
for "of such brothel or common lodging house"
there shall be read "thereof".
- in s. 13 (2),
for the words from "such Magistrate"
to "in any sum",
there shall be read "the Magistrate to deal with the case summarily and to impose a fine on such person".
- in s. 14,
for the words from "and, on due investigation" to "lawful for such Magistrate to fine"
there shall be read "and being satisfied that he did so direct, sanction, suffer or permit the making of the said noise, to impose a fine on",
and for "such Magistrate"
there shall be read "the Magistrate"
wherever it occurs.
- in s. 15,
for "such noise as aforesaid, then and in such case"
there shall be read "it";
and for "such Magistrate"
there shall be read "the Magistrate"
and for "such and the like penalty as is mentioned in the last section"
there shall be read "a penalty not exceeding 100 dollars".
- in s. 17,
for "gunfire in the morning"
there shall be read "5 a.m.".
- in s. 24 (2),
for "such constable" where it secondly occurs
there shall be read "a constable";
and for "one hundred dollars"
there shall be read "200 dollars".
- in s. 30,
for "such constable" where it first occurs
there shall be read "he".
- in s. 31 (2),
at the end, for "of such penalty and reasonable expenses"
there shall be read "thereof".
- in s. 37,
after the words "any Magistrate"
there shall be inserted "or Justice of the Peace".

and after the words "the Magistrate" twice
there shall be inserted "or Justice".

in s. 40,
for "the satisfaction of the Magistrate",
and "the Magistrate"
there shall be read "his satisfaction"
and "he" respectively.

in s. 41,
for from "sold or" to the end
there shall be read "forfeited".

in s. 43,
for "party", and "such informer"
there shall be read "said informer" and
"he" respectively.

in s. 45,
for the words "such goods or money"
twice
there shall be read "the same".

in s. 46,
for word "Superintendent"
there shall be read "Captain Superin-
tendent".

in s. 47,
for "lawful authority or sanctioned by
the same"
there shall be read "or sanctioned by
lawful authority".

in s. 51,
for from "for the time being" to the end
there shall be read "regulating the
summary jurisdiction of Magistrates".

Ordinance No. 1 of 1851:—

for "neither the Supreme nor any other
Court"
there shall be read "No Court".

Ordinance No. 1 of 1852:—

in s. 2,
for "Naval Forces in the East Indies and
China Seas"
there shall be read "ships and vessels
employed on the China Station".

Ordinance No. 1 of 1856:—

in s. 2,
for "Act of Parliament"
there shall be read "the laws in force
in this Colony".

in s. 3,
for "or any rights"
there shall be read "or affect any right".

Ordinance No. 3 of 1856:—

in s. 4,
for from "lamps" to "whomsoever"
there shall be read "and lamps",
and for "brought or" to the end,
there shall be read "in relation thereto".

in s. 8,
for the words from "in like manner" to
the end,
there shall be read "according to the
law governing the summary jurisdic-
tion of Magistrates".

Ordinance No. 1 of 1860 :—

in s. 2,
for “inferred”
there shall be read “to be inferred”.
after the word “pawnbroker”
there shall be added the following :—
“and the term ‘lender’ in this Ordinance shall be held to refer to a pawnbroker, and, as well as the word ‘pawnbroker’, shall include his representatives”; and the words “or” or “and his representatives” after the word “lender” or “pawnbroker”, as the case may be, whenever they occur in the Ordinance are repealed.

in s. 18,
for “is hereby required to”
there shall be read “shall”.

in s. 19 (1) (b),
for “or servants”
there shall be read “or his servants”.

in s. 23,
for “had, and granted” there shall be read
“held, determined, and granted”.

in s. 24,
for “before the Magistrate”
there shall be read “before him”.

in s. 25,
for “offences” there shall be read “every offence”: and for “a penalty” in (1), (3) and (4)
there shall be read “a fine”, and
in (1), (2), (3) and (5) for “for every offence against”
there shall be read “under”.

Ordinance No. 3 of 1860 :—

in s. 2,
for “The Imperial Legislature”
there shall be read “Parliament”.

Ordinance No. 1 of 1862 :—

in s. 2 (1),
for “the Governor, by and with the advice of the Executive Council”
there shall be read “the Governor-in-Council”.
and for “mentioned in such proclamation”
there shall be read “therein mentioned”.
and for “the Governor”
there shall be read “the Governor-in-Council”,
and in (2) for “under his hand” there shall be read “under his hand and seal”.

in s. 3,
for “any proclamation” there shall be read “any such proclamation”.

Ordinance No. 2 of 1862 :—

in s. 2,
for “Her Majesty’s”
there shall be read “the”.

in s. 3,
for “such”
there shall be read “the”.

Ordinance No. 1 of 1863 :—

in s. 2,
before “according to the respective”
there shall be read “(hereinafter called
‘the Commissioners’)”.

Ordinance No. 1 of 1864 :—

in s. 5,
for from “entitled” to “in Law”
there shall be read “(the Limitation
Act, 1623)”,
and from “entitled” to “Rights thereto”
there shall be read “(the Real Property
Limitation Act, 1833)”,
and for “of the same reign and year”
there shall be read “3 & 4 William IV”.

in s. 7,
for from “entitled” to “Engagements”
there shall be read “(the Statute of
Frauds Amendment Act, 1828)”.

Ordinance No. 2 of 1865 :—

in s. 18,
for “arms which is or are”
there shall be read “arm which is”.

in s. 44,
after “force” there shall be inserted the
words “or fraud”.

in s. 54,
for “this Ordinance”
there shall be read “this or any other
Ordinance”.

in s. 57,
for “reasonable cause”
there shall be read “good cause”.

