

16. *Registration of Persons (No. 2) Amendment Bill.*—The Attorney General addressed the Council and moved the First reading of a Bill intituled “An Ordinance to amend the Registration of Persons Ordinance, 1934.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

17. *Police Force and Peace Preservation Amendment Bill.*—The Attorney General addressed the Council and moved the First reading of a Bill intituled “An Ordinance to amend the Police Force Ordinance, 1932, and the Peace Preservation Ordinance, 1886.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a first time.

18. *Rating Amendment Bill.*—The Attorney General moved the Second reading of a Bill intituled “An Ordinance to amend the Rating Ordinance, 1901.”

The Colonial Secretary seconded.

Question—put and agreed to.

Bill read a second time.

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.

ADJOURNMENT.

19. The Council then adjourned until Thursday, the 24th day of November, 1938, at 2.30 p.m.

G. A. S. NORTHCOTE,
Governor.

Confirmed this 24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils

No. 904.—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. 22 of 1938.—An Ordinance to apply a sum not exceeding Twenty-nine million three hundred and twenty-seven thousand two hundred and ninety-four Dollars to the Public Service of the year 1939.

Ordinance No. 23 of 1938.—An Ordinance to amend the Land Registration Ordinance, 1844, and to confer certain powers on assistant land officers.

Ordinance No. 24 of 1938.—An Ordinance to amend the Pharmacy and Poisons Ordinance, 1937.

Ordinance No. 25 of 1938.—An Ordinance to amend the Dollar Currency Notes Ordinance, 1935.

Ordinance No. 26 of 1938.—An Ordinance to amend the Registration of Persons Ordinance, 1934.

Ordinance No. 27 of 1938.—An Ordinance to amend the Police Force Ordinance, 1932, and the Peace Preservation Ordinance, 1886.

HONG KONG.

No. 22 OF 1938.

I assent.

L. S.

G. A. S. NORTHCOTE,
Governor.

25th November, 1938.

An Ordinance to apply a sum not exceeding Twenty-nine million three hundred and twenty-seven thousand two hundred and ninety-four Dollars to the Public Service of the year 1939.

[25th November, 1938.]

WHEREAS the expenditure required for the service of this Colony for the year 1939 has, apart from the contribution to the Imperial Government in aid of Military Expenditure and Charges on account of Public Debt, been estimated at the sum of Twenty-nine million three hundred and twenty-seven thousand two hundred and ninety-four Dollars :

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

Short title. **1.** This Ordinance may be cited as the Appropriation for 1939 Ordinance, 1938.

Appropriation. **2.** A sum not exceeding Twenty-nine million three hundred and twenty-seven thousand two hundred and ninety-four Dollars shall be and the same is hereby charged upon the revenue and other funds of the Colony for the service of the year 1939, and the said sum so charged may be expended as hereinafter specified, that is to say :—

EXPENDITURE.

His Excellency the Governor	\$ 174,801
Colonial Secretary's Office and Legislature	557,221
Audit Department	122,868
Botanical and Forestry Department	151,953
Charitable Services	458,264
Volunteer Defence Corps	177,491
Naval Volunteer Force	58,575
Air Raid Precautions	338,065
District Office, North	78,948
District Office, South	48,474
Education Department	2,336,865
Fire Brigade	324,307

Carried forward\$ 4,827,832

<i>Brought forward</i>	\$ 4,827,832
Harbour Department	1,324,320
Air Services	101,357
Imports and Exports Office	477,986
Kowloon-Canton Railway	952,103
Legal Departments	482,855
Magistracy, Hong Kong	74,739
Magistracy, Kowloon	55,704
Medical Department	2,516,267
Miscellaneous Services	1,633,393
Pensions	2,970,000
Police Force	3,441,851
Post Office	951,030
Wireless	412,651
Broadcasting	84,952
Prisons Department	921,140
Public Works Department	1,912,677
Waterworks	288,393
Public Works (Recurrent)	1,300,600
Waterworks (Recurrent)	967,907
Royal Observatory	91,440
Sanitary Department	1,148,034
Secretariat for Chinese Affairs	125,653
Stores Department	312,241
Treasury, etc.	263,934
Public Works (Extraordinary)	1,688,235
	<hr/>
TOTAL	\$29,327,294
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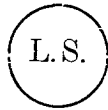
Passed the Legislative Council of Hong Kong, this
24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils.

