

WESTERN PACIFIC HIGH COMMISSION.

No. 3 of 1918



[L.S.]

BICKHAM ESCOTT,

High Commissioner.

12th April, 1918.

KING'S REGULATION

TO PROVIDE FOR THE MAINTENANCE OF DISCIPLINE ON BOARD ADMIRALTY TRANSPORTS WHILST IN PROTECTORATE WATERS.

Made by His Britannic Majesty's High Commissioner for the Western Pacific under 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.

[12th April, 1918.]

1. This Regulation may be cited as the Seaman Discipline (Admiralty Transport) Regulation 1918. SHORT TITLE.

2. In this Regulation—

INTERPRETATION.

“ The Court ” means His Britannic Majesty's High Commissioner's Court for the Western Pacific and includes each member thereof exercising its jurisdiction and authority.

“ Protectorate waters ” means the waters of any island group of islands or place under the jurisdiction of His Britannic Majesty's High Commissioner except the Gilbert and Ellice Islands Colony.

SEAMAN
NEGLECTING TO
JOIN SHIP
DESERTING OR
JOINING IN
STATE OF
DRUNKENNESS.

3.—(1) If any person lawfully engaged to serve on board any ship or vessel belonging to or chartered or hired or requisitioned by the Admiralty or the Army Council or the Shipping Controller—

- (a) neglects or refuses without reasonable cause to join his ship or vessel or to proceed to sea in his ship or vessel or deserts or is absent without leave from his ship or vessel or from his duty at any time ; or
- (b) joins his ship or vessel or is whilst on board his ship or vessel in a state of drunkenness so that the performance of his duties or the navigation of his ship or vessel is thereby impeded

he shall be guilty of an offence under this section and the master, mate, or owner of the ship or vessel or his agent or any commissioned naval officer may with or without the assistance of the local police officers or constables convey on board his ship or vessel any seaman whom he has reason to believe to be guilty of an offence under this section and may also arrest him without first procuring a warrant and all officers and constables as aforesaid are hereby directed to give assistance if required.

Provided always that no commissioned naval officer acting in pursuance of the powers aforesaid shall be liable to any penalty or to any action for damages for false imprisonment.

(2) If such seaman is brought before the Court on a charge of having committed an offence under this section he shall if the offence comes within the provisions of paragraph (a) hereof be liable to the penalties prescribed for such offences in section 221 of the Merchant Shipping Act 1894 and if the offence comes within the provisions of paragraph (b) hereof he shall be liable to a fine not exceeding five pounds.

JURISDICTION.

4. For the purpose of giving jurisdiction under this Regulation every offence committed on board a ship or vessel whilst in Protectorate waters shall be deemed to have been committed on the sea coast adjoining such Protectorate waters and every cause of complaint to have arisen either in the place in which the same actually was committed or arose or in any place in which the offender or person complained against may have been found.

Published and exhibited in the Public Office of the High Commissioner for the Western Pacific this twelfth day of April one thousand nine hundred and eighteen.

By Command,

A. L. AYTON,

Acting Secretary to His Britannic Majesty's
High Commissioner for the Western Pacific.

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