Ordinance No. 4 of 1865 :—

s. 14,
the section shall be numbered sub-section
(1), and there shall be added the follow-
ing sub-section :—
“(2) In this and the following sections
of this Ordinance, ‘banker’ means any
body corporate, company, or person
carrying on business of banking, other
than the Bank of England and the
Bank of Ireland.”

in ss. 14, 18 (1), 19 (1), 20 (1) and 46,
for “body corporate, company, or person
carrying on the business of bankers”
there shall be read “banker”.

in ss. 18 (1), 18 (3) and 19 (2),
for “such other body corporate, company,
or person as aforesaid”
there shall be read “other banker”
wherever they occur.

in s. 20 (3),
for “such body corporate, company, or
person”
there shall be read “banker”.

in s. 33,
for “affidavit, affirmation, or solemn de-
claration”
there shall be read “or affidavit”.

in s. 34 (1),
 for " Auditor General "
 there shall be read " Local Auditor ",
 and after such words the words " Land
 Officer " shall be inserted,
 and for from " Colonial Secretary " where
 it secondly occurs, to " or officer "
 there shall be read " or of such officers ".

in s. 39,
 for " knowing the will "
 there shall be read " knowing such will ".

in s. 48, (as amended by the Law Revision.

Ordinance 1911),

the section shall be divided into three
 paragraphs, numbered respectively "(1)",
 "(2)", "(3)": paragraph (1) shall begin
 with the words

" falsely making " and shall end with
 " erased or altered ", followed by a semi-
 colon, and the word " or ";

paragraph (2) shall begin with the words
 " falsely personating " and shall end
 with " by means of any false oath ",
 followed by a semi-colon and the word
 " or ";

paragraph (3) shall begin with the words
 " making or using ", and shall end with
 " of any paper ";

after which the section shall continue from
 the words " would, according to " to
 the end;

and for " every such person " in the last
 sentence there shall be read " he ".

Ordinance No. 5 of 1865:—

in ss. 13 (2) and 15 (2),
 for " as in this "
 there shall be read " under ".

in s. 16 (2),
 for " such forfeiture "
 there shall be read " such pecuniary
 penalty ".

in ss. 24 (1) and 26,
 for " twenty-four cents "
 there shall be read " 25 cents ".

in ss. 24 (2), 24 (3) and 25 (2),
 for " offences in this section "
 there shall be read " offences against
 this section ".

in ss. 24 (2), 25 (2) and 28 (2).
 for " and is convicted thereof in like man-
 ner, shall "
 there shall be read " shall, on convic-
 tion thereof in like manner ".

in s. 27 (2),
 for " any of the offences in this "
 there shall be read " an offence against
 this ".

- in s. 28 (1),
 for "as aforesaid under" to "summary conviction",
 there shall be read "as the law relating to the jurisdiction of the Magistrates provides".
- in s. 28 (2),
 for "any of the said offences in this"
 there shall be read "any offence against this".
- in ss. 52 and 53 (2),
 for "satisfy the Magistrate"
 there shall be read "satisfy him".
- in s. 53 (1),
 for "or peace officer"
 there shall be read "or police".
- in s. 62 (2), (as introduced by Ordinance No. 7 of 1909),
 for "of will"
 there shall be read "or will".
- and in (1) (b),
 for "and be"
 there shall be read "and shall be".
- in ss. 64, 65 (1), 67, 68, 69, 70 and 71,
 for from "to any of the punishments" to "last mentioned",
 there shall be read "to imprisonment for any term not exceeding 2 years".
- in s. 65 (2),
 for "to any of the same punishments"
 there shall be read "to the same punishment".
- in s. 67,
 for "Her Majesty's"
 there shall be read "the".
- in s. 72 (1),
 for "in any of the last ten preceding sections"
 there shall be read "in sections 62 to 71".
- and in (2),
 for "in any of the said sections"
 there shall be read "in sections 62 to 71".
- in s. 73,
 for "in any of the last eleven preceding sections"
 there shall be read "in sections 62 to 72".
- in ss. 85 and 87,
 for "the same forfeiture and punishment"
 there shall be read "the same penalty".
- in s. 89,
 after "person to" the word "recover"
 shall be inserted.
- in s. 93 (1),
 for "forfeited"
 there shall be read "ordered to be paid",
- and in (2),
 for "adjudged to forfeit"
 there shall be read "ordered to pay".

and for "any penalty"
there shall be read "a penalty".

in s. 96,
for "adjudged to be"
there shall be read "ordered to be",
and for "adjudged in"
there shall be read "ordered in".

Ordinance No. 6 of 1865:—

in ss. 6, and 12,
for "Queen"
there shall be read "King".

in s. 21 (1),
for "twenty-four cents"
there shall be read "25 cents".

in ss. 21 (2), 21 (3), 23 (2), 24 (2) and
32 (2),
for "of the said offences in this section
before-mentioned"
there shall be read "offence under this
section".

in s. 23 (1),
for from "aforesaid under" to "sum-
mary conviction"
there shall be read "the law relating
to the jurisdiction of the Magistrates
provides".

in the heading before s. 27,
there shall be inserted the word "rail-
ways" after "viaducts".

in s. 43 (1),
for from "Her Majesty" to "thereof"
there shall be read "the Treasury".

and in (2),
for from "may commit" to "summary
conviction"
there shall be read "may deal with the
offender according to the law relating
to summary conviction".

in s. 46 (2),
for from "to persons searching" to the end
there shall be read "by any Ordinance
relating to gunpowder".

in s. 52,
instead of "peace officer"
there shall be read "officer of police".

in s. 54,
for "forfeited for the amount of"
there shall be read "ordered to be paid
in respect of",
for "adjudged to forfeit"
there shall be read "ordered to pay",
and for from "and the remaining" to the
end,
there shall be read "and the remaining
sums ordered to be paid shall be applied
in the same manner as a penalty".

in s. 55,
for "forfeited for the amount of"
there shall be read "ordered to be paid
in respect of",

and for "for the time being in force relating to"

there shall be read "relating to the jurisdiction of".

in s. 57,

for "adjudged"

there shall be read "ordered".

Ordinance No. 7 of 1865:—

throughout, for "Queen's"

there shall be read "King's".

in s. 2,

for from "The expression 'the Queen's current gold'" to "said dominions"

there shall be read "'the King's current gold and silver coin' includes any gold or silver coin, and 'the King's copper coin' includes any copper coin and any coin of bronze or mixed metal, and 'the King's current coin' includes any coin whether made of gold, silver, copper, bronze, or mixed metal, coined in any mint in His Majesty's dominions, or any such coin lawfully current, by virtue of any proclamation or otherwise, in any part of His Majesty's dominions, whether within this Colony or otherwise", and the definition of "the Queen's current coin" is deleted.

in s. 6,

for "the mainland of China"

there shall be read "any part of China".

in s. 20 (1),

the words from "which shall be" to "the Magistrate"

shall be inserted in brackets,

for "forfeit and pay any sum of money"

there shall be read "be liable to a fine",

for "the custody"

there shall be read "his custody",

and after the words "one moiety"

there shall be inserted the words "of which shall go".

and in (2),

for "for any such"

there shall be read "for the",

and for from "commit the person" to the end,

there shall be read "to deal with the offender according to the law relating to summary conviction".

in s. 25 (2),

for "and such Magistrate"

there shall be read "who".

