

16.—(1.) No person shall, as a condition or pretended condition of the grant, renewal, or continuance, by himself or by any other person of a tenancy of any domestic tenement, demand payment of any sum of money whatsoever, in addition to the rent.

Money not to be demanded for the grant, renewal or continuance of tenancies. 10 & 11 Geo. 5, c. 17, s. 8.

(2.) Every person demanding any payment in contravention of this section shall be liable upon summary conviction to a fine not exceeding one thousand dollars, and the magistrate by whom such person is convicted may order the amount paid to be repaid to the person by whom the same was paid.

(3.) This section shall not apply to any fine, premium, or other like sum, which any person, before the commencement of this Ordinance, shall have agreed in writing to pay.

17. Where any sum shall, after the commencement of this Ordinance, have been paid on account of any rent, being a sum which is by virtue of this Ordinance irrecoverable by the lessor, the sum so paid shall be recoverable from the lessor who received the payment or his legal personal representative by the lessee by whom it was paid, and any such sum may, without prejudice to any other method of recovery, be deducted by the lessee from any rent payable by him to the lessor.

Recovery of rent by lessee. 10 & 11 Geo. 5, c. 17, s. 11 (1).

His Excellency the Governor moved the suspension of the Standing Orders so as to enable the Bill to be carried through its remaining stages at this sitting of the Council.

The Colonial Secretary seconded.

Question—put and agreed to.

The Attorney General then addressed the Council and moved the Third reading of the Bill.

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a third time and passed.

ADJOURNMENT.—The Council then adjourned *sine die*.

R. E. STUBBS,
Governor.

Confirmed this 1st day of September, 1921.

S. B. B. McELDERRY,
Clerk of Councils.

No. 375.—His Excellency the Governor has given his assent, in the name and on behalf of His Majesty the KING, to the following Ordinance passed by the Legislative Council:—

Ordinance No. 14 of 1921.—An Ordinance to amend the Crown Lands Resumption Ordinance, 1900.

HONGKONG.

No. 14 OF 1921.

I assent to this Ordinance.



R. E. STUBBS,
Governor.

2nd September, 1921.

An Ordinance to amend the Crown Lands Resumption Ordinance, 1900.

[2nd September, 1921.]

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 Crown Lands Resumption Ordinance, 1921, and shall be read and construed as one with the Crown Lands Resumption Ordinance, 1900, hereinafter called the principal Ordinance, and the said Ordinance and this Ordinance may be cited together as the Crown Lands Resumption Ordinances, 1900 and 1921. Short title and construction.
Ordinance No. 14 of 1921.

2. In the determination of the compensation to be paid under the principal Ordinance:—
 - (a.) No allowance shall be made on account of the resumption being compulsory: Additional rules for determining compensation.
 - (b.) Subject to the provisions of section 11 of the principal Ordinance, and to the provisions of paragraph (c.) of this section, the value of the land resumed shall be taken to be the amount which the land if sold in the open market might be expected to realise: and 9 & 10 Geo. 5, c. 57, s. 2 (1), (2).
 - (c.) No compensation shall be given in respect of any use of the land which is not in accordance with the terms of the Crown lease under which the land is held.

3. Section 2 of this Ordinance shall not apply to any case in which the notice under section 4 of the principal Ordinance shall have been published in the *Gazette* before the commencement of this Ordinance, or to any case in which the notice under section 5 of the principal Ordinance shall have been given to the owner before the commencement of this Ordinance. Application of s. 2.

4. Sub-section (1) of section 3 of the principal Ordinance is amended by the addition of the words "or in case the owner is absent from the Colony or cannot be found," after the word "is" in the eighth line thereof. Amendment of Ordinance No. 10 of 1900, s. 3 (1).

5. If any owner or co-owner of land which is to be resumed is absent from the Colony or cannot be found proceedings under the principal Ordinance may be taken in all respects as if such person were non-existent. Absence of owner or co-owner.

6. Sub-section (1) of section 10 of the principal Ordinance is amended by the insertion of the words "and also in respect of damage to business due to removal," between the word "thereto" and the word "and" in the seventh line thereof, and by the insertion of the words "or damage" between the word "extinction" and the word "to" in the eighth line thereof. Amendment of Ordinance No. 10 of 1900, s. 10 (1).

Amendment
of Ordinance
No. 10 of
1900, s. 11.

7. The proviso which is contained in the last seven lines of section 11 of the principal Ordinance is repealed.

Passed the Legislative Council of Hongkong, this 1st day of September, 1921.

S. B. B. McELDERRY,
Clerk of Councils.

Assented to by His Excellency the Governor, the 2nd day of September, 1921.

CLAUD SEVERN,
Colonial Secretary.

APPOINTMENTS, &c.

No. 376.—In accordance with a Resolution passed by the Legislative Council on the 1st day of September, 1921, His Excellency the Governor has appointed the Honourable THOMAS LUFF PERKINS, Director of Public Works, the Honourable HENRY EDWARD POLLOCK, K.C., and the Honourable HERBERT WILLIAM BIRD as a Committee to consider what measures can be taken

- (i.) To facilitate the prompt acquisition by applicants of sites which they require, and
- (ii.) To facilitate the prompt passing of building plans.

2nd September, 1921.

NOTICES.

OFFICE OF REGISTRAR OF TRADE MARKS.

No. 377.—It is hereby notified that the registration of the following trade marks has been renewed under the provisions of the Trade Marks Ordinance, 1909 :—

| Number of Mark. | Date of Registration. | Name of Owner. | Period of Renewal. | Class in which renewed. |
|------------------|-----------------------|--|--------------------|-------------------------|
| No. 88a of 1893. | 28th August, 1893. | The Distillers Co., Ltd., of 12, Torphichen Street, Edinburgh, Scotland. | 28th August, 1935. | 43 |
| No. 88b of 1893. | " | " | " | 43 |

HUGH A. NISBET,
Registrar of Trade Marks.

29th August, 1921.