

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

10. *Volunteer Bill*.—The Attorney General addressed the Council and moved the First reading of a Bill intituled “An Ordinance to amend and consolidate the law relating to the Hong Kong Volunteer Defence Corps.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

ADJOURNMENT.

11. The Council then adjourned until Thursday, the 25th day of May, 1933, at 2.30 p.m.

W. PEEL,  
*Governor.*

Confirmed this 25th day of May, 1933.

R. A. C. NORTH,  
*Deputy Clerk of Councils.*

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No. 366.—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. 9 of 1933.—An Ordinance to amend the Divorce Ordinance, 1933.

Ordinance No. 10 of 1933.—An Ordinance to amend and consolidate the law relating to the Hong Kong Volunteer Defence Corps.

## HONG KONG.

No. 9 OF 1933.

I assent.

L.S.

W. PEEL,  
Governor.

26th May, 1933.

An Ordinance to amend the Divorce Ordinance, 1932.

[26th May, 1933.]

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

1. This Ordinance may be cited as the Divorce Amendment Ordinance, 1933. Short title.

2. Sub-section (3) of section 4 of the Divorce Ordinance, 1932, is repealed and the following sub-section is substituted:— Amendment of Ordinance No. 35 of 1932, s. 4.

(3) Nothing herein shall authorise the court to make any decree of judicial separation or of restitution of conjugal rights except where the marriage was a Christian marriage or its civil equivalent and where both the parties to the marriage had their usual place of residence in the Colony at the time of the commencement of proceedings.

3. Sub-section (3) of section 17 of the Divorce Ordinance, 1932, is repealed and the following sub-section is substituted:— Amendment of Ordinance No. 35 of 1932, s. 17.

(3) A decree of judicial separation shall have the effect which a divorce *a mensa et thoro* had in England before the Matrimonial Causes Act, 1857, and such other legal effect as hereinafter mentioned. 20 and 21 Vict. c. 85.

4. Sub-section (2) of section 38 of the Divorce Ordinance, 1932, is repealed. Repeal of Ordinance No. 35 of 1932, s. 38 (2).

5. Forms Nos. 4, 5, 6, 7, 8, 9, 16, 18, 25 and 29 in the Schedule to the Divorce Ordinance, 1932, are repealed. Repeal of certain forms in Schedule to Ordinance No. 35 of 1932.

6. This Ordinance shall be read and construed as one with, and shall come into operation at the same time as, the Divorce Ordinance, 1932, which it amends and which shall not be brought into operation by Proclamation until His Majesty's pleasure not to disallow this Ordinance is known. Construction and commencement.

Passed the Legislative Council of Hong Kong, this 25th day of May, 1933.

R. C. A. NORTH,  
Deputy Clerk of Councils.

HONG KONG.

No. 10 OF 1933.

I assent.

(L.S.)

W. PEEL,  
*Governor.*

26th May, 1933.

An Ordinance to amend and consolidate the law relating to  
the Hong Kong Volunteer Defence Corps.

[26th May, 1933.]

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

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|-----------------|---|
| Short title.    | <b>1.</b> This Ordinance may be cited as the Volunteer Ordinance, 1933.   |
| Interpretation. | <p><b>2.</b> In this Ordinance,</p> <p>(a) "Appointments" includes accoutrements and equipment of every kind, other than clothing.</p> <p>(b) "Commandant" means the person for the time being entrusted with the general administration of the corps, and in the event of there being no such person, means the officer who is highest in rank in the corps.</p> <p>(c) "Corps" means the Hong Kong Volunteer Defence Corps.</p> <p>(d) "General Officer Commanding the Troops" means the Senior Military Officer for the time being in command of His Majesty's regular troops within the Colony.</p> <p>(e) "Officer of the corps" means a person holding a commission as an officer thereof.</p> <p>(f) "Volunteer" means a member of the corps not being an officer thereof.</p> |

PART I.

ORGANIZATION.

- |                              |  |
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| Establishment and enrolment. | <p><b>3.</b>—(1) The Hong Kong Volunteer Defence Corps as existing at the commencement of this Ordinance shall be deemed to be lawfully formed and duly constituted; and it shall be lawful for the Governor, in his discretion, to accept the services of any person desiring to be enrolled as a member thereof.</p> <p>(2) The corps may include any number of units or auxiliary units, the members of which shall consist of officers and volunteers.</p> |
|------------------------------|--|

4. The officers of the corps shall be British subjects and shall be commissioned by the Governor; and no such commission shall be deemed vacated by death or retirement from office of the Governor by whom the same was issued.

Commissioned officers.

5.—(1) Subject as hereinafter mentioned, any volunteer may, except on actual military service, quit the corps on complying with the following conditions:—

Right of volunteer to quit corps on certain conditions.

(a) giving to the Commandant fourteen days notice in writing of his intention to quit the corps;

(b) delivering up in good order (fair wear and tear only excepted) all arms, clothing, and appointments, being public property or property of the corps, issued to him; and

(c) paying all money due or becoming due by him under this Ordinance or under any regulations made thereunder or under the rules of the corps, either before or at the time or by reason of his quitting it;

and thereupon he shall be struck out of the muster roll of the corps by the Commandant.