Ordinance No. 2 of 1866:—

in s. 1,

for "Banking Corporation"

there shall be read "Bank".

in s. 3,

after "Banking Corporation"

there shall be inserted the words "(hereinafter called 'the company')".

in s. 4,
for from "Commissioners" to "Treasurer"
there shall be read "of His Majesty's
Treasury".

in s. 10,
for "(to be evidenced as aforesaid)"
there shall be read "(evidenced by a
notification or proclamation under the
hand of the Governor published in the
Gazette)".

in s. 11,
for "of such deeds, or any of them"
there shall be read "of any such deed",
for "the hand of the Governor"
there shall be read "his hand".

in s. 12 (4),
for from "it has" to "establish"
there shall be read "the company has".

in s. 19 (2),
for "of such purchase"
there shall be read "thereof".

and in both (2) and (3),
for "messuage, lands, or hereditaments"
there shall be read "property".

and in (3),
for "are re-sold"
there shall be read "is re-sold".

in s. 24,
for "said deed"
there shall be read "said deed of settle-
ment".

in s. 25,
for from "proprietor" to "capital thereof"
there shall be read "shareholder".

in s. 26,
for from "deed" to "aforesaid"
there shall be read "deed of settlement".

in s. 27,
for "herein contained"
there shall be read "contained herein".

Ordinance No. 1 of 1867:—

in the preamble,
after "in Hongkong"
there shall be inserted "(hereinafter
called the old cemetery)".

in s. 4 (2),
after "anybody"
there shall be inserted the word "there-
in".

Ordinance No. 2 of 1867:—

in s. 5,
for "annually paid"
there shall be read "paid annually".

HONGKONG.

No. 52 OF 1911.

An Ordinance to amend the Peace Preservation Ordinance, 1886.

LS

F. D. LUGARD,
Governor.

[1st December, 1911.]

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

1. This Ordinance may be cited as the Peace Preservation Amendment Ordinance, 1911. Short title.

2. The Peace Preservation Ordinance, 1886, as amended by the Penalties Amendment Ordinance, 1911, is hereby further amended as follows:— Amends Ordinance No. 10 of 1886 as amended by Ordinance No. 30 of 1911.

(a.) In section 2 thereof and at the end thereof by the substitution of the words "First Schedule" for the word "Schedule" whenever the latter word occurs.

(b.) By the repeal of sub-sections (1) and (3) of section 9 thereof.

(c.) In sub-section (2) of section 9 thereof by the deletion of the figure "(2)" in the first line thereof and of the word "such" in line 7 thereof and of the words "this Ordinance" and by the substitution for the words "this Ordinance" of the words "the Arms and Ammunition Ordinance, 1900, as amended by the Arms and Ammunition Amendment Ordinance, 1911".

(d.) By the repeal of section 10 thereof.

(e.) By the addition after section 12 thereof of the following section:—

"12A.—(1.) Notwithstanding anything in any other Ordinance to the contrary every male person who during the continuance of any proclamation under this Ordinance, whether published before or after the coming into force of this section, commits any offence against any of the enactments mentioned in the Second Schedule to this Ordinance shall in addition to any punishment other than whipping or flogging provided by the said enactment or by law be liable on conviction whether on indictment or summarily to be flogged. Flogging for offences during continuance of Proclamation.

(2.) In all cases where the punishment of flogging is awarded under this section the following provisions shall have effect:—

(i.) The sentence shall prescribe the number of strokes to be inflicted.

(ii.) The number of strokes shall not exceed twenty-four in the case of an offender whose age exceeds 16 years or twelve in the case of an offender whose age does not exceed 16 years.

(iii.) The instrument used in the case of an offender whose age exceeds 16 years shall be the instrument commonly known as the "cat" or else the birch as the Court or Magistrate may specify in the sentence and in the case of an offender whose age does not exceed 16 years it shall be the birch.

(iv.) The flogging shall be inflicted privately in prison and within six months of the sentence."

(f.) By the addition at the end thereof of the following schedule:—

SECOND SCHEDULE.

- The Summary Offences Ordinance 1845 (No. 1 of 1845) section 3 (13).
- The Victoria (Lighting) Ordinance 1856 (No. 3 of 1856) section 5.
- The Offences against the Person Ordinance 1865 (No. 2 of 1865) sections 5, 10, 11, 12, 13, 14, 15, 17, 19, 20, 21, 22, 23, 27, 28, 29, 30, 30A, 34, 35, 36, 37, 38, 42, 43, 55.
- The Larceny Ordinance 1865 (No. 5 of 1865) sections 29, 30, 31, 32, 53, 38, 39, 40, 42, 43, 44, 45, 46, 47, 49.
- The Malicious Damage Ordinance 1865 (No. 6 of 1865) sections 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 15, 19, 20, 24, 25, 27, 27A, 28, 29, 30, 33, 35, 36, 37, 41, 42, 43, 44, 45.
- The Suppression of Piracy Ordinance 1868 (No. 1 of 1868) sections 2, 3, 4, 5, 6.
- The Public Places Regulation Ordinance 1870 (No. 2 of 1870) section 2.
- The Peace Preservation Ordinance 1886 (No. 10 of 1886) sections 8, 12.
- The Arms and Ammunition Ordinance 1900 (No. 2 of 1900) sections 4, 23.
- The Police Force Ordinance 1900 (No. 11 of 1900) section 31.
- The Tramway Ordinance 1902 (No. 10 of 1902) section 58.

Passed the Legislative Council of Hongkong, this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Councils.

Assented to by His Excellency the Governor, the 1st day of December, 1911.

