

## CHAPTER 78.

## PREVENTION OF CRIMES.

*List of Subsidiary Legislation.*

1. Register of convicted persons.
2. The Prisoners Identification Regulations.

## REGISTER OF CONVICTED PERSONS.

The Governor, under the powers conferred on him by section 5 (1) of the Prevention of Crimes Ordinance, has prescribed as follows with regard to the form of, and particulars to be contained in, the Register of Convicted Persons to be kept under the above mentioned section, and the classes of prisoners to which the provisions shall apply—

Form of Register.

1. The Register shall be kept in such form as the Commissioner of Police shall deem most suitable for the accurate record of the particulars required to be kept therein.

Particulars to be recorded.

2. The Register shall contain the following particulars relative to each person recorded therein—

- (a) name, age, colour and sex;
- (b) family antecedents;
- (c) last known address;
- (d) photographs;
- (e) measurements;
- (f) previous convictions.

Classes of prisoners to whom the Register shall apply.

3. The Register shall relate to prisoners convicted of the following offences—

- (1) all indictable offences;
- (2) all summary conviction offences involving fraud or dishonesty, assault on or injury to the person, malicious damage to property, riotous disturbance, vagrancy, indecency and obscenity, keeping a brothel and Sunday trading;
- (3) any offence in connection with the sale, purchase, possession or removal of Indian hemp, opium, food and drugs, poisons, spirits and intoxicating liquors;
- (4) any offence committed with intent to evade the payment of customs duties;

(5) the offences of, driving a motor car recklessly, negligently or to the danger of the public; for being drunk in charge of a motor car; for overloading a motor car; or for driving a motor car without a licence;

(6) the illegal practice of medicine, dentistry, midwifery and nursing;

(7) a second or subsequent conviction for breach of the peace;

(8) a second or subsequent conviction for fighting;

(9) the attempt to commit or the inciting to commit any of the above-mentioned offences.

*Prescribed by the Officer Administering the Government this 11th day of July, 1929.*

### REGULATIONS

*made by the Governor in Council on the 11th February, 1929 for the measuring and photographing of prisoners.*

1. These regulations may be cited as the Prisoners Identification Regulations. Short title.

2. In these regulations the following expressions have the meanings assigned to them— Interpretation.

“crime” means any felony, or the offence of uttering false or counterfeit coin, or of possessing counterfeit gold or silver coin, or of obtaining goods or money by false pretences, or of conspiracy to defraud, or any misdemeanour under section 228 of the Criminal Law (Offences) Ordinance; Cap. 10.

“criminal prisoner” means any prisoner charged with or convicted of crime.

3. Subject as hereinafter mentioned, a criminal prisoner may be photographed and measured at any time during his imprisonment. When prisoner to be measured and photographed.

4. He shall be photographed either in the dress of the prison or in the dress he wore at the time of his arrest or trial, or in any other dress suitable to his ostensible position and occupation in life. Dress for purposes of photographs.

The photograph to be taken shall include a photograph of the full face, and a photograph of the true profile of the prisoner.

Measurements to be taken.

5. The measurements to be taken may include—  
 the length and breadth of the head;  
 the length and breadth of the face;  
 the length and breadth of the ears;  
 the length of either foot;  
 the length of the fingers of either hand;  
 the length of the cubit and hand, either right or left;  
 the span of the arms;  
 the prisoner's height when standing;  
 the prisoner's height when sitting;  
 the size and relative position of every scar and distinctive mark upon any part of the body. The external filament of the fingers and thumbs of both hands—to be taken by pressing them, first upon an ink plate, and then upon paper or cardboard, so as to leave a clear print of the skin surface.

Untried criminal prisoner not to be measured or photographed without consent of Attorney General.

6. An untried criminal prisoner shall not be photographed or measured while in prison without the order in writing of the Attorney General upon an application in writing signed by an officer of the Police Force not below the rank of county superintendent. All such applications shall set forth that from the character of the offence with which the prisoner is charged or for other reasons to be stated, there are grounds for suspecting that he has been previously convicted, or has been engaged in crime, or that for any other cause to be stated his photograph and measurements are required for the purpose of justice.

Destruction or delivering of photographs and measurements to certain untried prisoners.

7. When an untried prisoner who has not been previously convicted of crime shall have been photographed and measured under the last preceding regulation, if he be discharged by the magistrate or acquitted upon his trial, all photographs (both negatives and copies), finger print impressions, and records of measurements so taken, shall be forthwith destroyed or handed over to the prisoner.
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