

*Amended - 826/55  
Revoked by 1212/5*

No. 732.

THE EMERGENCY POWERS ORDERS IN COUNCIL,  
1939 AND 1952.

REGULATIONS MADE BY THE GOVERNOR UNDER SECTION 6.

JOHN HARDING,  
*Governor.*

In exercise of the powers conferred on me by section 6 of the Emergency Powers Orders in Council, 1939 and 1952, I, the Governor, do hereby make the following Regulations :—

1. These Regulations may be cited as the Emergency Powers (Collective Punishment) Regulations, 1955. Short title.

2.—(1) In these Regulations, unless the context otherwise requires— Interpretation.  
“ assessable inhabitant ” in relation to any area, means any male who lives in such area and who is, or appears to the Commissioner to be, not less than eighteen years of age ;  
“ Commissioner ” means the Commissioner of a District ;  
“ offence ” means an offence the commission of which is, in the opinion of the Commissioner, prejudicial to the internal security of the Colony or to the maintenance of public order in the Colony.

(2) The Interpretation Law shall apply to the interpretation of these Regulations and of any Order made or direction given thereunder, as it applies to the interpretation of a Law and, for the purposes of the said Law, these Regulations shall be deemed to be Laws. Cap. 1.  
30 of 1953  
19 of 1954  
30 of 1954  
42 of 1955.

3. If an offence has been committed or loss of, or damage to, property has occurred within any area of the Colony (hereinafter referred to as “ the said area ”) and the Commissioner has reason to believe that the inhabitants of the said area have— Collective punishment on any area.

- (a) committed the offence or caused the loss or damage ; or
- (b) connived at or in any way abetted the commission of the offence or the loss or damage ; or
- (c) failed to take reasonable steps to prevent the commission of the offence ; or
- (d) failed to render all the assistance in their power to discover the offender or offenders, or to effect his or their arrest ; or
- (e) connived at the escape of, or harboured, any offender or person suspected of having taken part in the commission of the offence or implicated in the loss or damage ; or
- (f) combined to suppress material evidence of the commission of the offence or of the occurrence of the loss or damage ; or
- (g) by reason of the commission of a series of offences in the said area, been generally responsible for the commission of such offences,

it shall be lawful for the Commissioner, with the approval of the Governor, to take all or any of the following actions :—

- (i) to order that a fine be levied collectively on the assessable inhabitants of the said area, or any part thereof ;
- (ii) to order that all or any of the shops in the said area shall be closed until such order be revoked or shall open only during such times and under such conditions as may be specified in the order ;
- (iii) to order the seizure of any movable or immovable property of any inhabitant of the said area ;
- (iv) to order that all or any dwelling-houses in the said area be closed and kept closed and unavailable for human habitation for such period or periods as may be specified.

4. The whole, or, if compensation is awarded in pursuance of regulation 7 of these Regulations, any balance remaining thereafter, of any fine levied under regulation 3 of these Regulations shall be paid into a special account, kept by the Commissioner for that purpose, which shall be applied to such purposes in the District as the Governor may direct. Application of fines.