HONG KONG.

No. 23 OF 1938.

I assent.

G. A. S. NORTHCOTE,
Governor

25th November, 1938.

An Ordinance to amend the Land Registration Ordinance, 1844, and to confer certain powers on assistant land officers.

[25th November, 1938.]

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

Short title.

1. This Ordinance may be cited as the Land Registration Amendment Ordinance, 1938.

New
section 25A
for Ordin-
ance No. 1
of 1844.

2. The Land Registration Ordinance, 1844, is amended by the insertion of the following section immediately after section 25 thereof:—

25A. Any assistant land officer acting in the place or on behalf of the Land Officer shall have the same duties and powers as are given by this or any other Ordinance to the Land Officer.

Passed the Legislative Council of Hong Kong, this 24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils.

HONG KONG.

No. 24 of 1938.

I assent.

L.S.

G. A. S. NORTHCOTE.
Governor.

25th November, 1938.

An Ordinance to amend the Pharmacy and Poisons Ordinance, 1937.

[25th November, 1938.]

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 Pharmacy and Poisons Amendment Ordinance, 1938. Short title.

2. The Pharmacy and Poisons Ordinance, 1937, is amended by the insertion immediately after section 21, of the following section as section 21A thereof. New s. 21A for Ordinance No. 8 of 1937.

21A. It shall not be lawful for a person to have any poison included in Part I of the Poisons List in his possession unless— Possession of poison in Part I of Poisons List prohibited in certain cases.

(a) he is entitled under this Part of this Ordinance to sell the poison or is a wholesale dealer duly licensed under this Ordinance to sell poisons; or

(b) the poison has been duly sold or supplied (the proof whereof shall lie upon him) by an authorized seller of poisons in accordance with the provisions of this Ordinance and any regulations thereunder.

3. This Ordinance shall come into force on the first day of January, 1939. Commencement.

Passed the Legislative Council of Hong Kong, this 24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils.

HONG KONG.

No. 25 OF 1938.

I assent.

G. A. S. NORTHCOPE,
Governor.

25th November, 1938.

An Ordinance to amend the Dollar Currency Notes Ordinance,
1935.

[25th November, 1938.]

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

Short title.

1. This Ordinance may be cited as the Dollar Currency Notes Amendment Ordinance, 1938.

Amendment
of Ordinance
No. 42 of
1935, s. 4.

2. Section 4 of the Dollar Currency Notes Ordinance 1935, is amended—

(a) by renumbering the said section as sub-section (1) thereof;

(b) by the addition of the following sub-sections:

“(2) All expenses incurred in the printing and delivery of currency notes and such other expenses as the Governor may deem necessary in connexion with the issue of such notes shall be charged to the note security fund.

(3) Interest or dividends received on any moneys deposited or invested on behalf of the note security fund shall be paid into the fund.

(4) If on the 31st day of December in any year the total moneys deposited on behalf of the fund and the market value of investments held to the credit of the fund together exceed the nominal value of the currency notes in circulation, the balance in excess of the nominal value of such notes shall be paid into the general revenues of the Colony.”

Validation
of past
acts.

3. Anything heretofore done or omitted under the provisions of the principal Ordinance which would have been validly and properly done or omitted if the provisions of this Ordinance had been incorporated therein is hereby validated for all purposes.

Passed the Legislative Council of Hong Kong, this
24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils.

HONG KONG.

No. 26 OF 1938.

I assent.

(L.S.)

G. A. S. NORTHCOTE,
Governor.

25th November, 1938.

An Ordinance to amend the Registration of Persons Ordinance, 1934.

[25th November, 1938.]

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

1. This Ordinance may be cited as the Registration of Persons (No. 2) Amendment Ordinance, 1938. Short title.

2. The Registration of Persons Ordinance, 1934, is amended— Amendment of Ordinance No. 3 of 1934:

(a) by the insertion of the following heading immediately after section 1 thereof, namely, "PART I."; new heading; amendment of section 3 (1).

(b) by the insertion immediately after the word "specified" in the sixth line of section 3 (1) thereof of the words and figure: "in Form No. 1".

3. Section 4 of the Registration of Persons Ordinance, 1934, is amended— Amendment of Ordinance No. 3 of 1934: new sub-sections and amendments of section 4.

