

British Guiana.

REGULATIONS RESTRICTING AND CONTROLLING THE MOVEMENTS OF PERSONS TRAVELLING TO, OR INTENDING TO TRAVEL FROM, THE COLONY MADE BY THE GOVERNOR UNDER THE PROVISIONS OF THE EMERGENCY POWERS (DEFENCE) ACT, 1939, AS EXTENDED TO THE COLONY BY THE EMERGENCY POWERS (COLONIAL DEFENCE) ORDER IN COUNCIL, 1939.

1. These Regulations may be cited as the Defence (Control of Travellers) Regulations, 1939, and shall come into force upon the date of their publication in the *Gazette*. Short title and commencement.

2. In these Regulations—

“traveller” includes—

(a) any person entering the Colony from any place outside the Colony; and

(b) any person leaving the Colony for any place outside the Colony;

“vessel” means any ship or boat, or any other description of craft used in navigation, which is proceeding, either directly or indirectly, to any port or place outside the Colony and includes any aeroplane proceeding, either directly or indirectly, to any place outside the Colony. Interpretation.

A.—TRAVELLERS LEAVING THE COLONY.

All travellers leaving the Colony to have permits.

3. No person, other than those described in the First Schedule hereto, shall leave, or attempt to leave, the Colony unless in possession of a valid permit.

Permits issued by the Commissioner of Police or other duly appointed Police Officer.

4. Permits shall be issued by the Commissioner of Police (herein after referred to as "the Permit Officer") or by any police officer appointed in that behalf by the Commissioner of Police (herein after included in the expression "the Permit Officer").

Applications for permits.

5. (1). All applications for permits shall be addressed to the Permit Officer in writing and shall state—

- (a) name of the applicant ;
- (b) nationality of the applicant ;
- (c) occupation of the applicant ;
- (d) applicant's final destination ;
- (e) route applicant intends to take ;
- (f) applicant's reason for travelling ;

and, if the applicant wishes to travel by sea or air, the application shall also state—

- (g) name, or other adequate description, of the vessel in which the applicant desires to travel ; and
- (h) date of departure of the vessel.

(2) An applicant shall forward his passport together with his application for a permit.

(3) An applicant shall provide any other information which the Permit Officer may require.

Alien's passport to be indorsed with valid visa.

6. (1) A permit shall not be issued to any alien unless the passport of such alien is indorsed with a visa, dated after the 3rd day of September, 1939, and not more than one month before the date of the application for the permit, authorising the journey.

(2) Except with the permission of the Governor—

- (a) no visa shall be indorsed on the passport of an enemy alien ; and
- (b) no permit shall be issued to an enemy alien.

Powers of Permit Officer.

7. Subject to the provisions of the preceding regulation a Permit Officer may, at his discretion,—

- (a) issue a permit to an applicant ;
- (b) decline to issue a permit to an applicant ;
- (c) issue a permit to an applicant authorising him to travel to his destination by a route other than that named by the applicant.

8. (1) All permits shall be in the Form A of the Second Schedule hereto and shall be prepared in triplicate.

Issue of permits.
Form A

(2) The original and duplicate copy of the permit shall be given to the applicant and the Permit Officer shall file the triplicate copy thereof in his office.

9. When any traveller—

Duplicate copy of permit to be surrendered when leaving Colony.

(a) embarks on any vessel, he shall surrender the duplicate copy of his permit to the member of the police force on duty at the gangway;

(b) leaves the Colony by a land route, he shall surrender the duplicate copy of his permit to the person in charge of the police post nearest the frontier on the route by which he is travelling.

10. Every traveller shall retain in his possession the original permit.

Original permit to be retained by traveller.

11. Subject to the provisions of the preceding regulation no permit shall be transferred to any other person and any such transfer, or attempted transfer, shall render the permit void.

Permits not to be transferred.

12. Every traveller shall, at any time, upon demand being made, produce his permit for the inspection of any member of the police force or any officer of customs.

Permits to be produced for inspection upon demand being made.

13. (1) Any alien desiring a visa shall make application therefor to the Commissioner of Police and shall forward his passport together with his application.

Application for visas.

