

WESTERN PACIFIC HIGH COMMISSION.

No. 10 of 1919



[L.S.]

C. H. RODWELL,

High Commissioner.

29th November, 1919.

KING'S REGULATION

TO PROVIDE FOR THE DEPORTATION FROM THE KINGDOM OF TONGA OF FORMER ENEMY ALIENS IN CERTAIN EVENTS.

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.

[29th November, 1919.]

1. This Regulation may be cited for all purposes as the Former Enemy Aliens Deportation Regulation 1919. SHORT TITLE.

2.—(1) Where a former enemy alien ^{who} is an alien within the meaning of the Aliens Exclusion Ordinance 1919 of the Kingdom of Tonga is at the date of the commencement of this Regulation within the Kingdom of Tonga or shall be within the Kingdom at any time subsequent to the date of the commencement of this Regulation it shall be lawful for the High Commissioner if he shall deem it to be conducive to the public good to make an order requiring any such former enemy alien to leave the Kingdom within such time as shall be specified in the order and thereafter to remain outside the Kingdom unless such former enemy alien shall be granted a permit to land in the Kingdom by virtue of the Aliens Exclusion Ordinance 1919 of the Kingdom of Tonga. FORMER ENEMY ALIENS MAY BE ORDERED TO LEAVE THE KINGDOM.

(2) An order made by the High Commissioner under subsection one of this section may be in the form contained in Schedule A to this Regulation.

DEPORTATION
IN CERTAIN
CASES.

3.—(1) In the event of any former enemy alien who shall have been ordered to leave the Kingdom as aforesaid not having done so within such time as shall be specified in the order then and in every such case His Britannic Majesty's Agent and Consul may in writing order the deportation from the Kingdom of such former enemy alien and any former enemy alien with respect to whom such an order is made shall be deported as soon as may be from the Kingdom at the cost of the General Revenue of the Kingdom if need be.

(2) An Order for Deportation may be in the form set out in Schedule B to this Regulation.

(3) The form of Warrant of Deportation set out in Schedule C to this Regulation may be used in proceedings under this section.

INQUIRY IN
CERTAIN CASES.

4.—(1) The High Commissioner may if he thinks fit before making an order under subsection one of section two of this Regulation refer the case for such inquiry as is specified in subsection two of this section.

(2) An inquiry under this section shall be held by a Committee constituted for the purpose by the High Commissioner presided over by such person as the High Commissioner may appoint and shall be conducted in such manner as the High Commissioner may direct. Provided that any such inquiry may if the High Commissioner thinks fit instead of being held as aforesaid be held by the Chief Justice of Tonga and the practice and procedure on any inquiry so held shall be regulated by Rules of Court. A Committee appointed under this section shall have all such powers rights and privileges as are vested in the High Commissioner's Court on the occasion of any action in respect of the following matters—

(a) the enforcing the attendance of witnesses and examining them on oath affirmation or otherwise and the issue of a commission or a request to examine witnesses abroad; and

(b) the compelling the production of documents; and

(c) the punishing of persons guilty of contempt;

and a summons signed by one or more members of the Committee may be substituted for and shall be equivalent to any formal process capable of being issued in any action for enforcing the attendance of witnesses and compelling the production of documents.

SCHEDULES.

SCHEDULE A (SECTION 2).

Order requiring Former Enemy Alien to Leave the Kingdom.

WHEREAS in pursuance of subsection one of section two of the Former Enemy Aliens Deportation Regulation 1919 I deem it to be conducive to the public good that you.....(a former enemy alien within the meaning of the Aliens Exclusion Ordinance 1919 of the Kingdom of Tonga) should leave the Kingdom.

Now therefore by virtue of the powers vested in me by the Former Enemy Aliens Deportation Regulation 1919 I do by this Order require you the above-named.....to leave the Kingdom within the space of.....from the date of this Order and.....thereafter to remain outside the Kingdom unless you shall be granted a permit to land in the Kingdom by virtue of the aliens Exclusion Ordinance 1919 of the Kingdom of Tonga.

Dated this.....day of.....19.....

.....
High Commissioner.

SCHEDULE B (SECTION 3).

Order for Deportation.

WHEREAS.....of.....a former enemy alien within the meaning of the Aliens Exclusion Ordinance 1919 of the Kingdom of Tonga has disobeyed an Order made against him by the High Commissioner on the.....day of.....19..... requiring him to leave the Kingdom within the space of..... from the date of the said Order:

Now therefore by virtue of the powers in me vested by subsection one of section three of the Former Enemy Aliens Deportation Regulation 1919 I do hereby order that the said.....be deported from the Kingdom within the space of.....from the date of this Order.

Dated this.....day of.....19.....

.....
His Britannic Majesty's Agent
and Consul.

SCHEDULE C (SECTION 3).

Warrant of Deportation.

To
(Officers and persons who are to execute Warrant).

WHEREAS.....of.....a former enemy alien within the meaning of the Aliens Exclusion Ordinance 1919 of the Kingdom of Tonga has been ordered to be deported from the Kingdom.

You are therefore hereby commanded with proper assistance to take and arrest the said.....and to detain him in your custody until he can be deported from the Kingdom and for so doing this shall be your sufficient authority.

Dated this.....day of.....19.....

.....
His Britannic Majesty's Agent and Consul.

Published and exhibited in the Public Office of the High Commissioner for the Western Pacific this twenty-ninth day of November one thousand nine hundred and nineteen.

By Command,
ROGER GREENE,
Secretary to His Britannic Majesty's High
Commissioner for the Western Pacific.

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