

## CHAPTER 20. No. 4.

## EMIGRATION (CHILDREN).

Ordinance  
Ch.20. No.4-  
1940.

AN ORDINANCE TO REGULATE THE EMIGRATION OF  
CHILDREN FROM THE COLONY.

Commence-  
ment.

[15th April, 1918.]

Short title.

1. This Ordinance may be cited as the Emigration  
(Children) Ordinance.

Interpreta-  
tion.

2. In this Ordinance—

“child” means a person under the age of sixteen  
years, but does not include a child who is not a British  
subject;

“legal guardian” means a person appointed, accord-  
ing to law, to be the guardian of a child by deed or will,  
or by order of a court of competent jurisdiction.

Application  
of Ordin-  
ance.

3. The Governor in Council may, by proclamation, direct  
that this Ordinance shall apply to any country out of the  
British Commonwealth, and may revoke or alter any  
such proclamation.

Restriction  
on removal  
of children  
from  
Colony.

4. No child shall be allowed to leave the Colony for the  
purpose of proceeding to any country to which this Ordinance  
applies unless such child is accompanied by a parent or by  
his legal guardian, or unless his parent, legal guardian, or  
the person who has for the time being the charge of or  
control over the child has obtained the written permission  
of the Governor.

Grant of  
permission.

5. Permission to leave the Colony shall not be granted  
unless the Governor is satisfied that such permission will

be for the benefit of the child, and that the child will be under proper care and custody in the country to which it is proceeding.

6. Where a Gazetted Police Officer or a Harbour Master has reason to suspect that a parent or legal guardian of a child is about to leave the Colony with such child for the purpose of taking the child to a country to which this Ordinance applies, and that it is not for the benefit of the child to be so taken, he shall give notice to such parent or guardian, either verbally or in writing, that the child is not to be taken out of the Colony without the written permission of the Governor, and thereupon, if such parent or guardian takes the child out of the Colony without such permission, he shall be guilty of an offence.

Power of  
Gazetted  
Police Officer  
and Harbour  
Master.

7. (1) If a parent or legal guardian, or other person who has for the time being the charge of or control over a child, permits such child to leave the Colony in contravention of this Ordinance, he shall be guilty of an offence.

Offences.

(2) If any person causes or attempts to cause a child to leave the Colony in contravention of this Ordinance, he shall be guilty of an offence.

(3) If any person aids, abets, counsels, or procures the commission of an offence against this Ordinance, he shall be guilty of an offence.

8. Any person guilty of an offence under this Ordinance shall be liable, on summary conviction, to a fine of two hundred and forty dollars or to imprisonment for six months, or to both such fine and imprisonment.

Penalties.

9. The Governor in Council may make regulations for more effectually carrying out the provisions of this Ordinance.

Power to  
make regula-  
tions.

10. Nothing in this Ordinance contained shall affect the operation of the Foreign Labour Contracts Ordinance, and the provisions of this Ordinance shall be in addition to, and not in any way in substitution for, or modification of, the provisions of such last mentioned Ordinance.

Foreign  
Labour  
Contracts :  
Ordinance.