(2) If any volunteer gives such notice and the Commandant refuses to strike him out of the muster roll, and the volunteer considers himself aggrieved thereby, the volunteer may appeal to a magistrate, who shall hear and determine the appeal, and may, for the purposes thereof, administer oaths and examine any person as a witness, and, if it appears to the magistrate that the arms, clothing, and appointments issued to the volunteer, being public property or property of his corps, have been delivered up in good order (fair wear and tear only excepted), or that he has paid or is ready to pay sufficient compensation for any damages that such articles may have sustained, and that all moneys due or becoming due by him under this Ordinance or under any regulations made thereunder or under the rules of the corps, either before or at the time of or by reason of his quitting it, have been paid, the magistrate may order the commandant forthwith to strike such volunteer out of the muster roll of the corps, and such determination shall be binding on all persons.

(3) Notwithstanding anything hereinbefore contained, every volunteer, other than a member of an auxiliary unit, shall be deemed to have engaged himself to serve for a period of at least three years from the date of his first admission to the corps, and if he quits, or is discharged from, the corps before the expiration of the first year of the said period he shall pay to the Commandant the sum of sixty dollars, if after the expiration of the first year and before the expiration of the second year the sum of forty dollars, and if after the expiration of the second year and before the expiration of the third year the sum of twenty dollars: Provided that no such sum shall be payable by a volunteer who, in the opinion of the Commandant, *bonâ fide* intends to leave the Colony forthwith for a period of at least one year, or who quits his corps for any other cause which the Commandant may consider reasonable and *bonâ fide*: Provided also that nothing in this sub-section shall relieve any volunteer from the obligation to comply with the provisions of sub-section (1) if he wishes to quit the corps.

6. Whenever any volunteers are on actual military service, or are undergoing drill, exercise or inspection together with His Majesty's regular forces, or are voluntarily doing duty together with such forces, they and their officers shall, subject to any regulations made under this Ordinance, be

Volunteers to be under command of officers of regular forces.

under the command of the officers of His Majesty's regular forces, so, nevertheless, that the volunteers shall, when the circumstances of the service admit; be led by their own officers under such command.

Annual inspection.

7. An annual inspection of the corps shall be held by a general or field officer of His Majesty's army.

Disbanding of corps.

8. The Governor may disband or discontinue the services of the corps or any part thereof whenever it may seem to him expedient to do so.

Courts of inquiry.

9. The General Officer Commanding the Troops with the approval of the Governor, may at any time assemble a court of inquiry comprised of officers of the corps to inquire into any matter relative to the corps or to any officer of the corps or volunteer, and to record the facts and circumstances ascertained on such inquiry, and, if so required, to report on the same for the information of the General Officer Commanding the Troops.

Regulations.

10.—(1) The General Officer Commanding the Troops may, with the approval of the Governor after consultation with the Commandant, make regulations respecting the constitution, general government, discipline and training of the corps, and in particular respecting—

- (a) conditions of efficiency;
- (b) appointment, promotion and rank of officers; and
- (c) assembling and proceedings of courts of inquiry.

First Schedule.

(2) The regulations contained in the First Schedule shall be deemed to have been made under this Ordinance and shall continue in force except in so far as they may be rescinded or amended or added to by regulations made under this Ordinance, or by any other Ordinance.

## PART II.

### ACTUAL MILITARY SERVICE.

Calling out for actual military service in case of national emergency, invasion, or serious local disturbance.

11.—(1) In case of great national or local emergency, or in case of actual or apprehended invasion of or attack on the Colony, or in case of serious local disturbance, or in case it may be desirable to take precautions against the possibility of serious local disturbance, the Governor may, by proclamation, call out the corps or any portion thereof for actual military service.

(2) Every officer of the corps and volunteer so called out shall be bound to assemble at such place as may be directed by the Governor, and to perform such service as may be required under the orders of the General Officer Commanding the Troops.

(3) Every such officer and volunteer so called out shall, for the purposes of this Ordinance, be deemed to be on actual military service. If any such officer or volunteer, not being incapacitated by infirmity for service, refuses or neglects so to assemble, he shall be deemed a deserter.

(4) The period of such service shall continue so long as the Governor may consider necessary, and shall end only by order of the Governor.

(5) Nothing in this Ordinance shall render any officer or volunteer liable to serve or proceed on duty without his consent beyond the limits of the Colony.

(6) In any proceedings whatsoever the production of a copy of a number of the Gazette, purporting to be printed by the Government printers, and containing what purports to be a proclamation by the Governor under sub-section (1), shall for all purposes whatsoever be conclusive proof that the said proclamation was issued and was lawfully issued, and that the corps, or the portion thereof, referred to in the said proclamation, was duly called out for actual military service on the date which purports to be the date of the said number of the Gazette.

**12.** All officers of the corps and volunteers, when called out on actual military service, and when undergoing training in camp or attending courses of training or instruction, shall be entitled to such pay and allowances, if any, as may be prescribed by the Governor in Council.

Pay and allowances on actual military service and in camp.

**13.** All officers of the corps and volunteers who, when called out on such actual military service as aforesaid, leave families unable to support themselves shall, during the period of their absence on such service, be entitled to relief for their wives and families, and it shall be lawful for the Governor in Council to fix the amount of such relief.

Relief to families of persons called out on actual military service.

**14.** All officers of the corps and volunteers who may have received wounds or injuries when called out on actual military service as aforesaid, and the widows and families of all such officers and volunteers who may have been killed or have died within twelve months after having been wounded of wounds received during such actual military service, or have died within twelve months from illness directly traceable to fatigue or exposure incident to such service, shall be entitled to such pensions or gratuities as may be fixed by the Governor in Council: Provided that no pension under this section shall exceed the sum of one thousand dollars per annum.