C. CLEMENTI,
Colonial Secretary.

HONGKONG.

No. 53 OF 1911.

An Ordinance to provide for the registration of Chinese Partnerships, and to enable partners therein to register and thereby to limit their liability.

LS

F. D. LEGARD,
Governor.

[1st December, 1911.]

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

Short title and application.

1. This Ordinance may be cited as the Chinese Partnerships Ordinance, 1911, and shall apply only to such partnerships carrying on business in the Colony as in the opinion of the Registrar of Companies can properly be described as Chinese Partnerships.

Interpretation of terms.

2. In the construction of this Ordinance the following words and expressions shall have the meanings respectively assigned to them in this section, unless there be something in the subject or context repugnant to such construction:—

Ordinance No. 1 of 1897.

“Firm”, “firm name”, and “business” have the same meanings as in the Partnership Ordinance, 1897.

“Registered Partner” shall mean any partner including a firm, a family *t'oung* or a body corporate who or which is registered as such under this Ordinance.

“Registrar of Companies” shall mean the officer appointed for the registration of Companies under the Companies Ordinance, 1865, or any Ordinance amending or substituted for the same. Ordinance No. 1 of 1865.

“The Court” shall mean the Supreme Court.

“Full name” shall, in the case of a person who carries on business in more than one name, include all the names, whether *tong* names or otherwise, in which such person carries on business, and in the case of persons with Chinese names or of Chinese origin shall include his surname and *Tit Tsz* (別字) and the places of his birth and the District in China to which he belongs.

“*Hung Kū* shareholder” means a person who is registered as such in a registered partnership and who holds a *hung kū* (紅股) or red share, and is a person who is entitled to no interest on capital, but who shares with the partners the surplus profit after interest on capital has been paid.

3. From and after the commencement of this Ordinance Chinese partnerships and partners therein may register in the manner and subject to the conditions by this Ordinance provided. Registration of Chinese partnerships and partners.

4.—(1.) No partnership may register under this Ordinance unless one at least of its partners registers as a partner therein. Conditions of registration.

(2.) Firms or family *tongs* may be registered as partners in a registered partnership, provided that a firm or family *tong* so registered shall be regarded, so far as the partnership in which it is registered is concerned, as one person, and provided also that one partner only in the firm or one member only of the *tong* shall be registered as a representative of the firm or *tong* so registering as aforesaid, and provided also that no person may be registered as a representative of a firm or *tong* unless the Registrar of Companies is satisfied that he has the authority of the other members of his firm or the adult members of his *tong* to be registered as their representative in the registered partnership, and unless one month shall have elapsed since an announcement of his intention to apply for registration as a representative of the firm or *tong* in question shall have been published in the *Gazette* and in two Chinese daily newspapers circulating in the Colony.

(3.) The Registrar of Companies shall register the names of all members of a family *tong*, disclosed to him by such representative, including infants of any age; and thereafter members so registered shall have their liability limited in the same manner as if they were registered as partners under this Ordinance.

(4.) Bodies corporate may be registered as partners in a registered partnership.

5.—(1.) The liability of each partner in a registered partnership, which may sue and be sued in its registered name, shall be unlimited in respect of assets in his possession connected with the registered partnership. Effect of registration on liability.

(2.) The liability of each unregistered partner in a registered partnership shall be unlimited.

(3.) The liability of each registered partner in a registered partnership beyond his liability under sub-section (1) of this section, shall be limited to such proportion of the debts and obligations of the registered partnership as his interest in the registered partnership bears to the total interest of all the partners therein, whether registered or unregistered.

(4.) Where a firm or family *tong* is registered as a registered partner in a registered partnership, but is not itself registered as a registered partnership the liability of each of its partners or members shall be unlimited in respect of assets in his possession connected with the registered partnership, but his further liability shall be limited to such proportion of the debts and obligations of the registered partnership as the interest of his firm or *tong* in the registered partnership bears to the total interest of all the partners therein whether registered or unregistered.

(5.) Where a firm or family *t'ong* is registered as a registered partner in a registered partnership and is itself also registered as a registered partnership the liability of each of its registered partners or members shall be unlimited in respect of assets in his possession connected with the registered partnership in which his firm or *t'ong* is a registered partner; but his further liability shall be limited to such proportion of what would have been his total liability if his firm or *t'ong* had not itself been a registered partnership as his interest in his own firm or *t'ong* bears to the total interest of all the partners therein, whether registered or unregistered.

(6.) Where a firm or family *t'ong* is registered as a registered partner in a registered partnership and is itself also registered as a registered partnership the liability of each of its unregistered partners or members shall be unlimited in respect of assets in his possession connected with the registered partnership in which the firm or *t'ong* is a registered partner; but his further liability shall be limited to such proportion of the debts and obligations of the registered partnership as the interest of his firm or *t'ong* in the registered partnership bears to the total interest of all the partners therein whether registered or unregistered.

(7.) No person registered only as a *hung k'ui* shareholder shall be under any further liability for the debts and obligations of the firm in which he is so registered than the liability imposed by sub-section (1) of this section.

(8.) The burden of proving that assets in his possession are unconnected with the registered partnership shall be on the person who seeks to have his liability limited under this section.

(9.) No member of a firm or family *t'ong* which is registered as a partner other than the registered representative thereof shall take part in the management of the business of the registered partnership or shall have power to bind the registered partnership.

Provided that any member of such a firm or *t'ong* may by himself or his agent at any time inspect the books of the firm and examine into the state and prospects of the partnership business.

If a member of such a firm or *t'ong* other than the registered representative thereof takes part in the management of the business of the registered partnership he shall be personally liable to an unlimited extent for all debts and obligations of the registered partnership incurred while he so takes part in the management thereof.

(10.) A firm or family *t'ong* registered as a partner in a registered partnership may be sued in its firm or *t'ong* name in respect of the debts and obligations of the registered partnership, and service on its registered representative shall be deemed sufficient service on the partners in the firm or the members of the *t'ong*.

Dissolution
and winding
up of
registered
partnerships.

6.—(1.) A registered partnership shall not be dissolved by the death, or bankruptcy, or admission, or succession, or retirement of a partner; and the lunacy of a partner shall not be a ground for dissolution of the partnership by the Court unless the lunatic's share cannot be otherwise ascertained and realised.

