

SECOND SUPPLEMENT  
TO THE  
FEDERATED MALAY STATES  
GOVERNMENT GAZETTE

OF FRIDAY, THE 29TH OF SEPTEMBER, 1916.

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PUBLISHED BY AUTHORITY.

FRIDAY, 6TH OCTOBER, 1916.

The following Notifications are, by direction of the Chief Secretary to Government, published for general information.

M. S. H. McARTHUR,  
*Under Secretary, F.M.S.*

No. 3173.—Draft of an Enactment to amend “The Railways Enactment, 1912.”—

*DRAFT.*

FEDERATED MALAY STATES.

ENACTMENT No. OF 191 .

An Enactment to amend “The Railways Enactment, 1912.”

[ , 191 . ]

*President of the Federal Council.*

IT is hereby enacted by the Rulers of the Federated Malay States in Council as follows:

1. (i) This Enactment may be cited as “The Railways Enactment, 1912, Amendment Enactment, 1916,” and shall come into force on the publication thereof in the *Gazette*. Short title, commencement and construction.

(ii) This Enactment shall be read and construed as one with “The Railways Enactment, 1912,” hereinafter called “the principal Enactment,” and any copies of the principal Enactment printed after the commencement of this Enactment may be printed with the amendments made by this Enactment.

2. Immediately after section 23 of the principal Enactment there is inserted a new section, to be numbered 23A, as follows: New section 23 A.

“23A. (i) Any railway official or other person generally or specially authorized in writing by the General Manager to act for the Railway Administration in respect of any judicial proceeding instituted or to be instituted by or against the Railway Administration in any Court of civil jurisdiction shall be deemed to be the recognized agent by whom appearances, acts and applications under “The Civil Procedure Code, 1902,” in respect of such judicial proceedings may be made or done on behalf of the Railway Administration. Conduct of suits on behalf of Railway Administration.

“(ii) Any railway official generally or specially authorized in writing by the General Manager in that behalf may, subject to the provisions of “The Criminal Procedure Code, 1902,” conduct the prosecution in any Court of summary criminal jurisdiction of any person who is accused of any offence against this Enactment or of any offence committed upon a railway.” Authority to prosecute in certain cases.

Repeal of section 33 and substitution of new section therefor.

Fares to be prepaid. Passenger tickets to be given up on demand.

3. Section 33 of the principal Enactment is repealed and the following new section is substituted therefor:

"33. No person shall enter any carriage used on a railway or any steamer or other vessel used for carrying on the traffic of a railway, for the purpose of travelling therein, without having first paid his fare and obtained a ticket. Every person desirous of travelling on the railway shall, upon payment of his fare, be furnished with a ticket specifying the class of carriage or accommodation for, and the station or place from and the station or place to which the fare has been paid, and shall, when required, show his ticket to any railway officials duly authorized to examine the same, and shall deliver up such ticket upon demand to any of the railway officials duly authorized to collect tickets. Any person travelling without a ticket or not producing or delivering up his ticket as aforesaid shall be liable to pay the fare for the distance travelled or where there is any doubt as to the station or place from which he started the fare from the station or place from which the train, steamer or vessel originally started and in addition a special charge of fifty cents, twenty-five cents or ten cents according as he travelled in a carriage or enjoyed accommodation of the first, second or third class. Any such payment may be enforced in the same manner as any fine imposed under this Enactment."

Amendment of section 34.

4. Section 34 of the principal Enactment is amended by deleting the first three lines of the said section down to and including the word "train" and by substituting therefor the following words:

"The fare and freight paid for the conveyance of passengers or goods by any particular train, steamer or other vessel shall be deemed to be accepted only upon condition that there be room in such train, steamer or other vessel for the passengers or goods to be conveyed."

Amendment of sections 38, 39 and 41.

5. Sections 38, 39 and 41 of the principal Enactment are amended by inserting immediately after the word "shall" in the last line of each of the said sections the words "if a passenger".

Amendment of section 48.

6. Section 48 of the principal Enactment is amended by deleting the word "six" in the first line of the said section and substituting therefor the word "eight".

Amendment of section 64.

7. Section 64 of the principal Enactment is amended

(a) by deleting the words "negligently shall omit" in the fourth line of the said section and by substituting therefor the words "shall refuse or neglect"; and

(b) by deleting the words "the omission or negligent performance thereof would be" in the sixth and seventh lines of the said section and by substituting therefor the words "the refusal or neglect to perform the same or the improper performance thereof, as the case may be, is".