Provision for officers and volunteers disabled on service and for widows and families of those killed on service.

### PART III.

#### DISCIPLINE.

**15.—(1)** With respect to the discipline of officers of the corps and volunteers while they are not on actual military service or undergoing drill, exercise, training, or inspection together with, or voluntarily doing any duty together with, His Majesty's regular forces or any part thereof, the following provisions shall take effect:—

Discipline while not on actual military service.

(i) The Commandant may, subject to such appeal to the Governor as is hereinafter mentioned, discharge from the corps any volunteer and strike him out of the muster roll either for disobedience of orders by him while doing any duty with the corps, or for neglect of duty or misconduct by him as a member of the corps, or for other sufficient cause, the existence and sufficiency of such causes respectively to be judged of by the Commandant or, in case of appeal, by the Governor.

(ii) The volunteer so discharged shall nevertheless be liable to deliver up in good order (fair wear and tear only excepted) all arms, clothing, and appointments, being public property or property of the corps, issued to him, and to pay all moneys due or becoming due by him under this Ordinance or under any regulations made thereunder or under the rules of the corps, either before or at the time or by reason of his discharge.

(iii) Any volunteer who feels aggrieved by such discharge may appeal to the Governor within a reasonable time after such discharge and the Governor may cancel or confirm such discharge or give such other directions with reference thereto as to him may seem just and proper, and such determination shall be binding on all persons.

(iv) If any officer of the corps or volunteer as aforesaid—

(a) while he is on the line of march or on duty with the corps or any part thereof; or

(b) while he is engaged in any exercise or drill with the corps or any part thereof; or

(c) while he is wearing the clothing or accoutrements of the corps and is going to or returning from any place of exercise, drill, or assembly of the corps or is otherwise on duty;

disobeys any lawful order of any officer under whose command he then is or is guilty of misconduct, the officer then in command of the parade or any superior officer under whose command the parade then is, may order the offender, if an officer, into arrest, and, if not an officer, into the custody of any volunteer belonging to the corps: Provided that the offender be not kept in such arrest or custody longer than during the time of the corps or such portion thereof as aforesaid then remaining on march or duty or continuing engaged in any such exercise or drill as aforesaid or otherwise on duty; and for the purposes of this provision any such officer or volunteer, while going to or returning from any place of exercise, drill, or assembly of his corps, shall be deemed to be on duty so long as he continues to wear the clothing or accoutrements of the corps. Every such arrest shall be forthwith reported to the Commandant or such other officer as may be prescribed.

(v) Release from arrest or custody under the proviso to paragraph (iv) shall be without prejudice to any subsequent proceedings for discharge under the provisions of this subsection.

(2) Without prejudice to anything contained in subsection (1), every officer of the corps and volunteer who reports in person to undergo training in camp, other than training together with some part of His Majesty's regular forces, shall until he is permitted to leave the camp, be subject, within the Colony, to the same control, discipline and punishments as are provided in the Army Act in the case of members of His Majesty's regular forces, with the following modifications only:—

(a) that no officer of the corps or volunteer shall for any offence except for the offence of murder be subject to the penalty of death; and

(b) that no sentence of a court martial for the trial of an officer of the corps or volunteer shall be carried into execution unless confirmed by the Governor.

(3) Disciplinary measures may be imposed, court martial proceedings may be commenced and carried on, and punishments may be imposed, in respect of acts or omissions of any officer of the corps or volunteer while undergoing training in camp, even though the officer of the corps or volunteer in question may have been permitted to leave the camp, and even though the camp may have been broken up, and even though the officer of the corps or volunteer in question may have been released from arrest or custody under the proviso to paragraph (iv) of sub-section (1).

**16.**—(1) Without prejudice to the provisions of section 15, but subject to the provisions of sub-sections (2), (5) and (4) of this section, every member of the corps who in the opinion of the Commandant fails without reasonable excuse to complete the requirements of efficiency in any year shall forfeit the **sum of twenty-five dollars**, which shall be paid into the general revenue of the Colony.

Failure by members to fulfil obligations as to efficiency, etc.

(2) No member of the corps shall be liable to forfeit the said sum of twenty-five dollars in respect of the year during which he attains the age of forty years or in respect of any subsequent year.

(3) No member of the corps who has completed the requirements of efficiency in the corps in three years, whether consecutive years or not, shall be liable to forfeit the said sum of twenty-five dollars.

(4) If any member of the corps other than such persons as are referred to in sub-sections (2) and (3), quits the corps without completing the requirements of efficiency in any year he shall remain liable to forfeit the said sum of twenty-five dollars as if he were still a member of the corps provided that the Commandant may exempt from the said liability any person who would otherwise have remained liable under this sub-section if he is of opinion (a) that such person quitted the corps for a reasonable and *bonâ fide* cause and (b) that such person used reasonable diligence in subjecting himself to the prescribed annual training up to the time of his quitting the corps.

(5) If any member of the corps fails to fulfil any of his obligations under this Ordinance such failure shall be deemed to be a sufficient cause for discharge within the meaning of paragraph (i) of section 15 (1), provided that no member of the volunteer corps shall be discharged for this cause if the Commandant, or the Governor upon an appeal, is of opinion that such member had a reasonable excuse for such failure.

(6) For the purposes of this section the year shall be deemed to commence on the 16th day of April.

