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BRITISH GUIANA

REGULATIONS

MADE UNDER

THE EMERGENCY POWERS ORDERS IN COUNCIL

1939—1963

UNDER SECTION 6 OF THE EMERGENCY POWERS ORDERS IN COUNCIL, 1939-1963, AND BY VIRTUE AND IN EXERCISE OF ALL POWERS ENABLING ME IN THAT BEHALF, I HEREBY MAKE THE FOLLOWING REGULATIONS:—

Citation.

1. These Regulations may be cited as the Emergency Powers (Amendment) (No. 5), Regulations 1964, and shall be construed and read with the Emergency Powers Regulations 1964, hereinafter referred to as the Principal Regulations, and any Regulations amending the same.

Revocation
and replace-
ment of
regulation 44.

2. Regulation 44 of the Principal Regulations is hereby revoked and the following new regulation substituted therefor —

“Power to
arrest without
warrant and
use of force.

44. Any member of the Police Force or any member of Her Majesty's Forces acting in the course of his duty as such may arrest without warrant any person who he has reasonable ground for suspecting has acted or is acting or is about to act in a manner prejudicial to public safety or to public order or to have committed or is committing or is about to commit an offence against these Regulations; and such member of the Police Force or such member of Her Majesty's Forces may take such steps and use such force as may appear to him to be reasonably necessary for effecting the arrest or preventing the escape of such person.”

Addition of
new regula-
tion 49B.

3. The Principal Regulations are hereby amended by the insertion after regulation 49A of the following new regulation —

“Safe custody
of firearms
and ammu-
nition.

49B (1) Any person to whom a firearm licence has been issued under the Firearms Ordinance who fails to ensure that all reasonable precautions are taken to ensure the safe custody of any firearm described in, or of any ammunition authorised to be held by, such licence or who fails to report immediately to a member of the Police Force any change in his address or the loss of or the disposal by any means whatsoever of any such firearm or ammunition shall be guilty of an offence and shall on summary conviction be liable to a fine not exceeding one thousand dollars or to imprisonment for a term not exceeding one year or to both such fine and imprisonment.

(Cap. 345) (2) Where a person is convicted of an offence against this regulation the provisions of section 40 of the Firearms Ordinance (which relate to forfeiture of firearms and cancellation of licences) shall apply in like manner as if such person had been convicted of an offence against that Ordinance.”

Made this 18th day of July, 1964.

RICHARD E. LUYT,
Governor.

EXPLANATORY NOTE

(This note is not part of the Regulations but is intended to indicate their general purport)

1. These regulations further amend the Emergency Powers Regulations, 1964 (“the Principal Regulations”).
2. Regulation 2 of these regulations revokes and replaces regulation—44 of the Principal Regulations so that the circumstances in which force may be used to arrest persons are defined in the law.
3. Regulation 3 adds a new regulation 49B to the Principal Regulations. This prescribes penalties of up to a year’s imprisonment and/or a fine of up to \$1000 for failure to provide for the safe custody of or to report the loss of firearms and ammunition held under licence and kindred offences.