(2) Every applicant for a visa shall provide the information required by regulation 5 (1) hereof and shall, in addition, state—

(a) whether he intends to return to the Colony; and, if so,

(b) the period during which he expects to be absent from the Colony; and

(c) whether or not he has previously resided in, or visited the country to which he now desires to travel.

14. (1) The Commissioner of Police may, at his discretion, grant, or refuse to grant, a visa.

Grant of visa.

(2) Every visa granted by the Commissioner of Police shall state clearly the date upon which such visa shall cease to be effective.

B.—TRAVELLERS ENTERING THE COLONY.

15. No person, being of the age of sixteen years or over, shall enter the Colony unless in possession of a valid passport issued to him.

No entry into the Colony without a passport.

16. No alien shall enter the Colony unless in possession of a passport issued to himself and indorsed with a visa, signed by a British

Alien's passport to be indorsed with valid visa.

Consul or Passport Officer after the 3rd day of September, 1939, authorising the said alien to enter the Colony ;

Provided that any alien who satisfies the Immigration Officer that he departed from any country, other than an enemy country, at the start of his journey prior to the abovementioned date may, at the discretion of the Immigration Officer, be permitted to enter the Colony without being in possession of a valid visa.

Alien to produce passport on demand.

17. An alien shall, at any time, upon demand being made by any police officer, officer of customs or a Justice of the Peace, produce his passport for inspection by the said officer or Justice.

Offences.

18. Any person who—

- (a) embarks, or attempts to embark, on any vessel without being in possession of a valid permit ;
- (b) enters, or attempts to enter, the Colony when not in possession of a passport ;
- (c) being an alien not exempted by the proviso to regulation 16, enters, or attempts to enter the Colony without having a valid visa ;
- (d) forges, defaces or in any manner alters any permit, passport or visa ;
- (e) utters a forged permit or a permit either not in his own name or not issued to him ;
- (f) transfers, or attempts to transfer, a permit to any other person ;
- (g) declines, neglects or refuses to produce either his passport or his permit when required so to do by any person authorised by these Regulations to demand such production ;
- (h) makes a false statement or omits any material fact in any application for the issue of a permit or visa ;
- (i) assists any other person in evading, or attempting to evade, any of the requirements of these Regulations ; or
- (j) does any other act contrary to the provisions of these Regulations, or omits to do anything required to be done by these Regulations ;

shall be guilty of an offence.

Penalties.

19. A person convicted of an offence against these Regulations shall be liable on conviction to be sentenced to pay a fine not exceeding five hundred dollars or to imprisonment with or without hard labour for a term not exceeding six months, or to both such fine and imprisonment.

Prosecutions.

20. All prosecutions and proceedings for offences, forfeitures and penalties under these Regulations may be instituted under the Summary Jurisdiction Ordinances by the Commissioner of Police or by any police officer authorised by him in writing.

Made this eleventh day of September, 1939.

E. J. WADDINGTON,
Acting Governor.

FIRST SCHEDULE.**(REGULATION 3).**

(a) Persons in the service of the Crown (including persons in the service of a Dominion Government) but not their wives or their children over the age of sixteen years;

(b) duly accredited representatives of foreign Diplomatic Missions and members of their official or domestic staff (if not British subjects);

(c) foreign Consuls de Carriere appointed to the Colony;

(d) duly accredited officials of Allied Governments;

(e) Police Officers on duty;

(f) children under sixteen years of age;

(g) aliens holding transit visas.

SECOND SCHEDULE.

FORM A.
(Reg. 8 (1)).

BRITISH GUIANA.

PERMIT.

No.

(Defence (Control of Travellers) Regulations, 1939).

Permission is hereby granted to (1)

of (2).....

to leave the Colony by (3).....

on (4)..... for the purpose of travelling

to (5).....(6).....

..... will be accompanied by (7).....

Number of passport.....Country issuing passport.....

.....193 . (Signed).....

(Rank).....

Permit Officer.

- (1) Name of traveller.
 (2) Address of traveller.
 (3) Name of ship or description of aeroplane or, if travelling by land, the route to be followed.
 (4) Date of proposed departure.
 (5) Final destination.
 (6) Name of traveller.
 (7) Name of persons *not* requiring permits.