

Governor in Council may grant Licenses for the Distillation, &c., of Spirits. I. From and after the Passing of this Ordinance it shall be lawful for the Governor in Council from Time to Time to grant Licenses for the Distillation, Rectifying and Compounding of Spirits within the Colony, to such Persons, for such Considerations and upon such Conditions and for such Periods as he shall think fit.

Governor in Council may frame Regulations and enforce the same by Penalties. II. It shall be lawful for the Governor in Council from Time to Time to frame Regulations to be published in the Gazette respecting the Distillation, Rectifying and Compounding of Spirits under such Licenses as aforesaid, and from Time to Time to repeal or vary the same; and the said Regulations may be enforced by such Penalties as shall be specified therein; Provided that no such Penalty shall exceed the Sum of Five hundred Dollars.

Recovery of Penalties. III. All Penalties under this Ordinance may be recovered in a Summary Manner before a Magistrate of Police and shall not affect any Condition for the Forfeiture or Cancellation of the License subject to which the same may have been granted.

Passed the Legislative Council of Hongkong, this 24th Day of September, 1869.

L. D'ALMADA E CASTRO,
Clerk of Councils.

HONGKONG
ANNO TRICESIMO TERTIO
VICTORIÆ REGINÆ.

SIR RICHARD GRAVES MACDONNELL, Knight, C.B.,
Governor and Commander-in-Chief.

No. 4 OF 1869.

Title. An Ordinance enacted by the Governor of Hongkong, with the Advice of the Legislative Council thereof, to amend the Law relating to "Promissory Oaths."
[24th September, 1869.]

Preamble. WHEREAS it is expedient to amend the Law relating to Promissory Oaths: Be it enacted by the Governor of Hongkong, with the Advice of the Legislative Council thereof, as follows:—

Short Title. I. This Ordinance may be cited for all Purposes as the "Promissory Oaths Ordinance, 1869."

Form of Oath of Allegiance. II. The Oath in this Ordinance referred to as the Oath of Allegiance shall be in the Form following; that is to say:

"I do swear that I will be faithful and bear true Allegiance to Her Majesty Queen Victoria, Her Heirs and Successors, according to Law. So help me God."

Form of Official Oath. III. The Oath in this Ordinance referred to as the Official Oath shall be in the Form following; that is to say:

"I do swear that I will well and truly serve Her Majesty Queen Victoria in the Office of So help me God."

Form of Judicial Oath. IV. The Oath in this Ordinance referred to as the Judicial Oath shall be in the Form following; that is to say:

"I do swear that I will well and truly serve our Sovereign Lady Queen Victoria in the Office of and I will do right to all Manner of People after the Laws and Usages of this Colony, without Fear or Favor, Affection or Ill Will. So help me God."

Persons to take the Official Oath and the Oath of Allegiance. V. The Oath of Allegiance and Official Oath shall be taken by each of the Officers named in the First Part of the Schedule annexed hereto as soon as may be after his Acceptance of Office, and such Oaths shall be tendered by the Officer, and in the Manner on that Behalf mentioned in the said First Part of the said Schedule.

Persons to take the Oath of Allegiance and the Judicial Oath. VI. The Oath of Allegiance and the Judicial Oath shall be taken by each of the Officers named in the Second Part of the Schedule hereto as soon as may be after his Acceptance of Office, and such Oaths shall be tendered by the Officer, and in the Manner in that Behalf mentioned in the said Second Part of the said Schedule.

Oaths of Executive Councillors. VII. Members of the Executive Council shall take the Oath of Allegiance and an Oath of Fidelity in the Discharge of their Duties in the Form following; that is to say:

"I, being chosen and admitted of Her Majesty's Executive Council in this Colony, do swear that I will, to the best of my Judgment at all Times when thereto required, freely give my Counsel and Advice to the Governor, Lieutenant-Governor, or Officer Administering the Government of this Colony for the Time being, for the Good Management of the Public Affairs of this Colony: that I will not directly or indirectly reveal such Matters as shall be

debated in Council and committed to my Secrecy, but that I will in all Things be a true and faithful Councillor. So help me God.'

The said Oaths of Allegiance and Fidelity shall be tendered by the Governor.

VIII. Members of the Legislative Council shall take the Oath of Allegiance only, and the same shall be tendered by the Governor. Oath of Legislative Councillors.

IX. The Clerk of the Councils shall take the Oath of Allegiance and an Oath of Secrecy in the Form following; that is to say: Oaths of the Clerk of the Councils.

"I, having been appointed Clerk of the Councils in this Colony, do swear that I will not directly or indirectly reveal such Matters as shall be debated in the Executive Council and committed to my Secrecy. So help me God."

The said Oaths shall be tendered by the Colonial Secretary.

X. Aliens on Naturalization shall take the Oath of Allegiance only, and the same shall be tendered by the Clerk of the Councils in the Presence of the Colonial Secretary. Oath of Aliens on Naturalization.

XI. If any Person declines or neglects when any Oath or Affirmation required to be taken or made by him under this Ordinance is duly tendered he shall, if he has already entered on his Office, vacate the same, and if he has not entered on the same be disqualified from entering on the same; but no Person shall be compelled in respect of the same Appointment to the same Office to take such Oath or make such Affirmation more Times than One. Penalty for not taking required Oath.

XII. If any Alien who shall have applied for a Certificate of Naturalization shall decline or neglect to take the Oath or make the Affirmation required to be taken or made by him under this Ordinance when duly tendered, he shall be disqualified from obtaining the said Certificate and if the same shall have been already granted, it shall become *ipso facto* void. In Case of Aliens on Naturalization.

XIII. Where previously to the Passing of this Ordinance the Taking of the Oaths of Allegiance, Supremacy and Abjuration, or any Two or One of such Oaths, or any Oath substituted therefor, formed a Condition precedent or subsequent to the Attainment by any Person of any Office, Privilege, Civil Rights, Exemption or other Benefit, there shall be substituted for such Oaths or any Two or One of them, or for such substituted Oath, the Oath of Allegiance prescribed by this Ordinance. Oath of Allegiance herein prescribed to be substituted for Oaths of Allegiance, Supremacy, and Abjuration.

XIV. Where in any Oath under this Ordinance the Name of Her present Majesty is expressed, the Name of the Sovereign for the Time being shall be substituted from Time to Time. The Name of the Sovereign for the Time being to be used in the Oath.

XV. When an Oath is required to be taken under this Ordinance every Person for the Time being by Law permitted to make a Solemn Affirmation or Declaration instead of taking an Oath may instead of taking such Oath, make a solemn Affirmation in the Form of Oath hereby appointed substituting the Words "solemnly sincerely and truly declare and affirm" for the Word "swear" and omitting the Words "So help me God." Provision in favor of Persons permitted to make Affirmations.

Passed the Legislative Council of Hongkong, this 24th Day of September, 1869.

L. D'ALMADA E CASTRO,
Clerk of Councils.

SCHEDULE.

First Part.

The Governor, Lieutenant-Governor, or Officer Administering the Government, The Colonial Secretary, The Attorney General, The Colonial Treasurer, The Auditor General,	}	The Oaths to be tendered by the Chief Justice. The Oaths to be tendered by the Governor.
--	---	---

Second Part.

The Chief Justice, The Puisne Judges, The Judge of the Court of Summary Jurisdiction, The Registrar General, The Magistrates of Police, The Justices of Peace, The Marine Magistrate, The Coroner, The Sheriff,	}	The Oaths to be tendered by the Governor. The Oaths to be tendered by the Clerk of the Councils in the presence of the Governor.
---	---	---