**17.**—(1) With respect to the discipline of officers of the corps and volunteers when they are on actual military service or are undergoing drill, exercise, training or inspection together with or are voluntarily doing any duty together with His Majesty's regular forces or any part thereof, the following provisions shall take effect: namely, the provisions of the Army Act shall, so far as the same are applicable and consistent with the provisions of this Ordinance, apply to all officers of the corps and volunteers, with the following modifications only:—

Discipline when on actual military service.

44 & 45 Vict, c. 58.

(a) that no officer of the corps or volunteer shall for any offence against such Act except for the offence of murder be subject to the penalty of death; and



(b) that no sentence of a court martial for the trial of an officer of the corps or volunteer shall be carried into execution unless confirmed by the Governor.

(2) Nothing in this section shall be deemed to limit or derogate from the power given by section 177 of the said Act to the officer commanding His Majesty's forces with which the corps is serving of making general orders specifying such exceptions or modifications as in the same section are referred to.

44 & 45 Vict.  
c. 58.

Provided nevertheless that such modifications shall not apply to officers of the corps and volunteers who being on active service as defined by section 189 of the Army Act are outside the limits of the Colony.

(3) Disciplinary measures may be imposed, court martial proceedings may be commenced and carried on, and punishments may be imposed, in respect of acts and omissions of any officer of the corps or volunteer while on actual military service, or while undergoing any such drill, exercise, training or inspection, or doing any such voluntary duty, as is referred to in sub-section (1), even though such actual military service, drill, exercise, training, inspection, or duty, shall have come to an end, and though such officer of the corps or volunteer shall have been released from any arrest or custody to which he may have been subjected.

Attendance  
when  
ordered.

**18.**—(1) It shall be lawful for the Commandant to order any officer of the corps or volunteer to attend at any time at Volunteer Headquarters or at any other place within the Colony for the purposes of any court martial or court of inquiry, or for any other special purpose which may seem proper to the Commandant.

(2) Every such officer or volunteer who without reasonable excuse fails to comply with any such order shall upon summary conviction be liable to a fine not exceeding two hundred and fifty dollars.

#### PART IV.

##### RULES AND PROPERTY OF CORPS.

Rules for  
management  
of property,  
etc., of  
corps.

**19.** The members of the corps may make rules for the management of the property, finances, and civil affairs of the corps, but such rules shall not have effect unless and until they have been approved by the Governor and have been published in the Gazette, and upon publication in the Gazette the rules so approved shall be binding on all members of the corps.

Vesting of  
property  
of corps  
in the  
Commandant  
*ex officio*.

**20.** All moneys subscribed by or to, or for the use of the corps and all effects belonging to the corps or lawfully used by it, not being the property of an individual member of the corps, and the exclusive right to sue for and recover current subscriptions, arrears of subscriptions, and other moneys due to the corps shall vest in the Commandant for the time being with power for him to sue, to make contracts and conveyances, and to do all other lawful things relating thereto, and the Commandant shall be deemed to be a public officer within the meaning of the Crown Suits Ordinance, 1910, and the service of the corps shall be deemed to be a public service within the meaning of that Ordinance.

Ordinance  
No. 5 of  
1910.

Return of  
arms etc.

**21.** If any officer of the corps or volunteer fails duly to deliver up in good order (fair wear and tear excepted) any arms, clothing or appointments which he is liable under this Ordinance to deliver up, or any arms clothing, or appoint-

ments, being public property or the property of the corps, which he has been ordered to deliver up either temporarily or permanently, he shall upon summary conviction be liable to a fine not exceeding two hundred and fifty dollars.

**22.** If any person belonging or having belonged to the corps refuses or neglects to pay anything subscribed or undertaken to be paid by him towards any of the funds or expenses of the corps or due under the rules of the corps and actually payable by him, or to pay any fine incurred by him under the rules of the corps, such money or fine shall (without prejudice to any other remedy) be recoverable from him, with costs, at any time within eighteen months after the same becomes due and payable in manner hereinafter mentioned and, when recovered, shall be applied as part of the general fund of the corps.

Recovery of subscriptions and fines.

## PART V.

### MISCELLANEOUS.

**23.** Any money, pecuniary penalty, or fine recoverable under this Ordinance may be recovered in a summary way before a magistrate.

Summary remedies.

**24.** The Commandant may appear before a magistrate by any member of the corps authorised by him in writing under his hand.

Appearance before magistrate of Commandant.

**25.** The provisions of any Ordinance relating to the storage of gunpowder or explosives shall not apply to gunpowder or explosives belonging to the corps but such gunpowder and explosives shall only be stored in such places and subject to such regulations as may be approved by the Governor.

Storage of gunpowder, etc.

**26.** It shall be lawful for the Treasurer to pay to the Commandant for the purposes of the corps such sum in each year as may be authorised by the Governor in Council out of moneys voted by the Legislative Council.

Payment of public money for corps.

**27.**—(1) Subject to the provisions of any regulation made under this Ordinance relating to members of auxiliary units, every officer of the corps and volunteer shall, on his admission to the corps or as soon afterwards as may be, take the oath or make the declaration appropriate to his case in the Second Schedule to be administered by a justice of the peace, or by an officer of the corps who has taken such oath or made such declaration, or by the Adjutant, or by any officer of His Majesty's regular forces attached to the corps.

Oath of allegiance.

Second Schedule.

