

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.—The Council then adjourned *sine die*.

CLAUD SEVERN,  
*Officer Administering the Government.*

Confirmed this 17th day of July, 1919.

A. D. BALL,  
*Clerk of Councils.*

**No. 324.**—His Excellency the Officer Administering the Government 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. 12 of 1919.—An Ordinance relating to the Custodian of Enemy Interests in China Companies.

Ordinance No. 13 of 1919.—An Ordinance for the more effectual protection of marine stores.

## HONGKONG.

No. 12 OF 1919.

I assent to this Ordinance.

LS

CLAUD SEVERN,  
*Officer Administering the Government.*

18th July, 1919.

An Ordinance relating to the Custodian of Enemy Interests in China Companies.

[18th July, 1919.]

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 “China Short title. Companies” Custodian Ordinance, 1919.

2. “China Company” means a company limited by shares or by guarantee incorporated under the Companies Ordinances, and the operations of which are directed and controlled from some place within the limits of the China (Companies) Order in Council, 1915. Definition.

3. In the case of every China Company the term “Custodian” means and shall as from the commencement of the Trading with the Enemy (Second Amendment) Ordinance, 1915, be deemed to have meant the Custodian of Enemy Property in China. Custodian of Enemy Property in China to be Custodian of China Companies.

Vesting of shares etc. of China Companies in Custodian of Enemy Property in China.

4. All shares, stock, debentures, debentures stock, annuities and other obligations of every China Company (including any rights, whether legal or equitable, in or arising out of the same) held by or on behalf of an enemy or enemy subject and the right to transfer the same shall be deemed to have vested or shall vest (as the case may be), without the necessity of any further conveyance, assurance or other document, in the person appointed, whether before or after the commencement of this Ordinance (as the case may be), Custodian of Enemy Property in China, and such Custodian shall, as from the date of his appointment as such Custodian, be deemed to have had and shall have full powers of selling, managing and otherwise dealing with and transferring such shares, stock, debentures, debentures stock, annuities and other obligations of such China Company (including all such rights as aforesaid).

Passed the Legislative Council of Hongkong, this 17th day of July, 1919.

A. D. BALL,  
*Clerk of Councils.*

Assented to by His Excellency the Officer Administering the Government, the 18th day of July, 1919.

A. G. M. FLETCHER,  
*Colonial Secretary.*

**HONGKONG.**

No. 13 OF 1919.

I assent to this Ordinance.

LS

CLAUD SEVERN,  
*Officer Administering the Government.*

18th July, 1919.

An Ordinance for the more effectual protection of marine stores.

[18th July, 1919.]

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 Marine Stores Protection Ordinance, 1919.

Interpretation of terms.

2. In this Ordinance, and in any Regulation made thereunder,

“Dealer in marine stores” means any person who keeps a shop for dealing in, buying, or selling marine stores, whether solely or together with other articles.

“Marine stores” includes coal, anchors, cables, sails, old junk, old iron, old metal, scrap metal, broken metal or partly manufactured metal goods, or defaced or old metal goods: or any single one of such articles or any marine stores or marine store of any description, but does not include provisions of any kind.

“Marine stores collector” means any person who makes use of any wharf or launch or any junk, lighter, cargo-boat, or sampan, or open boat of any description, whether belonging to him or not, in connection with buying any marine stores, either for his own use or benefit or for the use or benefit of another person.

3. No person shall carry on the trade or business of a dealer in marine stores, or shall be a marine stores collector, unless he is the holder of a licence for that purpose, and no licence shall be granted to a marine stores collector except through and on the application of a dealer in marine stores who shall give security in such sum as may be fixed by the Governor in Council by Regulation for every marine stores collector to whom a licence is granted on his application for the performance and observance by such collector of the conditions of such licence and of the Regulations affecting the same, and of the provisions of this Ordinance.

Licence for dealing in or collecting marine stores.

4. Every such licence shall be granted by and held at the discretion of the Captain Superintendent of Police, who shall have power to cancel the same for a breach of this Ordinance or of any Regulation made thereunder, on such conditions as to fees and subject to such Regulations as may be made by the Governor in Council.

Conditions of licence.

5. Every dealer in marine stores shall keep books fairly written, and shall enter therein an account of all such marine stores as he may from time to time become possessed of, stating in respect of every article the time at which and the person from whom he purchased or received the same, adding, in the case of every such last-mentioned person, a description of his business and place of abode.

Keeping of books by dealer.

6.—(1.) Every person to whom a licence is granted under section 4 shall, whenever thereunto required by any Superintendent or Inspector of Police, or by any constable bearing a written order in that behalf under the hand of a Superintendent, produce for the inspection of the party so requiring him all or any marine stores in his possession or subject to his control and all books and papers relating to the same.

Power to inspect goods, books, etc.

(2.) No dealer shall have in his possession any marine stores except at such premises as are registered by him with the Captain Superintendent of Police as places for storing his (the dealer's) marine stores.

7. No dealer in marine stores and no marine stores collector shall deal in or buy or sell any provisions of any kind, in the course of his business.

Prohibition of trafficking in provisions by dealer or collector.

8. No marine stores collector shall buy any marine stores except marine stores of the same kind or kinds as the dealer who applied for such collector's licence deals in.

Restriction on buying of marine stores by collector.

9. No marine stores collector shall sell any marine stores of any kind.

Prohibition of sale of marine stores by collector.