(2.) In the event of the dissolution of a registered partnership its affairs shall be wound up by the partners unless the Court otherwise orders.

Ordinance
No. 1 of 1865.

(3.) Applications to the Court to wind up a registered partnership shall be by petition under the Companies Ordinance, 1865, or any Ordinance amending or substituted for the same, and the provisions of such Ordinance relating to the winding up of companies by the Court and of the rules made thereunder (including provisions as to fees) shall, subject to such modification (if any) as the Governor-in-Council may by rules provide, apply to the winding up by the Court of registered partnerships, with the substitution of partners for directors.

(4.) Subject to any express agreement between the partners,—

(a.) Any difference arising as to ordinary matters connected with the partnership business may be decided by a majority of the partners;

(b.) A partner shall not be entitled to dissolve a registered partnership by notice.

7. Subject to the provisions of this Ordinance, the Partnership Ordinance, 1897, and the rules of equity and of common law applicable to partnerships, except so far as they are inconsistent with the express provisions of the last mentioned Ordinance, shall apply to partnerships and partners registered under this Ordinance.

Law as to private partnership to apply where not inconsistent with this Ordinance.

8. The registration of a partnership under this Ordinance shall be effected by delivering to the Registrar of Companies a statement signed by such of the partners and *hung kú* shareholders as desire to be registered under this Ordinance containing the following particulars :—

Manner and particulars of registration.

- (a.) The partnership name ;
- (b.) The general nature of the business ;
- (c.) The principal place of business ;
- (d.) The full name and address of each of the partners and *hung kú* shareholders who desires to be registered under this Ordinance ;
- (e.) The term, if any, for which the partnership is entered into, and the date of its commencement ;
- (f.) The total capital of the partnership and the amount of such capital which has been paid up ;
- (g.) The sum contributed by each partner who desires to be registered under this Ordinance, and whether paid in cash or how otherwise ;
- (h.) The proportion which the interest in the partnership of each partner who desires to be registered under this Ordinance bears to the interests of all the partners, whether registered or unregistered, in the partnership ;
- (i.) The interest in the firm of any *hung kú* shareholder who desires to be registered as such under this Ordinance.

9.—(1.) If during the continuance of a registered partnership any change is made or occurs, whether by reason of the death of a registered or unregistered partner or otherwise howsoever, in :—

Registration of changes in partnerships.

- (a.) the firm name,
- (b.) the general nature of the business,
- (c.) the principal place of business,
- (d.) the registered partners or the name of any registered partner,
- (e.) the term or character of the partnership,
- (f.) the sum contributed by any registered partner,
- (g.) the proportion which the interest in the partnership of any registered partner bears to the interests of all the partners, whether registered or unregistered, in the partnership,

a statement, chopped with the *chop* of the partnership and signed by the manager or in his absence by one or more of the registered partners, specifying the nature of the change shall within fourteen days be delivered to the Registrar of Companies.

(2.) If default is made in compliance with the requirements of this section such manager and all the registered partners who cannot prove that they were ignorant of the change shall, on summary conviction before a Magistrate, be liable to a fine not exceeding ten dollars for each day during which the default continues. Provided that no person shall be liable to pay a fine exceeding a total sum of five hundred dollars.

10. The statement of the amount contributed by a registered partner, and a statement of any increase in that amount, sent to the Registrar for registration under this Ordinance, shall be charged with an *ad valorem* stamp duty of \$1 for every \$500 or portion of every \$500 up to \$10,000, and \$1 for every \$1,000 or portion of \$1,000 on the next \$15,000 and 50 cents for every \$1,000 or portion of \$1,000 on sums above \$25,000 of the amount so con-

Ad valorem stamp duty on contributions by registered partners.

tributed, or of the increase of that amount, as the case may be; and, in default of payment of stamp duty thereon as herein required, the duty with interest thereon at the rate of eight per cent. per annum from the date of delivery of such statement shall be a debt to the Crown and shall be recoverable by the Colonial Treasurer from such registered partner in the same manner as is provided for by the Crown Remedies Ordinance, 1875, in respect of rent due to the Crown.

Penalty for making false returns.

11. Every one who makes, signs, sends, or delivers for the purpose of registration under this Ordinance any false or incomplete statement known by him to be false or incomplete commits a misdemeanour and shall also be personally liable to an unlimited extent for all debts and obligations of the registered partnership incurred during his partnership therein.

Registrar to file statement and issue certificate of registration.

12. On receiving any statement made in pursuance of this Ordinance the Registrar of Companies shall cause the same to be filed, and he shall send by registered post or deliver to the partnership from which such statement has been received a certificate of the registration thereof.

Registrar to keep register and index and to advertise registrations.

13. The Registrar of Companies shall keep at his office, in proper books to be provided for the purpose, a register and an index of all the partnerships registered as aforesaid, and of all the statements registered in relation to such partnerships, and shall as soon as practicable after each registration publish in the *Gazette* and in one Chinese newspaper circulating in the Colony a notification of the name of the registered partnership and of the name of every registered partner therein.

Inspection of statements registered.

14.—(1.) Any person may inspect the statements filed under this Ordinance by the Registrar of Companies, and there shall be paid for each such inspection a fee of one dollar; and any person may require a certificate of the registration of a registered partnership, or a copy of or extract from any registered statement, to be certified by the Registrar of Companies, and there shall be paid for such certificate of registration, certified copy, or extract such fees as the Governor-in-Council may appoint, not exceeding \$1 for the certificate of registration, and not exceeding forty cents for each folio of seventy-two words.

(2.) A certificate of registration, or a copy of or extract from any statement registered under this Ordinance, if duly certified to be a true copy under the hand of the Registrar of Companies or one of the Deputy Registrars (whom it shall not be necessary to prove to be the Registrar or Deputy Registrar) shall, in all legal proceedings, civil or criminal, and in all cases whatsoever, be received in evidence.

Powers of Governor-in-Council to make rules.