(2) Every person who was a member of the Hong Kong Defence Corps on the 23rd day of December, 1919, shall be exempt from the provisions of this section, but such exemption shall not relieve any such person from any duty or liability to which he would have been subject if he had taken the oath or declaration of allegiance prescribed by sub-section (1).

**28.** Every person who obstructs or resists any member of the corps in the discharge of his duty shall upon summary conviction be liable to a fine not exceeding two hundred and fifty dollars, and to imprisonment for any term not exceeding six months.

Obstructing member of corps.

Repeal of Ordinances No. 2 of 1920, No. 15 of 1926, and No. 27 of 1927.

**29.** The Volunteer Ordinance, 1920, the Volunteer Amendment Ordinance, 1926, and the Volunteer Amendment Ordinance, 1927, are repealed.

Passed the Legislative Council of Hong Kong, this 25th day of May, 1933.

R. A. C. NORTH,  
*Deputy Clerk of Councils.*

### FIRST SCHEDULE.

[s. 10 (2).]

Short title. **1.** These regulations may be cited as the Hong Kong Volunteer Regulations.

Interpretation. **2.** In these regulations "the corps" means the Hong Kong Volunteer Defence Corps.

#### *Constitution of the corps.*

Composition and command. **3.**—(1) The corps shall consist of the following units and auxiliary units:—

#### *Corps units.*

- (a) Corps Headquarters.
- (b) The Corps Band.
- (c) The Battery.
- (d) Engineer Company.
- (e) Corps Signals.
- (f) Machine Gun Troop.
- (g) Armoured Car Section.
- (h) Motor Machine Gun Section.
- (i) Machine Gun Company.
- (j) Scottish Company.
- (k) Portuguese Company.
- (l) Anzac Company.
- (m) Flying Section.
- (n) Medical Section.
- (o) Reserve Company.
- (p) Reserve of Officers.

#### *Auxiliary units.*

- (q) Army Service Corps Cadre.
- (r) Anti-aircraft Light Automatic Company.
- (s) Lights Section Cadre.

(2) Subject to the provisions of the Army Act and of the Volunteer Ordinance, 1933, and of these regulations the corps shall be under the orders of the General Officer Commanding the Troops, subject to the general control of the Governor.

(3) The corps shall be under the executive command of an officer who may be either a volunteer officer or an officer of His Majesty's regular forces. If this officer is a volunteer officer, the adjutant of the corps shall be an officer of His Majesty's regular forces, appointed by the Army Council, unless no regular officer is available. Appointment as Commandant will be made for a period of four years. The Governor, upon the recommendation of the General Officer Commanding the Troops, may extend such period for terms not exceeding two years, but no Commandant will be permitted to retain his command beyond eight years in all, or beyond the age laid down in regulation 6 of these regulations, whichever may first happen.

(4) The Reserve Company shall consist generally of men who have reached the age of 40 years. No man who is under that age shall join the Reserve Company except with the special permission of the Commandant.

(5)—(a) The Army Service Corps Cadre and Lights Section Cadre shall consist of specially selected individuals whose previous training has rendered them fit to perform such duties as they may be required to perform if called out for actual military service.

(b) The members of the said Cadres and of the Anti-aircraft Light Automatic Company shall upon admission make and sign in the presence of an officer of the corps the declaration set out in Form No. 3 in the Second Schedule to the Volunteer Ordinance, 1933.

(c) If either of the said Cadres or the Anti-aircraft Light Automatic Company is called out for actual military service every member thereof shall thereupon take the oath or make the declaration specified in Forms Nos. 1 and 2 in the Second Schedule to the Volunteer Ordinance, 1933, unless he has already taken the said oath or made the said declaration and has not quitted the corps after the taking of such oath or the making of such declaration.

(d) The members of the said Cadres shall not be required to undergo any training, and shall not, unless called out for actual military service, be required to attend any parade or inspection.

(e) No uniform will be issued to the members of the said Cadres or the Anti-aircraft Light Automatic Company unless they are called out for actual military service.

(f) A member of either of the said Cadres or the Anti-aircraft Light Automatic Company may also be a member of the Reserve Company, in which case he shall be subject to all the obligations to which members of that company are subject.

(g) All members of the Army Service Corps Cadre, Lights Section Cadre and the Anti-aircraft Light Automatic Company shall be at liberty to attend any voluntary parades or exercises organized by their officers.

(6) Any officer of the corps whose transference to the Reserve of Officers is approved by the Governor, and every officer of the corps who shall be absent from the Colony for a longer period than fifteen consecutive months, shall be transferred to the Reserve of Officers. The said period of fifteen consecutive months may be wholly or in part prior to the date of the coming into force of these regulations.

(7) An officer of the corps who shall have been transferred to the Reserve of Officers by reason of absence as aforesaid and shall thereafter return to the Colony may be transferred to the active list or be retained in the Reserve of Officers at the discretion of the Commandant.

(8) Members of the Reserve of Officers shall not be required to undergo any training, and shall not, unless called up for actual military service, be required to attend any parade or inspection.

(9) The Commandant may, with the approval of the Governor, establish one or more cadet companies in connexion with the corps, and every such company shall as regards its establishment, administration, and government, be subject to such regulations as the Commandant may make with the approval of the Governor.

4. The establishment of the corps shall be fixed from time to time as circumstances may require. Establishment of corps.

Appoint-  
ment and  
promotion  
of officers  
and staff.