10.—(1.) Any person conveying or having in his possession or keeping any manner of marine stores who does not give an account to the satisfaction of the magistrate as to how he came by the same shall upon summary conviction be liable to a fine not exceeding 250 dollars or to imprisonment for any term not exceeding 3 months.

Penalty on person found in possession of marine stores, and not accounting for them.

(2.) For the purpose of this section, marine stores shall be deemed to be in the possession or keeping of any person if he knowingly has them in the actual possession of himself or of any other person on any wharf or in any launch or in any junk, lighter, cargo-boat, or sampan, or open boat of any description, or in any street, house, building, lodging, apartment, field, or place, open or enclosed, whether occupied by himself or not and whether the said stores are so possessed or kept either for his own use or benefit or for the use or benefit of another person.

11. It shall not be lawful for any person, without permission in writing from the Harbour Master, to dredge in the waters of the Colony between a line drawn from the Westernmost point of the Island of Hongkong to the Western side of Green Island and continued to the Western point of Stonecutters Island and from thence to the Naval Torpedo Range at Laichikok, on the West, and the Lyemun Pass, on the East.

Unauthorised person not to sweep or dredge within certain limits.

- Penalties. 12. Every person who acts in contravention of any of the provisions contained in sections 3, 5, 6, 7, 8, 9, or 11, or of any Regulation made under section 4, shall, on summary conviction, be liable to a fine not exceeding 250 dollars or to imprisonment for any term not exceeding 3 months.
- Appropriation of marks for His Majesty's stores. 13.—(1.) The marks described in the Schedule to this Ordinance may be applied in or on stores therein described to denote His Majesty's property in stores so marked.
- Penalty for unlawful application of same. (2.) Every person who without lawful authority applies any of the said marks in or on any such stores as are described in the said Schedule shall be guilty of a misdemeanour, and shall be liable to imprisonment for any term not exceeding 2 years.
- Penalty for obliterating marks on His Majesty's Stores. 14. Every person who, with intent to conceal His Majesty's property in any stores, takes out, destroys, or obliterates wholly or in part, any such mark as aforesaid shall be guilty of a felony, and shall be liable to imprisonment for any term not exceeding 4 years.
- Powers to apprehend suspected offenders. 15. Any person to whom any marine stores are offered to be sold, pawned, or delivered, if he has reasonable cause to suspect that any offence under this Ordinance has been committed on or with respect to such property, is hereby authorised, and, if in his power, is required to apprehend and forthwith to take before a magistrate the person offering the same, together with such property, to be dealt with according to law.
- Power to stop and search boats, persons, etc. (38 & 39 Vic. c. 25, s. 6.) (See too 1 of 1845, s. 39.) 16. Any European police officer or constable may stop, search, and detain any launch, junk, lighter, cargo-boat, or sampan, or open boat of any description in or on which there is reason to suspect that any marine stores stolen or unlawfully obtained may be found, or any person reasonably suspected of having or conveying in any manner any marine stores stolen or unlawfully obtained.
- Saving of liability under other Ordinances. 17. Nothing in this Ordinance shall prevent any person from being liable to prosecution under any other Ordinance which is applicable provided that no person shall be punished twice for the same offence.
- Repeal of Ordinance 4 of 1875. 18. The Naval Stores Ordinance, 1875, is hereby repealed.

Passed the Legislative Council of Hongkong, this 17th day of July, 1919.

A. D. BALL,  
*Clerk of Councils.*

Assented to by His Excellency the Officer Administering the Government, the 18th day of July, 1919.

A. G. M. FLETCHER,  
*Colonial Secretary.*

## SCHEDULE.

[s. 13.]

*Marks appropriated for His Majesty's use in or on  
Naval and Victualling Stores.*

STORES.	MARKS.
Hempen cordage and wire rope.	White, black, or coloured worsted threads, laid up with the yarns and the wire respectively.
Canvas, fearnought hammocks and seamen's bags.	A blue line in a serpentine form.
Bunting .....	A double tape in the warp.
Candles .....	Blue or red cotton threads in each wick, or wicks of red cotton.
Timber, metal, and other stores not before enumerated.	The Broad Arrow.

**No. 325.**—His Majesty the King has not been advised to exercise his power of disallowance with respect to the following Ordinance:—

Ordinance No. 6 of 1918.—An Ordinance to amend further the Summary Offences Ordinance, 1845.

A. D. BALL,  
*Clerk of Councils.*

COUNCIL CHAMBER,  
*16th July, 1919.*

### APPOINTMENTS, &c.

**No. 326.**—His Majesty the KING has been pleased to approve the appointment of the Honourable Mr. STANLEY HUDSON DODWELL to be an Unofficial Member of the Legislative Council during the absence on leave of the Honourable Mr. ROBERT GORDON SHEWAN.

*16th July, 1919.*

**No. 327.**—With reference to Government Notification No. 315 of the 11th July, 1919, it is hereby notified that His Excellency the Officer Administering the Government has declared the Honourable Mr. CHALONER GRENVILLE ALABASTER, O.B.E., to be duly elected a Member of the Licensing Board during the absence from the Colony of Mr. ARTHUR RYLANDS LOWE, with effect from the 17th July, 1919, in accordance with the rules governing the election of Justices of the Peace to serve on the Board.

*17th July, 1919.*