15. The Governor-in-Council may make rules concerning any of the following matters:—

- (a.) The fees to be paid to the Registrar of Companies under this Ordinance so that they do not exceed in the case of the original registration of a limited partnership the sum of twenty dollars and in any other case the sum of three dollars.
- (b.) The duties or additional duties to be performed by the Registrar of Companies for the purposes of this Ordinance.
- (c.) The performance by Deputy Registrars and other officers of acts by this Ordinance required to be done by the Registrar of Companies.
- (d.) The forms to be used for the purposes of this Ordinance.
- (e.) The publication from time to time in the *Gazette* of a list of the partnerships registered under this Ordinance.
- (f.) Generally the conduct and regulation of registration under this Ordinance and any matters incidental thereto.

16. Nothing in this Ordinance shall be taken to affect any debt or liability incurred by a registered partnership or a registered partner or *hung ku* shareholder prior to the date of the certificate of their respective registrations issued under section 12. Effect of registration not retrospective.

17. This Ordinance shall come into operation on the first day of January, 1912. Commencement of Ordinance.

Passed the Legislative Council of Hongkong, this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Councils.

Assented to by His Excellency the Governor, the 1st day of December, 1911.

C. CLEMENTI,
Colonial Secretary.

HONGKONG.

No. 54 OF 1911.

An Ordinance to make provision for impounding stray animals and for the disposal thereof.



F. D. LUGARD,
Governor.

[1st December, 1911.]

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

1. This Ordinance may be cited as the Pounds Ordinance, 1911. Short title.

2. Any animal which may be found at large without any person having the charge thereof and which may in the opinion of any police officer appear to have been lost or to be doing damage may be seized and impounded by such police officer in any convenient place and may be detained therein until the owner thereof shall have paid to the Captain Superintendent of Police the reasonable expenses of impounding and keeping such animal together with the pound fee. Impounding stray animal. cf. 10 & 11 Viet c. 89 s. 26.

3. The Governor-in-Council may make regulations fixing the pound fees for animals generally or for any particular classes of animal. Provided however that if no such regulations shall have been made, or if the animal impounded does not fall within any class in respect of which a pound fee shall have been fixed, the pound fee shall be one dollar. Pound fees.

4.—(1.) If the said expenses and pound fee be not paid within three days after such impounding notice of the intention to sell the animal shall be published in the *Gazette*. Power to sell impounded animals.

(2.) If the expenses of impounding and keeping the animal and of the publication in the *Gazette* and the pound fee are not paid within seven days after the said publication it shall be lawful for the Captain Superintendent of Police to cause the animal to be sold either by private treaty or by public auction as he may think fit and the purchaser thereof shall acquire a good title. If the animal should prove unsaleable or if in the opinion of the Captain Superintendent of Police it should be unsaleable it may be destroyed or otherwise disposed of as he may direct.

(3.) The money arising from such sale after deducting the pound fee and the expenses of impounding and keeping the animal, of the publication in the *Gazette* and of the sale shall be paid by the Captain Superintendent of Police on demand to the owner of such animal. Provided that if such demand is not made within one month after the sale all right to make it shall cease and the money shall be paid into the General Revenue of the Colony.

Pound
breach.
cf. 10 & 11
Vict. c. 89
s. 26.

5. Every person who releases or attempts to release any animal from any place where it shall have been impounded or who pulls down, damages or destroys such place or any part thereof with intent to procure the release of such animal shall be liable on summary conviction to a fine not exceeding twenty-five dollars or to imprisonment for any term not exceeding three months.

Passed the Legislative Council of Hongkong, this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Councils.

Assented to by His Excellency the Governor, the 1st day of December, 1911.

C. CLEMENTI,
Colonial Secretary.

HONGKONG.

No. 55 OF 1911.

An Ordinance to amend the law relating to Stamps and Stamp Duty.

LS

F. D. LUGARD,
Governor.

[1st December, 1911.]

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

Short title.

1. This Ordinance may be cited as the Stamp Further Amendment Ordinance, 1911.

Repeals a section of Ordinance No. 16 of 1901.

2. Section 15 of the Stamp Ordinance, 1901, renumbered as section 19 thereof by the Stamp Amendment Ordinance, 1911, is hereby repealed.

Amends Ordinance No. 34 of 1911.

3. Sub-section (4) of section 15 of the Stamp Amendment Ordinance, 1911, is hereby amended by the deletion of the words and figures:—

“for each } up to \$1,000,\$10
endorsement } over “ 25”

and by the substitution thereof of the words and figures:—

“for each endorse-
ment, and in { up to \$1,000, ...10 cents.
substitution for { over “ ...25 cents.”
any other duty,)

Amends a section of Ordinance No. 16 of 1901.

4. Section 23 of the Stamp Ordinance, 1901, renumbered as section 28 thereof by the Stamp Amendment Ordinance, 1911, is hereby amended by renumbering sub-section (3) thereof as sub-section (4) and by the insertion of the following sub-section:—

“(3.) refusing to give a receipt duly stamped in any case where a receipt would be liable to duty.”

Passed the Legislative Council of Hongkong, this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Councils.

Assented to by His Excellency the Governor, the 1st day of December, 1911.

C. CLEMENTI,
Colonial Secretary.

HONGKONG.

No. 56 OF 1911.

An Ordinance to amend the Stamp Duties Management Ordinance, 1911.

LS

F. D. LUGARD,
Governor.

[1st December, 1911.]

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

1. This Ordinance may be cited as the Stamp Duties Management Amendment Ordinance, 1911. Short title.

2. The Stamp Duties Management Ordinance, 1911, is hereby amended as follows:— Amends Ordinance No. 35 of 1911.

(a.) in sub-section (1) of section 14 thereof by the deletion of the words "having knowledge of the concealment or deposit of any stamps", and by the substitution therefor of the words "who has reason to believe that any stamps have been concealed or deposited";

(b.) in sub-section (b) of the proviso to section 19 thereof by the deletion of the words "chief office or one of the head offices" and by the substitution therefor of the word "Collector".

Passed the Legislative Council of Hongkong, this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Councils.

Assented to by His Excellency the Governor, the 1st day of December, 1911.

C. CLEMENTI,
Colonial Secretary.

HONGKONG.

No. 57 OF 1911.

An Ordinance for the Incorporation of the Trustees of the Union Church at Victoria in this Colony.

LS

F. D. LUGARD,
Governor.

[1st December, 1911.]