5.—(1) Recommendations for the appointment and promotion of all officers of units will be submitted by the Commandant to the Governor through the General Officer Commanding the Troops.

(2) Every officer upon his first appointment in the corps to any rank, and every officer before promotion to any higher rank, shall pass the examination prescribed for that rank: Provided that the General Officer Commanding the Troops may exempt any officer from compliance with this paragraph either wholly or in part, and may extend the time for passing such examination, but if any officer fails to comply with the conditions of any such exemption or extension he shall revert to his former rank.

(3) The nature of the examination in each case shall be as may be prescribed by the General Officer Commanding the Troops.

(4) The examining board shall be appointed by the General Officer Commanding the Troops.

(5) An officer whose turn for promotion arrives may be superseded if he has not passed the prescribed examination.

(6) Supernumerary officers may be appointed in any unit, but any such officers shall be absorbed into the establishment as soon as vacancies occur therein.

(7) All appointments and promotions of members of the staff and of officers shall be notified in the Gazette and shall take effect from the date of such Gazette or from such other date as may be specified in the notification.

(8) The appointment and promotion of all members of the staff and officers are vested in the Governor.

Compulsory  
retirement  
of officers.

6. The ages at which officers of the corps shall be compulsorily retired shall be in accordance with the following table:—

|                               | <i>Years.</i> |
|-------------------------------|---------------|
| Colonels .....                | 57            |
| Lieutenant Colonels .....     | 55            |
| Majors .....                  | 50            |
| Captains and subalterns ..... | 45            |
| Quartermasters .....          | 55            |

unless an extension is granted by the Governor on the recommendation of the General Officer Commanding the Troops. Such extensions will not be granted for more than two years at a time, nor beyond a further period of five years.

Appoint-  
ment and  
promotion  
of non-  
commission-  
ed officers.

7.—(1) The appointment and promotion of all non-commissioned officers of units are vested in the Commandant.

(2) Recommendations for the appointment and promotion of all non-commissioned officers of units will be submitted by the commanding officers of such units to the Commandant.

(3) Promotion will be subject to the passing of such an examination as may be prescribed or approved by the General Officer Commanding the Troops.

#### *Training.*

Training.  
First  
Appendix.

8. The training to be carried out will be as prescribed in the First Appendix.

#### *Courses.*

Allowances,  
etc., in  
respect of  
courses.

9.—(1) Subject to paragraph (3) of this regulation, an officer whose attendance for a course of training or instruction, in the United Kingdom, with some unit or at a school of instruction, has been approved by the General Officer Commanding the Troops, will be allowed twenty shillings for each day of such attendance, together with necessary travelling expenses, in the United Kingdom, to commence the course and to return thereafter.

(2) In like circumstances a warrant officer or non-commissioned officer will be allowed ten shillings a day, together with necessary travelling expenses as mentioned in the foregoing paragraph.

(3) The allowances mentioned in paragraphs (1) and (2) of this regulation will normally be limited to fifteen days attendance at a course: No allowance whatever will be paid in respect of attendance

after the fifteenth day unless the course is one of long duration, such as a Machine Gun Course, in which case the limit may be extended to the actual duration of the course in any case where the General Officer Commanding the Troops sees fit to direct an extension.

*Equipment.*

**10.**—(1) Officers will provide and maintain their own uniform and appointments according to the scale laid down in the Second Appendix. Uniform.  
Second  
Appendix.

(2) Other ranks will be provided with uniform in accordance with the scale laid down in the Third Appendix. Third  
Appendix.

(3) In no circumstances may articles of uniform be worn with plain clothes.

**11.**—(1) An allowance towards the cost of his outfit of not more than three hundred dollars will be paid to each officer on his first appointment as an officer in the corps: Provided that this paragraph shall not apply to those officers who were officers of the Hong Kong Defence Corps immediately before the repeal of the Military Service Ordinance, 1917, unless the General Officer Commanding the Troops shall otherwise direct. Provided further that the allowance shall be limited to outfit purchased within six months of the officer's first appointment and in respect of which an account, supported by vouchers approved by the Commandant, is promptly submitted by the officer to the Commandant. Provided further that every officer to whom any such allowance is paid shall sign an undertaking to hand back to the corps in serviceable condition, fair wear and tear excepted, his belt, Sam Browne complete with braces, frog, ammunition pouch and pistol case, his sword, infantry pattern with brown leather scabbard and knot, and his pistol and lanyard, in the event of his ceasing to serve as an officer in the corps within three years of his first appointment as such officer, or to refund to the corps the full value, to be determined by the Commandant, of any of the said articles not so returned. Officers  
outfit  
allowance.

(2) Should an officer fail to become proficient within twelve months from appointment, he shall at the discretion of the Commandant be liable to refund all or part of the allowance made to him.

*Stores.*

**12.** A stock-book for stores issued on payment shall be kept showing the nature and value of each article and the member of the corps to whom it is issued. Stock-book  
to be kept.

**13.** For every receipt and issue of stores there shall be a voucher. An order book for all stores required shall be kept, and, on receipt of the stores, entry shall be made in the stock-book. The receipt vouchers shall consist of the counterfoils of the order book, or of invoices from the Crown Agents, or from firms or departments which supply stores. Issue vouchers shall consist of receipts signed by the members of the corps to whom the stores are issued on an issue book with pages numbered consecutively. The issue book shall be checked by the Commandant and each signature shall be authenticated by his initials. Order book  
to be kept.

