

ZETLAND HALL TRUSTEES INCORPORATION BILL.—Mr. SHELLIM moved the Second reading of the Bill intituled An Ordinance to provide for the incorporation of the Trustees of Inland Lot No. 31 and the buildings thereon known as Zetland Hall.

Mr. HEWETT seconded.

Question—put and agreed to.

Bill read a second time.

Council in Committee on the Bill.

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

Mr. HEWETT seconded.

Question—put and agreed to.

Bill read a third time and passed.

JURORS LIST FOR 1915.—The Council went into Committee to consider the Jurors List *in camera*.

ADJOURNMENT.—The Council then adjourned until Thursday, the 4th day of March, 1915.

F. H. MAY,
Governor.

Read and confirmed this 4th day of March, 1915.

M. J. BREEN,
Clerk of Councils.

No. 98.—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. 5 of 1915.—An Ordinance to provide for the payment of fees in respect of Private Bills.

Ordinance No. 6 of 1915.—An Ordinance to amend the law relating to Seditious Publications.

Ordinance No. 7 of 1915.—An Ordinance to authorise the publication of an edition of the regulations rules and by-laws in force in the Colony on the 31st December, 1914.

Ordinance No. 8 of 1915.—An Ordinance to provide for certificates of origin in respect of goods wares and merchandise sought to be imported from certain places and to provide for the furnishing of import manifests.

HONGKONG.

No. 5 OF 1915.

An Ordinance to provide for the payment of fees
in respect of Private Bills.

I assent to this Ordinance.

(LS)

F. H. MAY,
Governor.

[5th March, 1915.]

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 Private Bills Short title.
Ordinance, 1915.

2. In this Ordinance:—

Definition.

“Private Bill” means any bill by which individual
rights or interests of property may be peculiarly
affected or the primary object of which is to
promote the interests of individual persons or
corporations rather than those of the com-
munity at large.

3. The promoters of every private bill shall pay to the Colonial Treasurer in respect of such bill for the use of the general revenue of the Colony the fee of five hundred dollars within seven days after the passing of such bill.

Fee to be payable in respect of private bill.

Passed the Legislative Council of Hongkong, this 4th day of March, 1915.

M. J. BREEN,
Clerk of Councils.

Assented to by His Excellency the Governor, the 5th day of March, 1915.

CLAUD SEVERN,
Colonial Secretary.

HONGKONG.

No. 6 OF 1915.

An Ordinance to amend the law relating to
Seditious Publications.

I assent to this Ordinance.

(LS)

F. H. MAY,
Governor.

[5th March, 1915.]

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 Seditious Pub- Short title.
lications (Possession) Ordinance, 1915, and shall be read
and construed as one with the Seditious Publications
Ordinance, 1914.

Possession of seditious document, etc., an offence.

2. Any person who knowingly has in his possession, without lawful authority or excuse,

- (a.) any newspaper book or other document which contains any seditious matter ; or
- (b.) any portion of or extract from any newspaper book or other document which contains any seditious matter ; or
- (c.) any newspaper book or other document which has, in accordance with the provisions of the Seditious Publications Ordinance, 1914, been declared by the Governor-in-Council to be forfeited, or any portion of or extract from any such newspaper book or other document, whether such portion or extract itself contain any seditious matter or not :

shall be guilty of an offence and shall be liable to a fine not exceeding five hundred dollars and to imprisonment for any term not exceeding two years.

Onus of proof.

3. In any prosecution under the preceding section the burden of proving absence of knowledge that the newspaper book or other document, or the portion thereof or extract therefrom, contains seditious matter, or that the newspaper book or other document has been declared to be forfeited, and the burden of proving the existence of lawful authority or excuse, shall lie on the defendant.

Search warrant and arrest.

4. Whenever it appears to a Magistrate upon the oath of any person that there is reasonable cause to suspect that any,—

- (a.) newspaper book or other document which contains any seditious matter, or
- (b.) portion of or extract from any newspaper book or other document which contains any seditious matter, or
- (c.) newspaper book or other document which has, in accordance with the provisions of the Seditious Publications Ordinance, 1914, been declared by the Governor-in-Council to be forfeited, or any portion of or extract from any such newspaper book or other document, whether such portion or extract itself contain any seditious matter or not,

is in any building, vessel (not being a ship of war or a ship having the status of a ship of war), or place, such Magistrate may by warrant directed to any officer of police empower him with such assistants as may be necessary, by day or by night,—

- (i) to enter and if necessary to break into or forcibly enter such building vessel or place, and to search for and take possession of any such newspaper book or other document, or portion of or extract therefrom, which may be found there ; and
- (ii) to arrest any person who may appear to have such newspaper book or other document, or portion thereof or extract therefrom, in his possession.

Amendment of Ordinance No. 6 of 1914, s. 3.

5. Section 3 of the Seditious Publications Ordinance, 1914, is amended by the repeal of all the words in the said section following the word "found" in the fifth line thereof.

Passed the Legislative Council of Hongkong, this 4th day of March, 1915.

M. J. BREEN,
Clerk of Councils.

Assented to by His Excellency the Governor, the 5th day of March, 1915.