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

1. This Ordinance may be cited as "The Union Church Incorporation Ordinance, 1911". Short title.

2. Messrs. John Whyte Cooper Bonnar, Duncan Clark, Alexander Stark Dalglish Cousland, William Griffith Humphreys, Donald Macdonald, William Drew Braidwood and David Wood, the Trustees of the Union Church in Hongkong, and their successors or successor shall be a body corporate (hereinafter called "the said Corporation") and shall for the purposes of this Ordinance have the name Incorporation of Trustees and their general powers.

“The Trustees of the Union Church in Hongkong” and by that name shall have perpetual succession and shall and may sue and be sued in all Courts of Justice and before all Magistrates in this Colony, and shall and may have and use a common seal, and the said seal may from time to time break, change, alter, and make anew as to the said Corporation may seem fit; and the said Corporation shall have full power to acquire, accept leases of, purchase, take, hold and enjoy any lands, buildings, messuages or tenements of what nature or kind soever and wheresoever situate in this Colony and its Dependencies, and also to invest moneys on mortgage of any lands, buildings, messuages or tenements in this Colony and its Dependencies, or on the mortgages, or debentures, stocks, funds, shares or securities of any Corporation or Company carrying on business or having an office in this Colony or its Dependencies, and also to purchase and acquire all manner of goods and chattels whatsoever; and the said Corporation is hereby further empowered from time to time, by deed or deeds under its seal, to grant, sell, convey, assign, surrender and yield up, mortgage, demise, reassign, transfer or otherwise dispose of any lands, buildings, messuages and tenements, mortgages, debentures, stocks, funds, and securities, goods and chattels, by this Ordinance vested or that may hereafter be vested in the said Corporation on such terms as to the said Corporation may seem fit.

Vesting of
lands and
buildings in
the Corpora-
tion.

3. The pieces or parcels of ground situate, lying and being within this Colony and registered in the Land Office as Inland Lot No. 1219, Inland Lot No. 1803 and Inland Lot No. 1567 with the messuages or tenements and buildings thereon and the Mortgage of Inland Lot No. 472 dated the 28th January, 1905, and given by Ng Ping Sam to William Griffith Humphreys and John Christopher Thomson to secure the payment of Three thousand Dollars and interest and the Mortgage of Section B of Inland Lot No. 187 and Section B of Inland Lot No. 187A dated the 28th day of December, 1906, and given by Ng Shi Yook Hing, Wei Wah Yook, Wei Wah Song and Wei Wah Leen to William Griffith Humphreys and George Murray Bain to secure the payment of Ten thousand Dollars and interest and all moneys, securities for money, goods, chattels and effects whatsoever the property of the said Union Church or purporting so to be are hereby transferred to and vested in the said Corporation but subject as regards the said pieces or parcels of ground, messuages or tenements and buildings, to the payment of the rents and observance and performance of all the covenants, conditions and reservations contained in the Crown Leases under which the same are now or may hereafter be respectively held.

Appoint-
ment of new
Trustees.

4. In the event of any one of the Trustees herein specifically named or of any one of their successors to be appointed as hereinafter mentioned dying or remaining out of the Colony continuously for more than 24 months or desiring to be discharged from the Trust or refusing or becoming unfit to act therein or incapable of acting therein a successor to the Trustee so dying or remaining out of the Colony continuously for more than 24 months or desiring to be discharged from the Trust or refusing or becoming unfit to act therein or incapable of acting therein shall be appointed at a meeting of the Seatholders—being Subscribers—of the said Church to be convened and held in accordance with the provisions of Section 11 of this Ordinance provided that the fact of the said Trustee dying or remaining out of the Colony continuously for more than 24 months or desiring to be discharged from the Trust or refusing or becoming unfit to act therein or incapable of acting therein and the fact of the appointment of such successor shall be notified by the remaining Trustees or Trustee to the Colonial Secretary in writing and such notice shall be published in the *Gazette* and such publication shall be in all Courts and for all other purposes, sufficient evidence of such Trustee having died or remained out of the Colony continuously for more than 24 months or of such Trustee having desired to be discharged from the Trust or of his having refused or becoming unfit to act therein or of his being incapable of acting therein and of the due appointment of such successor.

5. The said Corporation shall permit the said Union Church and the buildings connected therewith now standing upon Inland Lots Nos. 1219, 1803 and 1567 and any other premises which may be substituted therefor to be used, occupied and enjoyed as a Church for the public worship of God and for preaching the Gospel of the Lord Jesus Christ as well in Chinese as in English and other European languages according to the principles and usages for the time being of Protestant Evangelical Christians and for the sole object of spreading the knowledge of Christ as shall seem most agreeable to the word of God and not for the purpose of introducing or supporting Presbyterianism, Independency, Episcopacy or any other form of Church Order and Government, about which there may be difference of opinion, but under such form of Church Government as the Seatholders—being Subscribers—of the Union Church shall from time to time direct and also, subject to such direction, for the instruction of children and adults, and for the promoting of religious and philanthropic purposes and for the providing of a residence for the Minister or Ministers.

Union Church to be used as a Church.

6. All deeds, documents and other instruments requiring the seal of the said Corporation shall be sealed with the seal of the said Corporation in the presence of two or more of the said Trustees or their successors and shall also be signed by the Secretary and by two or more of the said Trustees so present as aforesaid and such signing shall be and be taken as sufficient evidence of the due sealing of such deeds, documents and other instruments.

Seal.

7. All books, deeds, papers and other documents hitherto kept at the Union Church or belonging or appertaining thereto and all moneys belonging or due or owing to the Church and all other the property of the said Church shall hereafter be the property of the said Corporation and all monuments, tablets and memorials shall be under the care and custody of the said Corporation.

Vesting of moveable property and monuments, tablets and memorials in the Corporation.

8. A Committee of Management, including a Secretary and Treasurer, shall be elected annually at a Meeting of the Seatholders—being Subscribers—of the said Union Church, to be held as herein provided and those elected at the said meeting shall appoint one of their number to be Chairman, and shall have power to add to their number.

Election of a Committee of Management including Secretary and Treasurer.

9. The Seatholders—being Subscribers—may appoint, as occasion may require, one or more Minister, or Ministers to perform and carry on Divine worship and the services usual in a Protestant Evangelical Christian Church.