**14.** In every case the folio of the stock-book shall be inserted on the voucher and the entries made on the day of issue. Entries in  
stock-book.

**15.** All stores ordered from England must be obtained in the usual manner through the Crown Agents for the Colonies. Ordering  
of stores.

**16.** The Commandant, assisted by the quartermaster, is responsible to the Hong Kong Government for all stores, arms and equipment supplied by the Government for use by the Corps. Respon-  
sibility for  
and care  
of stores.

**17.** The Commandant may, with the approval of the Governor, make regulations for the management of the Regimental Institute. Regimental  
Institute.

Books and  
returns.

18.—(1) The following books shall be kept by the Adjutant:—

- (a) Muster roll;
- (b) Record of attendance at parades, drills, and machine gun, rifle, and revolver practices;
- (c) Cash ledger.

(2) The following books shall be kept by the Quartermaster:—

- (a) Stock-book for stores;
- (b) Order book for stores;
- (c) Ammunition account.

(3) Each officer commanding any unit of the corps will keep for his own unit a record of attendance at parades, drills, and rifle and revolver practices.

Fourth  
Appendix.

(4) Periodical returns and reports shall be rendered by the Commandant as prescribed in the Fourth Appendix.

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### First Appendix.

[Reg. 8]

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#### TRAINING.

1. For training purposes the year will be divided into the two following periods:—

Cold weather:—15th October to 15th April.

Hot weather:—16th April to 14th October.

2. There will be a camp of exercise during the cold weather.

3. Subject to the provisions of paragraphs 4, 5, and 6, and subject to the regulations in the First Schedule to the Volunteer Ordinance, 1933, relating to members of auxiliary units, every officer and every volunteer shall undergo the following training annually:—

(a) Attend 15 drills or instruction parades, each drill or instruction parade to consist of not less than one hour's actual instruction.

(b) Carry out the range practices prescribed for the unit of the corps to which he belongs.

(c) Perform such training preliminary to range practice as may be ordered by the Commandant, provided that this shall not exceed 3 hours in total duration.

(d) Attend camp for four days. At least two of these days must be consecutive and include a night in camp. For attendance in camp to count as a day, an officer or volunteer must report himself in camp before 8 a.m. and not leave the camp before 5 p.m. In special cases approved by the Commandant, two days in camp may be replaced by drills at the rate of 3 drills for each day.

(e) Attend the annual inspection parade.

4. Volunteers who have been declared efficient in three years, which need not be consecutive, shall undergo only the following modified training:—

(a) Attend 10 drills or instruction parades, each drill or parade to consist of not less than one hour's actual instruction.

(b) Fire the classification practices of the musketry course.

(c) Perform such training preliminary to range practice as may be ordered by the Commandant, provided that this shall not exceed 3 hours in total duration.

(d) Attend camp for 2 consecutive days, *i.e.*, from 8 a.m. one day to 5 p.m. the next day.

(e) Attend the annual inspection parade.

5. The Commandant, with the approval of the General Officer Commanding the Troops, may exempt any particular portion of the corps from any of the requirements of paragraph 3, or may substitute any equivalent training for any of the said requirements.

6. The reserve company shall undergo the following training annually:—

(a) Musketry instruction and musketry practice (a modified course only).

(b) Annual inspection.

The camp will be optional for this company.

7. Every bandsman shall attend camp, the annual inspection parade, and such band practices, drills and parades as the Commandant shall direct.

8.—(1) A recruit shall during his first year of training attend 40 drills or instruction parades, or such less number of drills and parades as may suffice to render him fit to be passed into the ranks.

(2) A recruit for the reserve company shall during his first year of training attend 20 drills or instruction parades, or such less number of drills and parades as may suffice to render him fit to be passed into the ranks.

(3) Each drill or instruction parade shall consist of not less than one hour's actual instruction.

(4) The term "recruit" includes every volunteer who has not served for at least one year in one of the following forces:—

Royal Navy.

Regular Army.

Royal Marines.

Militia.

Special Reserve.

Imperial Yeomanry.

Any volunteer or defence force in His Majesty's dominions.

Territorial Force.

Royal Irish Constabulary.

The permanent forces of any part of His Majesty's dominions outside Great Britain.

Any University officers training corps.

9. The musketry course will be as laid down in the current Army Regulations.

10. The officers commanding the respective units shall fix the time and place of parades, drills, and rifle practices.

11. Classes will be held at convenient times in each year for the instruction of members desirous of obtaining certificates of qualification for promotion as non-commissioned officers.

12. No officer or volunteer shall be deemed to be efficient in any given year until he has undergone the annual training prescribed by or under this Appendix.