(a) by the insertion of the following sub-section as sub-section (1A) immediately after sub-section (1) thereof—

(1A) Where an alien, other than an alien of Chinese race, is lodging with or living as a member of the household of any other person, or is living as an inmate of any hospital, nursing-home, school or other institution, it shall be the duty of that other person or of the person for the time being in charge of the institution to give within forty-eight hours of the arrival of such alien in his household or institution notice of the presence of the alien to the Commissioner of Police.

(b) by the repeal of the word "aforesaid" in the fourth line of sub-section (2) thereof and the substitution therefor of the words, "set out in sub-section (1)";

(c) by the insertion of the following sub-section as sub-section (3A) immediately after sub-section (3) thereof—

(3A) Every alien, other than an alien of Chinese race, shall furnish to the Commissioner of Police in addition to the particulars in sub-section (1) any information which may reasonably be required by the Commissioner of Police for the purpose of registering an alien or maintaining the correctness of the particulars entered in the register.

New Part
II for
Ordinance
No. 3 of
1934.

4. The Registration of Persons Ordinance, 1934, is amended by the insertion, immediately after section 5, of the following heading and sections, as Part II thereof:

PART II.

Definition.

6. In this Part, "British subject" means a male person of or over the age of eighteen years who is a British subject within the meaning of the British Nationality and Status of Aliens Act, 1914, and has not attained the age of fifty-five years.

4 & 5 Geo.
5, c. 17.

Exemp-
tions.

7.—(1) The following persons shall be exempt from the following provisions of this Part:—

(a) persons of Chinese race;

(b) members of His Majesty's regular naval, military or air forces and the Hong Kong Police Force.

(2) The Governor in Council may by notification in the Gazette exempt any person or member of a class of persons from the following provisions of this Part, and may revoke any such exemption.

Return of
certain
particulars
to be made
to Commis-
sioner of
Police.
Schedule.
Form No. 2.

8.—(1) Subject to the provisions of section 7, every British subject shall make and sign a return, to the best of his knowledge and belief correct, in Form No. 2 in the Schedule, of the information and particulars specified in the said form, and shall deliver the return to the Commissioner of Police.

(2) The return shall be so delivered—

(a) by a person who is in the Colony at the date of the commencement of this Ordinance, within two months thereafter;

(b) by a person who arrives in the Colony after the commencement of this Ordinance, within two months from the date of such arrival;

(c) by a person who ceases to be an exempted person within the meaning of section 7, within two months from the date on which the exemption ceased;

(d) by a person who, without making a return, leaves the Colony before the expiration of any period within which he is required by this section to make it, and afterwards returns to the Colony, within two months from the date of his last arrival in the Colony.

Verification,
etc., of
returns.

9. If in any case it appears to the Commissioner of Police that any return has not been duly made or that any return is incomplete or incorrect or requires verification, and that it cannot be made, completed, corrected or verified without the attendance of the person concerned, the Commissioner of Police may in his absolute discretion by a notice served on such person require his attendance at police headquarters, and every person whose attendance is so required shall attend at police headquarters on the date and at the time specified in the notice and answer truthfully to the best of his knowledge and belief such questions as may be addressed to him by a police officer for the purpose of making, completing, correcting or verifying the return.

Any notice referred to in this section may be addressed to any person at the place of residence shown in the return made by him, and served by post.

10. The Governor in Council may by notification in the Gazette direct that the provisions of sub-sections (2), (4) and (5) (b) of section 2 in Part I shall apply to and have effect in the case of British subjects and thereupon the said provisions shall apply to and have effect in the case of British subjects in all respects as they apply to and have effect in the case of aliens.

Applica-
tion of
section
2 (2), (4)
and (5)
(b) to
British
subjects.

5. The Registration of Persons Ordinance, 1934, as amended by the Registration of Persons Amendment Ordinance, 1938, is further amended by renumbering sections 6, 7 and 7A thereof as sections 11, 12 and 13, and inserting the following heading immediately before section 11 as so renumbered: "Part III."

Amendment
of Ordinance
No. 3 of
1934 as
amended by
No. 11 of
1938:
new head-
ing and
renumbering
of ss. 6, 7
and 7A.

6. Sections 8 and 9 of the Registration of Persons Ordinance, 1934, are repealed.

Repeal of
ss. 8 and
9 of
Ordinance
No. 3 of
1934.

