

[L.S.]

BICKHAM ESCOTT,  
High Commissioner.



No. VI. of 1914.

## KING'S REGULATION

TO MAKE PROVISION FOR THE PROTECTION OF CERTAIN WILD BIRDS IN THE PROTECTORATES OF THE BRITISH SOLOMON ISLANDS AND THE GILBERT AND ELLICE ISLANDS.

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.

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1. This Regulation may be cited for all purposes as the Protectorates Wild Birds Protection Regulation, 1914. Short title.
  2. In this Regulation, unless the context otherwise requires—
    - “ Protectorate ” means the British Solomon Islands Protectorate or the Gilbert and Ellice Islands Protectorate ; Interpretation. “ Protectorate.”
    - “ Resident Commissioner ” means the Resident Commissioner of a Protectorate and includes any officer deputed by him to act for him under the provisions of this Regulation ; “ Resident Commissioner.”
    - “ wild bird ” means any bird specified in the Schedules to this Regulation. “ wild bird.”
  3. Any person shall be guilty of an offence against this Regulation who—
    - (1) wilfully kills, wounds, or takes any wild bird specified in the schedule of birds issued from time to time by the Resident Commissioner for the purposes of this section under section 14 of this Regulation ; Enumeration of offences for protection of birds in Schedule issued by Resident Commissioner.

- (2) takes, removes, injures or destroys any nest or egg of any such bird ;
- (3) exposes for sale or knowingly has in his possession, any such wild bird, or any part of such bird killed wounded or taken in a Protectorate after the commencement of this Regulation or the nest or eggs of any such bird taken in a Protectorate after the commencement of this Regulation ;
- (4) exports or attempts to export the skin or plumage of any such wild bird killed wounded or taken or the nest or eggs of any such wild bird taken in a Protectorate after the commencement of this Regulation.

Close period defined for protection of birds in Schedule issued by Resident Commissioner.

4. Any person who, between the dates both inclusive in any year specified in a schedule issued for the purposes of this section by the Resident Commissioner under section fourteen of this Regulation, which period is hereinafter called the Close Season, knowingly kills, wounds or takes any wild bird specified in the said schedule or takes, removes, injures or destroys any nest or egg of such bird, or knowingly has in his possession or exposes or offers for sale, or purchases, or exports or attempts to export any such bird or any part of any such bird killed wounded or taken or the nest or eggs of any such bird, taken during the close season shall be guilty of an offence.

Onus of proof on person found in possession, &c., of bird, nest, or eggs of such bird.

5. Where any person is proceeded against for exposing or offering for sale or having in his possession or exporting or attempting to export any wild bird or any part of such bird or the nest or eggs of any such bird the proof that the bird was killed wounded or taken or the nest or eggs taken without the Protectorate or before the commencement of this Regulation or otherwise than during the close season as the case may be shall be on such person.

Offender must give name, &c.

6.—(1) In the case of an offence against this Regulation any person may require the offender to give his name description and place of abode.

(2) If such offender does not truly give his name description and place of abode he shall be guilty of an offence in addition to that which he shall have been found committing.

General penalty.

7. Every person convicted of an offence against this Regulation shall be liable to a penalty not exceeding five pounds.

Complaint how brought.

8. A complaint for any offence against this Regulation may be brought before—

(1) The Deputy Commissioner of the district in which the offence has been committed, or

(2) The Deputy Commissioner of the district in which the offender resides.

Informer's half.

9. The complainant or informer in any proceedings under this Regulation shall receive one half of any penalty imposed on and paid by the offender.

Offences committed on sea how heard.

10. An offence against this Regulation committed on the sea coast, or at sea beyond the limits of any district, may be inquired of, heard and determined in any district abutting on such sea coast or adjoining sea.

Bird or any part thereof forfeited.

11. Any bird or any part of any bird or the nest or eggs of any bird in respect of which a conviction takes place shall be forfeited.

Authority for scientific purposes, &c.

12. Notwithstanding anything in this Regulation a Resident Commissioner may by writing under his hand authorise any person for such time and subject to such conditions as he thinks fit. for scientific or other purposes, to kill, wound or take any wild bird or to take or remove the nest or eggs of any wild bird.

Resident Commissioner may vary seasons.

13.—(1) A Resident Commissioner may with regard to any wild bird specified in a Schedule under section four of this Regulation and with respect to the whole or any particular part of a Protectorate.

extend or vary, by proclamation, the prohibited time for killing, wounding, taking, exposing, offering for sale, and purchasing of any wild bird, or for taking, removing, injuring, or destroying the nest or eggs of any wild bird.

(2) After such proclamation, the penalties imposed by this Regulation in respect of such wild bird shall in the Protectorate or in any part thereof as the case may be, mentioned in such proclamation, apply only to offences committed during the time specified in such proclamation. Penalties to apply only to offences committed during the time specified in proclamation.

(3) Such proclamation shall be published in the *Western Pacific High Commission Gazette*.

(4) A copy of the Gazette containing any such proclamation shall be evidence in all courts and for all purposes of the same having been made.

14. The Resident Commissioner may from time to time issue a schedule of birds for the purposes of section 3 of this Regulation and a schedule of birds for the purposes of section 4 of this Regulation. Resident Commissioner may issue Schedules.

15. King's Regulation No. VIII of 1913 "To Govern the Prohibition of the Export of Birds or the Plumage or Skins of Birds from the Protectorates of the British Solomon Islands and the Gilbert and Ellice Islands" is hereby repealed. Repeal.

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Published and exhibited in the Public Office of the High Commissioner for the Western Pacific this twenty-fifth day of April, one thousand nine hundred and fourteen.

By Command,

C. H. HART-DAVIS,

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

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