SAIN'T VINCENT.

AN ORDINANCE to provide for the regulation of Wireless Telegraphy.

Be it enacted by the Governor with the advice and consent of the Legislative Council of Saint Vincent as follows:

1. This Ordinance may be cited as "The Wireless Telegraphy Ordinance, 1913".
2. In this Ordinance "Wireless Telegraphy" means any system of communication by Telegraph without the aid of any wire connecting the points from and at which the messages or other communications are sent or received: Provided that nothing in this Ordinance shall prevent any person from making or using electrical apparatus for actuating machinery or for any purpose other than the transmission of messages.

3. (1) A person shall not establish any wireless telegraph station or instal or work any apparatus for wireless telegraphy in any place or on board any ship registered in the Colony except under and in accordance with a licence granted in that behalf by the Governor.

(2) Every such licence shall be in such form and for such period as the Governor may determine, and shall contain the terms, conditions and restrictions on and subject to which it is granted.

4. A person shall not work any apparatus for wireless telegraphy installed on any merchant ship, whether British or Foreign while that ship is in the territorial waters of the Colony otherwise than in accordance with regulations under this Ordinance.

5. (1) The Governor in Council may from time to time make regulations for carrying into effect the purposes of this Ordinance, and such regulations shall on publication in the Gazette have the same effect as if enacted in this Ordinance.

(2) The Regulations in the Schedule to this Ordinance shall have effect except in so far as they may be amended or rescinded by regulations made under the authority of this section.

(3) If at any time, in the opinion of the Governor, an emergency has arisen in which it is expedient for the Public Service that His Majesty's Government should have control over the transmission of messages by wireless telegraphy, the use of wireless telegraphy on board merchant ships while in the territorial waters of the Colony shall be subject to such further regulations as may be made by the Governor from time to time, and such regulations may prohibit or regulate such use in all cases or in such cases as may be deemed desirable.

6. If a Magistrate is satisfied by information on oath that there is reasonable ground for suspecting that a wireless telegraph station has been established without a licence in that behalf, or that any apparatus for wireless
telegraphy has been installed or worked in any place or on board any merchant ship without a licence in that behalf or contrary to the provisions of any regulations made under this Ordinance, or of any licence granted under this Ordinance, he may grant a search warrant to any Police Officer or any person appointed in that behalf by the Chief of Police and named in the warrant and a warrant so granted shall authorise the Police Officer or person named therein to enter and inspect the station, place or ship and to seize any apparatus which appears to him to be used or intended to be used for wireless telegraphy therein.

7. (1.) Any person who shall offend against any provision of this Ordinance or any of the regulations made thereunder shall be liable on summary conviction for every such offence to a fine not exceeding fifty pounds, and upon such conviction the court may order that any apparatus for wireless telegraphy in connection with which the offence was committed shall be seized and forfeited.

(2.) Proceedings shall be taken before the Police Magistrate of the First District on the complaint of the Chief of Police or of any person thereto authorised by him in writing, and the procedure shall be the same as the procedure for the time being in force in respect of offences punishable on summary conviction.


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**SCHEDULE—Section 5, (2).**

**REGULATIONS.**

1. All apparatus for wireless telegraphy on board a merchant ship in the territorial waters of the Colony shall be worked in such a way as not to interfere with—

(a) Naval signalling, or

(b) the working of any wireless telegraph station lawfully established, installed, or worked in the Colony or the territorial waters thereof, and in particular the said apparatus shall be so worked as not to interrupt or interfere with the transmission of any messages between wireless telegraph stations established as aforesaid on land and wireless telegraph stations established on ships at sea.
2. In these Regulations "Naval Signalling" means signalling by means of any system of wireless telegraphy between two or more ships of His Majesty's Navy, between ships of His Majesty's Navy and Naval Stations, or between a ship of His Majesty's Navy or a Naval Station and any other wireless telegraph station whether on shore or on any ship.

3. No apparatus for wireless telegraphy on board a merchant ship shall be worked or used while such ship is in any harbour or bay of the Colony except with the special or general permission of the Governor.

4. For the purpose of any proceedings under these regulations the master or person being or appearing to be in command or charge of any ship shall be deemed to have authorised and to be responsible for the use or working of any apparatus on board such ship.

5. Any summons or other document in any proceedings under these Regulations shall be deemed to have been duly served on the person to whom the same is addressed by being left on board the ship on which the offence is charged to have been committed with the person being or appearing to be in command or charge of the ship.

6. These Regulations shall not apply to the use of wireless telegraphy for the purpose of making or answering signals of distress.

7. Regulations made by the Governor in Council on the 17th day of December, 1912, under the authority of the Wireless Telegraph Ordinances 1904 and 1912 are hereby repealed.

Passed the Legislative Council the 6th day of October, 1913, and published in the Government Gazette this 30th day of October, 1913.

V. F. DRAYTON,
Clerk of Councils.