

[L.S.]

BICKHAM ESCOTT,
High Commissioner.



No. VII. of 1915.

KING'S REGULATION

TO IMPOSE RESTRICTIONS ON ALIENS IN TIME OF WAR
OR IMMINENT DANGER OR GREAT EMERGENCY.

Made by His Britannic Majesty's High Commissioner for the Western
Pacific in accordance with the provisions of the Pacific Order in
Council, 1893.

In the name of His Majesty, George the Fifth, by the Grace of
God of the United Kingdom of Great Britain and Ireland and
of the British Dominions beyond the Seas King, Defender
of the Faith, Emperor of India.

1. This Regulation may be cited as the Solomon and Gilbert and Short title.
Ellice Islands and Fanning Island (Aliens Restriction) Regulation,
1915.

2. In this Regulation—

“the Protectorate” means the “Solomon Islands Protectorate”
or the “Gilbert and Ellice Islands Protectorate” or Fan-
ning Island;

“Commissioner” means the Resident Commissioner of the
Solomon Islands Protectorate or of the Gilbert and Ellice
Islands Protectorate, or the Deputy Commissioner for
Fanning Island;

“Alien” includes any naturalised British subject.

3.—(1) The High Commissioner may, at any time when a state Powers with respect
to aliens in case of
public danger.
of war exists between His Majesty and any foreign power, or when
it appears that an occasion of imminent public danger or great
emergency has arisen, make regulations imposing restrictions on
aliens in respect of all or any of the following matters:—

(a) for prohibiting aliens from landing in the Protectorate,
either generally or at certain places, and for imposing re-
strictions or conditions on aliens landing or arriving at any
port in the Protectorate; and

(b) for prohibiting aliens from embarking in the Protectorate,
either generally or at certain places, and for imposing re-
strictions and conditions on aliens embarking or about to
embark in the Protectorate; and

- (c) for the deportation of aliens from the Protectorate; and
- (d) for requiring aliens to reside and remain within certain areas, places, or districts; and
- (e) for prohibiting aliens from residing or remaining in any specified areas; and
- (f) for requiring aliens residing in the Protectorate to comply with such provisions as to registration, change of abode, travelling, or otherwise as may be prescribed by the regulations; and
- (g) for the appointment of officers to carry the regulations into effect, and for conferring on such officers such powers as may be necessary or expedient for the purposes of the regulations; and
- (h) for imposing such obligations and restrictions on masters of ships or any other persons specified in the regulations as appear necessary or expedient for giving full effect to the regulations; and
- (i) for conferring upon such persons as may be specified in the regulations such powers with respect to arrest, detention, search of premises or persons, and otherwise, as may be specified in the regulations, and for any other ancillary matters for which it appears expedient to provide with a view to giving full effect to the regulations; and
- (j) for any other matters which appear necessary or expedient with a view to the safety of the Protectorate.

(2) Any person who acts in contravention of, or fails to comply with, any provision of any such regulations, or who aids or abets in contravention thereof, shall be liable on conviction to a fine not exceeding one hundred pounds or to imprisonment with or without hard labour for a term not exceeding six months, and the court by which he is convicted may, either in addition to, or in lieu of, any such punishment, require that person to enter into recognizance with or without sureties to comply with the provisions of the regulations or such provisions thereof as the court may direct.

If any person fails to comply with an order of the court requiring him to enter into recognizance the court may order him to be imprisoned with or without hard labour for any term not exceeding six months.

(3) Any provision of any regulations made under this section with respect to aliens may relate either to aliens in general or to any class or description of aliens.

(4) If any question arises on any proceedings under any such regulations, or with reference to anything done or proposed to be done under any such regulations, whether any person is an alien or not, or is an alien of a particular class or not, the onus of proving that that person is not an alien, or, as the case may be, is not an alien of that class, shall lie upon that person.

4. The regulations contained in the Schedule hereto shall be in force unless and until they shall have been revoked, amended, or varied by regulations made under section 3 of this Regulation.

SCHEDULE.

Aliens entering and leaving the Protectorate.