CLAUD SEVERN,
Colonial Secretary.

HONGKONG.

No. 7 OF 1915.

An Ordinance to authorise the publication of an edition of the regulations rules and by-laws in force in the Colony on the 31st December, 1914.

I assent to this Ordinance.



F. H. MAY,
Governor.

[5th March, 1915.]

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 Regulations Short title. Ordinance, 1915.

2. In this Ordinance "Regulations" means all regula- Definition. tious rules and by-laws made in pursuance of powers conferred by any Ordinance, or enacted by any Ordinance in or as part of any schedule to any such Ordinance, but does not include any such regulations made under the Pharmacy Ordinance, 1908, or under the Railways Ordinance, 1909.

3. Nothing in this Ordinance shall affect the operation Saving for of:— proclamations, etc.

- (a.) Any proclamation by His Majesty;
- (b.) Any order of His Majesty in Council;
- (c.) Any proclamation by the Governor;
- (d.) Any resolution of the Legislative Council;
- (e.) Any statute of the University of Hongkong.

4.—(1) Paul Mary Hodgson, Esquire, hereinafter called Authority to prepare an edition of the regulations in force in the Colony on the 31st day of December, 1914.

(2.) Such edition shall be called "The Regulations of Title of Hongkong, 1914". edition.

(3.) Each copy of the said edition shall before it is issued be impressed on the title page thereof with the seal of the Colony, by general order of the Governor on that behalf, and any such copy so impressed with the seal of the Colony shall for all purposes be deemed to be an authentic copy of the said edition. Authentication of copies.

5.—(1.) From and after such date as may be appointed by order of the Governor-in-Council the said edition shall for all purposes be deemed to contain all the regulations in force in the Colony on the 31st December, 1914. Operation of the edition.

(2.) From and after the said date any regulations in force in the Colony on the 31st December, 1914, which are not contained in the said edition, shall be deemed to be repealed.

(3.) From and after the said date in so far as there may be variances between the regulations as printed in the said edition and the regulations as in force immediately before such date, the regulations as previously in force shall be deemed to have been amended.

Provided that nothing in this section shall affect the previous operation of any regulation so deemed to be repealed or to have been amended, or anything duly done or suffered under any such regulation, or any right privilege obligation or liability acquired accrued or incurred under any such regulation, or any penalty forfeiture or punishment incurred in respect of any offence committed against

any such regulation, or any investigation legal proceeding or remedy in respect of any such right privilege obligation liability penalty forfeiture or punishment as aforesaid :

Provided also that nothing in this section shall affect the operation of any regulation which may have been made since the 31st December, 1914, or which may be made hereafter.

Mode of
proof.

6. Subject to the provisions of this Ordinance any regulation contained in the said edition may be proved in any court or proceeding in the Colony by the production of a copy of the said edition duly authenticated as provided in sub-section (3) of section 2 of this Ordinance.

Passed the Legislative Council of Hongkong, this 4th day of March, 1915.

M. J. BREEN,
Clerk of Councils.

Assented to by His Excellency the Governor, the 5th day of March, 1915.

CLAUD SEVERN,
Colonial Secretary.

HONGKONG.

No. 8 OF 1915.

An Ordinance to provide for certificates of origin in respect of goods wares and merchandise sought to be imported from certain places and to provide for the furnishing of import manifests.

I assent to this Ordinance.

LS

F. H. MAY,
Governor.

[5th March, 1915.]

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 Certificates of Origin Ordinance, 1915.

Definition. 2. In this Ordinance :—
(1.) "Person", except so far as relates to the imposition of the penalty of imprisonment, includes a body corporate and a firm.
(2.) "Ship" has the same meaning as in the Merchant Shipping Ordinance, 1899.

No person to import goods from certain places without a permit. 3. No person except under licence from the Governor shall import or attempt to import into the Colony any goods wares or merchandise from any place specified in the First Schedule hereto without a permit from the Superintendent of Imports and Exports: Provided that the owners agents charterers or master of any ship arriving in the waters of the Colony and having on board any goods wares or merchandise to which this Ordinance applies, if they have no interest in the said goods wares or merchandise except as carriers thereof, shall not be deemed to have imported or attempted to import the said goods wares or merchandise unless they or he shall have discharged the same.

4. Such permit shall be in the form contained in the Second Schedule hereto. Form of permit.

5. The Superintendent of Imports and Exports shall not issue any such permit until there shall have been produced to him a certificate of origin signed by some British Consular authority at the port of shipment or place of origin: Conditions of issue of permit.