7. The Schedule to the Registration of Persons Ordinance, 1934, is amended—

New
Form
No. 2 for
Schedule
to Ordinance
No. 3 of
1934.

(a) by the insertion at the beginning thereof of the heading: "Form No. 1.";

(b) by the addition of the following form:

FORM No. 2.

Name.	Age.	Place and date of birth.	Married or single.	Place of residence.	Profession or occupation.	Naval, Military or Air Force Service.	Date of arrival in Colony if subsequent to (here insert date of Proclamation).

FULL PARTICULARS OF QUALIFICATIONS AND/OR COMPETENCY UNDER THE FOLLOWING SUB-HEADS:

1. *Aircraft*—
 - (a) Flying experience
 - (b) Types of machine flown
 - (c) Mechanical experience
2. *Electrical Engineering*—
 - (a) Qualifications and/or competency and/or experience
3. *Mechanical Engineering*—
 - (a) Qualifications and/or competency and/or experience

4. *Artificer*—

(a) Trade and competency and/or experience

5. *Marine, Stationary or Mobile Engines (including Automobiles)*—

(a) Type of engine

(b) Driving experience

(c) Mechanical knowledge

6. *Radio and Wireless*—

(a) Qualifications and/or competency and/or experience

7. Any other professional or business qualifications and/or experience

Signature

Date

Note.—Residents who have mechanical or technical knowledge but possess no professional qualifications will furnish the information under the appropriate sub-heads above.

Commence-
ment.

8. This Ordinance shall come into force on such date as the Governor by proclamation may appoint.

Passed the Legislative Council of Hong Kong, this 24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils.

HONG KONG.

No. 27 OF 1938.

I assent.

(L.S.)

G. A. S. NORTHCOTE,
Governor.

25th November, 1938.

An Ordinance to amend the Police Force Ordinance, 1932,
and the Peace Preservation Ordinance, 1886.

[25th November, 1938.]

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 Police Force and Peace Preservation Amendment Ordinance, 1938: Short title.

2. Section 2 of the Police Force Ordinance, 1932, is amended by the insertion of the words "death or" after the words "gratuity on" in the second line of paragraph (d) thereof. Amendment
of Ordinance
No. 37 of
1932,
s. 2 (d).

3. Section 12 of the Police Force Ordinance, 1932, is amended as follows:— Amendment
of Ordinance
No. 37 of
1932, s. 12

(1) by the insertion of the words "and the civilian staff" after the word "force" in each of paragraphs (a), (b) and (c) of sub-section (1) thereof; (1) (a), (b)
and (c):
New
s. s. (6)
added.

(2) by the addition of the following sub-section:—

(6) Save in so far as the provisions of the General Orders of the Hong Kong Government are modified by or are inconsistent with the provisions of this Ordinance or the regulations made by the Commissioner of Police under this section, such General Orders shall, as far as applicable, extend to all officers and members of the force and the civilian staff.

4. Section 16 of the Police Force Ordinance, 1932, is amended— Amendment
of Ordinance
No. 37 of
1932, s. 16.

(a) by renumbering the said section as sub-section (1) thereof;

(b) by adding the following sub-section:—

(2) Subject to the approval of the Governor in each case, the Commissioner of Police may, pending any disciplinary or criminal proceedings against any subordinate officer, constable or member of the civilian staff whom he thinks guilty of insubordination, breach of discipline or misconduct, or remiss or negligent in the discharge of his duty or otherwise unfit for the same, suspend such officer, constable or member of the civilian staff from duty.

During any such period of suspension the officer, constable or member of the civilian staff may be paid such proportion of his salary, not being less than one half, as the Governor shall think fit: Provided that if the proceedings do not result in the dismissal or other punishment of the officer, constable or member of the civilian staff, he shall be entitled to the full amount of the emoluments which he would have received if he had not been suspended.

Amendment
of Ordinance
No. 10 of
1886, s. 2.

5. The Peace Preservation Ordinance, 1886, is amended by the repeal of the words "Whenever it appears to the Governor that any tumult or riot has taken place or may be reasonably apprehended, and that the ordinary officers appointed for preserving the peace are not sufficient therefor," in the first four lines thereof and the insertion of the words "at any time" immediately after the word "Governor" in the fourth line thereof.

Passed the Legislative Council of Kong Hong, this 24th day of November, 1938.

B. C. K. HAWKINS,
Deputy Clerk of Councils.