**Second Appendix.**

[Reg. 10 (1)]

## UNIFORM TO BE PROVIDED AND KEPT BY OFFICERS.

| Articles.   | No.    |
|---|--------|
| Helmet, khaki with brown leather chin strap.....                                    | 1      |
| Cap, blue forage with gilt badge .....  | 1      |
| Jacket, khaki drill, with gilt collar badges and badges of rank .....               | 2      |
| Trousers, khaki drill (turned up) .....   | 1 pr.  |
| Shorts, khaki .....   | 2 prs. |
| Shirts, khaki drill, with collar and tie.....                                       | 2      |
| Putties, khaki .....  | 1 pr.  |
| Rain coat, khaki of approved pattern .....  | 1      |
| Boots, brown regulation .....   | 1 pr.  |
| Belt, Sam Browne complete with braces, frog, ammunition pouch and pistol case ..... | 1      |
| Sword, infantry pattern with brown leather scabbard and knot.....                   | 1      |
| Pistol and lanyard, any pattern pistol which will carry service ammunition .....    | 1      |
| Whistle and cord .....  | 1      |
| Waterbottle, service pattern .....  | 1      |
| Haversack, service pattern.....   | 1      |
| Buttons, brass, (small) .....   | 1 doz. |
| Mess jacket, Melton Cream .....   | 1      |
| Overalls .....  | 1 pr.  |
| Mess jacket, white drill .....  | 1      |
| Mess waistcoat .....  | 1      |
| Mess Wellingtons.....   | 1 pr.  |

**Third Appendix.**

## (1) UNIFORM FOR MEMBERS.

[Reg. 10 (2)]

|                                      |         |
|--------------------------------------|---------|
| 1. Helmet and fittings, khaki, ..... | 1       |
| 2. Cap, F .S. Blue, .....            | 1       |
| 3. Greatcoat, .....                  | 1       |
| 4. Boots, military pattern, .....    | 1 pair  |
| 5. Jacket, khaki drill, .....        | 2       |
| 6. Trousers, khaki drill, .....      | 1 pair  |
| 7. Shirts, khaki drill, .....        | 2       |
| 8. Shorts, khaki drill,.....         | 2 pairs |
| 9. Putties, khaki, .....             | 1 pair  |

- (2) In the Machine Gun Troop, the following shall be added:—  
 Breeches, ..... 2 pairs
- (3) In the Scottish Company, the following shall be substituted or added:—  
 Cap, Glengarry, ..... 1  
 Kilt, Gordon, ..... 1  
 Shorts, khaki drill, ..... 1 pair  
 Kilt pin, ..... 1  
 Sporrans, ..... 1  
 Hose Tops, diced, ..... 1 pair  
 Garters, Highland, ..... 1 pair  
 Gaiters, ..... 1 pair  
 Shoes, Highland, ..... 1 pair
- (4) Members of the Anzac Company are issued with:—  
 Hat, Felt, Service dress, ..... 1  
 Shorts, ..... 1 pair  
 Breeches, ..... 1 pair  
 Trousers, ..... 1 pair
- (5) Members of the Battery and Motor Machine Gun Section are issued with:—  
 Breeches, ..... 1 pair
- (6) Members of the Armoured Car Section are issued with:—  
 Cap, R. Tank Corps, ..... 1  
 Trousers, khaki drill, ..... 2 pairs
- (7) Members of the Engineer Company are issued with:—  
 Shorts, ..... 1 pair  
 Trousers, ..... 2 pairs

**Fourth Appendix.**

[Reg. 18 (4)]

## RETURNS AND REPORTS.

The following returns and reports will be rendered by the Commandant to the General Officer Commanding the Troops at the respective times specified below for transmission to the Governor:—

| No. | Name of returns.                                    | When due.              |
|-----|---|------------------------|
| 1   | Annual return of corps,.....                        | 1st January.           |
| 2   | Return of arms, accoutrements, etc.,.....           | Do.                    |
| 3   | Annual abstract of receipts and expenditure, .....  | 15th February.         |
| 4   | Report on annual training, .....                    | After annual training. |
| 5   | Report on machine gun and musketry practices, ..... | To accompany above.    |
| 6   | Report on revolver practice, .....                  | Do.                    |
| 7   | State of corps, .....                               | Do.                    |
| 8   | Monthly return, .....                               | 1st of each month.     |

**SECOND SCHEDULE.**

[s. 27 and  
Reg. 3 (5) (c)]

FORM No. 1.

*Oath of officer and volunteer.*

I, *A.B.*, do sincerely promise and swear that I will be faithful and bear true allegiance to His Majesty King GEORGE the Fifth, His Heirs and Successors, and that I will faithfully serve His Majesty, His Heirs and Successors, in the Hong Kong Volunteer Defence Corps in accordance with the provisions of the Volunteer Ordinance, 1933, and of the regulations and rules which may be in force thereunder from time to time.

FORM No. 2.

Declaration of officer and volunteer to be made in lieu of the oath, if such officer or volunteer objects to take the oath.

I, *A.B.*, do solemnly, sincerely, and truly declare that I will be faithful and bear true allegiance to His Majesty King GEORGE the Fifth, His Heirs and Successors, and that I will faithfully serve His Majesty, His Heirs and Successors, in the Hong Kong Volunteer Defence Corps in accordance with the provisions of the Volunteer Ordinance, 1933, and of the regulations and rules which may be in force thereunder from time to time.

FORM No. 3.

[Reg. 3 (5) (b)]

Declaration to be made by the members of the Army Service Corps Cadre, Lights Section Cadre, and Anti-aircraft Light Automatic Company.

I, *A.B.*, hereby undertake that I will serve in the.....  
.....of the Hong Kong Volunteer Defence Corps until I resign therefrom in writing, and that in the event of such unit being called up for actual military service while I am still a member thereof I will serve in such unit until the period of service of the said unit is terminated in accordance with the provisions of the Volunteer Ordinance, 1933, or until arrangements can be made to effect my relief. I further undertake to notify the Commandant of the said Corps in the event of my departure from the Colony and of my return to the Colony.

.....  
*Signature of member.*

.....  
*Countersignature of Officer.*

Hong Kong, ....., 19.....