1. An alien shall not land in or leave the Protectorate without the permission of the Commissioner.
2. An alien conditionally disembarked for the purpose of inquiry or examination shall not be deemed to have landed so long as the conditions are complied with.
3. An alien embarking for the purpose of leaving the Protectorate may be detained, and whilst so detained, shall be deemed to be in legal custody.
4. The master of every vessel arriving at or leaving the Protectorate shall furnish to the registration officer of the district full particulars concerning any alien on board the vessel and shall take all reasonable steps in his power for securing the enforcement of these regulations.
5. The master of a vessel shall not permit any alien to land from or embark on his vessel without the Commissioner's permission, and where any alien lands from or embarks on any vessel without such permission, the master of the vessel shall be deemed to have aided and abetted the offence unless he prove the contrary.
6. The Commissioner, with a view to giving full effect to these regulations, may direct that passengers on ships entering or leaving the Protectorate shall be subject to such restrictions, control and supervision as may appear necessary or expedient, and may impose general conditions in respect of ships entering or leaving, and it shall be the duty of all persons to comply with any such direction.

Restrictions on aliens residing in the Protectorate.

7. The Commissioner may, at any time, by order in writing, require any alien to reside or continue to reside in any area, place, or district within the Protectorate specified in the order upon such terms and conditions as he may deem expedient, and the alien shall comply with the order.

8.—(1) For the purposes of these regulations the Commissioner, in the case of the Solomon Islands or the Gilbert and Ellice Islands, may appoint in writing any officer in the service of the Protectorate to be registration officer for any district within the Protectorate in which he may deem it necessary to have a register of aliens.

(2) In the case of Fanning Island the Commissioner shall be registration officer, and Fanning Island shall be a district within the meaning of these regulations.

9. A registration officer shall—

- (a) keep a register for his district for the purposes of these regulations; and
- (b) register therein all aliens resident in his district who furnish particulars for the purpose of registration; and
- (c) if a registered alien ceases to be resident in his district record the fact in the register.

10. Every alien wherever resident shall comply with the following requirements as to registration:—

- (a) He shall as soon as may be furnish to the registration officer of the district in which he is resident particulars as to the matters set out in the form annexed to these regulations;
- (b) he shall furnish to the registration officer of the district in which he is resident particulars of any circumstances affecting in any manner the accuracy of the particulars previously furnished by him for the purpose of registration within forty-eight hours after the circumstance has occurred.

11. Where an alien has a household he shall furnish the particulars as aforesaid not only as respects himself but also as respects every alien who is living as a member of his household.

12. An alien shall not travel more than five miles from his registered place of residence unless furnished with a permit from the registration officer of the district in which that place of residence is situated.

Possession of firearms, &c.

13.—(1) An alien shall not, except with the written permission of the registration officer of the district in which he resides, be in possession of any firearms or other weapons, ammunition or explosives, or material intended to be used for the manufacture of explosives.

(2) If the Commissioner or any officer appointed by him as provided in subsection (3) hereof is satisfied by information on oath that there is reasonable ground for suspecting any contravention of the provision he may grant a search warrant authorising any constable or peace officer to enter at any time any premises or place named in the warrant, if necessary by force, and to search the premises or place and every person found therein, and to seize any article which is being kept in the premises or place in contravention of these regulations.

(3) The Commissioner may, if he thinks fit, appoint in writing one or more officers in the service of the Protectorate to grant search warrants as provided by subsection (2) hereof.

Arrest.

14. Any person who acts in contravention of these regulations or is reasonably suspected of having so acted or being about so to act may be taken into custody without warrant by a police officer or constable.

Application of regulations.

15. The provisions of these regulations shall relate only to aliens whose sovereign or state is at war with His Majesty, and to naturalised British subjects who previous to naturalisation have been subjects of any sovereign or state at war with His Majesty.

FORM.

Name in full :
 Nationality and birthplace :
 Occupation :
 Sex :
 Age :
 Personal description, and, if so required, a photograph of the alien :
 Descriptive marks (if any) :
 Finger prints (if so required) :
 Place of residence (including nature of tenure or occupancy) :
 Place of business (if any) :
 Date of commencement of residence in the Protectorate :
 Whether the alien has been or is in the naval, military, civil, or other service of any foreign Government, and, if so, for how long and in what capacity :
 NOTE.—If the alien has a household, he must furnish the particulars aforesaid not only as respects himself but also as respects every alien who is living as a member of his household.

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By Command,

A. L. AYTON,
 Acting Secretary to His Majesty's High Commissioner
 for the Western Pacific.