Appointment of Ministers.

10. All matters connected with the religious services of the said Church shall be under the immediate direction of the Minister or senior Minister for the time being subject, nevertheless, to the control of the Committee of Management.

Direction of religious services.

11. All meetings shall be convened by the Minister or senior Minister for the time being or by the Committee of Management for the time being of the said Church or by the said Corporation or by one-fifth in number of the Seatholders—being Subscribers—of the said Church entitled to vote at such meeting by notice announcing the place, day and hour of the meeting and the business or matter to be transacted or considered and such notice shall be given at each service held on the premises on the two Lord's days immediately preceding such meeting at the usual time for giving notices during divine service.

Meetings of the Seatholders being Subscribers.

The meeting shall be held not earlier than the Wednesday next following the second of such two Lord's days.

The only persons who shall be entitled to attend and vote at such meeting shall be those who, whether male or female, have attained the age of 21 years and have been Seatholders and Subscribers of the said Church during at least the six calendar months preceding the meeting and have held one or more sittings in the said Church and subscribed and paid for or in respect of the same to the maintenance of divine worship in the said Church.

Each such Seatholder shall be entitled to one vote and the vote of two-thirds in number of the said Seatholders so attending and voting shall be deemed to be the vote of, and shall bind all the Seatholders--being Subscribers--of the said Church.

The Chairman of such meeting shall be the person appointed by a majority of the persons present at such meeting and entitled to vote.

Votes. No votes shall be given by proxy but votes may be given by ballot or otherwise at any such meeting as such meeting shall direct.

In case of equality of votes the Chairman shall have the casting vote but shall not otherwise vote on any question before the meeting.

Management of temporal affairs. 12. The temporal affairs of the said Church shall be managed, directed and governed by the Committee of Management provided however that the members of such Committee shall not be deemed personally liable for any payments of money in excess of that provided or available for the purposes of the said Church.

Powers of Committee of Management. 13. The Committee of Management may make regulations relating to all or any of the following matters namely:—

- (1.) The qualification, election and tenure of office of the members of the Committee of Management of the said Church.
- (2.) The holding of meetings of the Committee of Management and the conduct of the business thereat.
- (3.) The temporary appointment of a Minister or Assistant Minister during the absence from any cause of the incumbent of the post.
- (4.) The election and tenure of office of an auditor and the filling up of casual vacancies among the Committee of Management.
- (5.) The appointment, tenure of office, salary and duties of any organist, vergers or other officer or servant as the Committee of Management may think necessary or expedient.
- (6.) The keeping of registers of Communicants, Seatholders and Subscribers of the said Church and of baptisms, marriages and burials.
- (7.) The holding of meetings of the Seatholders and Subscribers of the said Church, the right of voting and the taking and recording of the votes at such meetings (where the same is not specially provided for by this Ordinance) and the conduct of business specially thereat.
- (8.) The appropriation, allotment, arrangement and use of the sittings in the said Church.
- (9.) The rents and subscriptions, if any, to be paid for the sittings in the said Church and the mode of collection thereof, the fees to be taken for baptisms, marriages and burials or other services and the collection and disposition of money offerings, offertories and donations.
- (10.) The keeping of accounts of moneys received and expended by the Committee of Management.
- (11.) The erection and maintenance of monuments, tablets or other memorials in the said Church or in the precincts thereof, and the fees to be taken therefor; and
- (12.) All other matters relating to the affairs of the said Church or of the Committee of Management otherwise than where specially provided for by this Ordinance.

Regulations to be valid until disapproved. 14. All regulations made by the Committee of Management shall be valid unless or until they have been disapproved at an annual or special meeting of the Seatholders and Subscribers of the said Church.

15. The said Corporation shall permit the persons or person appointed for that purpose by the Committee of Management to receive all moneys and subscriptions given or paid for the use of pews and sittings in the said Church or otherwise contributed or subscribed for the purposes aforesaid and also the net rents arising from any lease of the premises or any part thereof and any other money in the nature of income and after payment thereof of the expenses of repairing and insuring the premises and the interest of any debt secured on the premises or incurred in the erection, completion, repair, alteration, enlargement or improvement of the said premises to pay such sum for the support of the Minister and the Assistant Minister (if any) of the said Church as the Committee of Management shall have determined and to apply the remainder in payment of the incidental and other expenses attending the maintenance of divine worship or to invest the same and for the other purposes of these presents as the said Committee of Management shall direct. Provided nevertheless that moneys contributed or subscribed for any specified purpose shall be applied to such purpose.

Receipt of moneys, etc.

16. The said Corporation shall in its discretion have power to sue for all rents, subscriptions, fees and moneys due or owing to the said Church.

Power to sue.

17. It shall be lawful for the said Corporation to order the removal of any monument, tablet or other memorial in the said Church or in the precincts thereof which has become ruinous, dilapidated or unsightly if the owner thereof cannot be found or refuses to properly repair and maintain such monument, tablet or memorial, to the satisfaction of the said Corporation; provided always that three months' notice of such intended removal shall be given in writing to the owner if he can be found, and, if he cannot be found, a notice signifying such intended removal shall be posted for three months upon the notice board of the said Church.

Power to remove monuments, etc.

18. In the event of the Corporation failing to use occupy and enjoy the present Union Church and the buildings connected therewith or any other premises which may be substituted therefor for the purposes mentioned in Section 5 of this Ordinance for a period of more than two years at any one time then the Corporation shall hold the said premises with the erections and buildings thereon and all moneys, goods and chattels then belonging to the said Corporation in Trust for the London Missionary Society, incorporated under Ordinance No. 6 of 1891, absolutely.

Property to be held in Trust for London Missionary Society in certain events.

19. Nothing in this Ordinance shall affect or be deemed to affect the rights of His Majesty the King, his heirs or successors, or of any bodies politic or corporate or other persons, except such as are mentioned in this Ordinance and those claiming by, from or under them.

Saving of certain rights.

Passed the Legislative Council of Hongkong, this 30th day of November, 1911.

R. H. CROFTON,
Clerk of Councils.

Assented to by His Excellency the Governor, the 1st day of December, 1911.

C. CLEMENTI,
Colonial Secretary.