Provided that it shall be lawful for the Superintendent of Imports and Exports in his discretion to issue such permit without the production of such certificate of origin,

(a.) upon the intended importer depositing a sum equal to three times the value of the goods wares or merchandise sought to be imported, which sum shall become forfeited to the Crown in the event of failure to produce such certificate within a time to be prescribed by the Superintendent of Imports and Exports, or

(b.) upon the intended importer entering into a bond with one or more sureties to the satisfaction of the Superintendent of Imports and Exports in a sum equal to three times the value of the said goods wares or merchandise, conditioned for the production of such certificate within a time to be prescribed by the Superintendent of Imports and Exports:

Provided also that on the application of the owners charterers agents or master of any ship arriving in the waters of the Colony and having on board any goods wares or merchandise to which this Ordinance applies it shall be lawful for the Superintendent of Imports and Exports to issue a permit for the temporary deposit of such goods wares or merchandise or any part thereof in such godowns or warehouses as he shall approve, and upon the said goods wares or merchandise being so deposited in the said godowns or warehouses under such permit the owners or agents of the said godowns or warehouses and all persons in their employment shall hold such goods wares or merchandise and shall part with or dispose of them only as the Superintendent of Imports and Exports shall direct.

6. Such certificate of origin shall be in the form contained in the Second Schedule. Form of Certificate of Origin.

7. It shall be lawful for the Superintendent of Imports and Exports in any case in which he shall think fit to refuse to issue any such permit until the intended importer shall have made a statutory declaration as to the real origin of such goods wares and merchandise and as to his belief, means of knowledge, and enquiries with respect to the same, in such terms as may be approved by the Superintendent of Imports and Exports. Power to require Statutory Declaration.

8. The owners charterers and agents of every ship which arrives in the waters of the Colony shall within such time as may be appointed by regulation made by the Governor-in-Council under this Ordinance, and in the absence of any such regulation within 48 hours after such arrival, furnish to the Superintendent of Imports and Exports a true and complete manifest, signed by such owners charterers or agents, of all the cargo brought into the waters of the Colony on board such ship. Manifests to be furnished.

9. Subject to the provisions of section 3 of this Ordinance, any cargo appearing on any import manifest, signed by the owners charterers or agents of any ship and furnished at any time before or after the arrival of such ship in the waters of the Colony shall, as against any person who may be proceeded against for breach of any of the provisions of this Ordinance, be deemed to have been imported into the Colony on board such ship unless such person shall prove affirmatively that such cargo was not in fact brought into the Colony on board such ship. Manifests to be evidence of importation.

10. The Governor-in-Council shall have power:— Powers of Governor-in-Council:

(a.) to rescind or amend in any way whatsoever either of the Schedules hereto; to amend Schedules:

to exempt classes of goods :

(b.) to exempt any specified class of goods wares or merchandise from the operation of this Ordinance ;

to exempt consignments below a specified value :

(c.) to declare that this Ordinance shall not apply to individual consignments below a specified value ;

to make regulations.

(d.) to make regulations for the better carrying out of this Ordinance.

Penalty, for contravention of Ordinance.

11. Every person who contravenes or attempts to contravene any of the provisions of this Ordinance shall be guilty of a misdemeanour and shall be liable upon conviction either summarily or on indictment to imprisonment for any term not exceeding one year and to a fine not exceeding five thousand dollars.

Ordinance not to apply to certain shipments.

12. This Ordinance shall not apply to any goods wares or merchandise shipped for the Colony of Hongkong on or before the 15th day of March, 1915, or such later date as may be appointed by the Governor-in-Council in that behalf, either generally or for consignments from any specified place.

Passed the Legislative Council of Hongkong, this 4th day of March, 1915.

M. J. BREEN,
Clerk of Councils.

Assented to by His Excellency the Governor, the 5th day of March, 1915.

CLAUD SEVERN,
Colonial Secretary.

First Schedule. [s. 3.]

List of places in respect of imports from which certificates of origin will be required.

Every place in Norway, Sweden, Denmark, Holland, Switzerland and Italy.

Second Schedule. [s. 4.]

FORM NO. 1.

Permit to Import.

(Certificates of Origin Ordinance, 1915.)

I hereby declare that I wish to import by the S.S. due to arrive on or about the the following goods wares and merchandise :—

Number and description of cases.	Marks.	Numbers.	Weight or Quantity.	Total Value.	Contents.

which were exported from

Dated the.....day of.....191 .

.....
Importer.

.....
Address.

Permission is hereby given for the importation of the above goods wares and merchandise by the above steamer.

Dated the.....day of.....191 .

.....
Superintendent of Imports & Exports.

FORM NO. 2. [s. 6.]

Certificate of Origin.

(Certificates of Origin Ordinance, 1915.)

I,.....
hereby certify that Mr.....
(Producer, Manufacturer, Merchant, Trader, etc.), residing at
in this town has declared before me that the merchandise designated below, which is to be shipped from this town to Hongkong consigned to
(Merchant, Manufacturer, etc.) in the Colony of Hongkong has not been produced or manufactured in enemy territory, and that he has produced to my satisfaction invoices or other trustworthy documents in proof thereof.

Number and description.	Marks.	Numbers.	Weight or Quantity.	Total Value.	Contents.

This certificate is valid only for a period of not more than.....from the date hereof.

.....
(Signature of person declaring.)

.....
(Signature of Consular Authority issuing Certificate, and date.)

No. 99.—His Majesty the King has not been advised to exercise his power of disallowance with respect to the following Ordinance:—

Ordinance No. 27 of 1914.—An Ordinance to provide for the formation of a Special Police Reserve.

M. J. BREEN,
Clerk of Councils.

COUNCIL CHAMBER,
3rd March, 1915.