Amendment of section 67.

8. Section 67 of the principal Enactment is amended by deleting the words "before a Magistrate" in the sixth line of the said section and by substituting therefor the words "to the nearest police station".

RAILWAYS AMENDMENT.

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OBJECTS AND REASONS.

The principal objects of this Bill are the following:

- (a) To enable railway officials to appear before certain Courts and to conduct cases in which the Railway Administration is interested;
- (b) To apply the provisions relating to the prepayment of fares and the conditions on which fares and freight are accepted to fares and freight payable for carriage by steamers and other vessels employed by the Railway Administration;
- (c) To remove doubts as to whether persons other than passengers are punishable for doing the acts prohibited by sections 38, 39 and 41 of the principal Enactment; and
- (d) To remove doubts as to whether a railway official who refuses to perform his duty is punishable under the provisions of section 64 of the principal Enactment.

KUALA LUMPUR,  
26th September, 1916.

M. H. WHITLEY,  
*Acting Legal Adviser, F.M.S.*

**No. 3174.— “THE INVENTIONS ENACTMENT, 1914.”**

IN exercise of the powers conferred on him by section 58 of “The Inventions Enactment, 1914,” the Chief Secretary to Government makes the following rule:

Forms A and B contained in the second schedule to “The Inventions Enactment, 1914,” are amended by adding to the said Forms the declaration hereinafter set forth which shall be signed by the applicant or applicants, as the case may be, for a grant of exclusive privileges:

DECLARATION.

I  
We do hereby declare that the answers written against the questions herein contained are the answers given by <sup>me</sup><sub>us</sub> to the said questions and are in every case the true answers.

Questions.	Answers. (State “Yes” or “No.”)
1. Are you a subject of a State at war with His Britannic Majesty? ... ..	
2. Are you a Company (or Firm) constituted in and carrying on business in the territory of a State at war with His said Majesty? ... ..	
3. Are you a person resident and carrying on business in the territory of a State at war with His said Majesty? ... ..	
4. If the invention declared in the application for a patent or specification has been communicated to you by some other person, is that other person a subject of a State at war with His said Majesty, a Company (or Firm) constituted and carrying on business in the territory of such State, or a person resident and carrying on business in the territory of such State? ... ..	
5. Are you a Company the business whereof is managed or controlled by subjects of a State at war with His said Majesty or is carried on wholly or mainly for the benefit of or on behalf of such subjects, notwithstanding that the Company is registered within His said Majesty's dominions? ... ..	

Dated the.....day of....., 19....

.....  
(Signature)

**No. 3175.**—"THE PUBLIC EMERGENCY ENACTMENT, 1914."

PROHIBITION OF THE EXPORTATION OF CERTAIN ARTICLES  
TO SWEDEN.

WHEREAS by section 2 B of "The Public Emergency Enactment, 1914," it is enacted that the High Commissioner may by notification in the *Gazette* prohibit the exportation of any animal or thing from the Federated Malay States to any country, territory or place therein specified :

AND WHEREAS by virtue of Notification No. 2248, published in the *Gazette* on the 11th July, 1916, and modified by Notifications Nos. 2410, 2666 and 3008 of the 24th July, 25th August and 21st September, 1916, respectively, certain goods are now prohibited to be exported to the Kingdom of Sweden :

AND WHEREAS it is expedient to prohibit the exportation to Sweden of all articles whatsoever other than those hereinafter excepted :

NOW THEREFORE in virtue and exercise of the powers aforesaid His Excellency prohibits the exportation of the following articles to all ports and destinations in Sweden—*viz.* :

All articles which are not by virtue of any notification for the time being in force, made under "The Public Emergency Enactment, 1914," as amended by any Enactment, prohibited to be exported to Sweden, except:

1. Printed matter of all descriptions.
2. Empty receptacles returned to Sweden.
3. Worn clothing and other personal effects.
4. Live animals other than animals ordinarily used for human food.

**No. 3176.**—PASSPORTS.—It is hereby notified for public information that in future passports will not be sent by post to private individuals in the Straits Settlements or in the Malay States.

Applications for passports may be made as heretofore by post, but the passports will be delivered personally at the office of the Colonial Secretary, Singapore, the Resident Councillor, Penang, or the Resident, Malacca.

It should be stated in the form of application for passport or covering letter, at which of the above-named offices delivery of the passport will be taken.

The passports of persons resident in the Federated Malay States will, unless otherwise desired in the application, be delivered personally to the applicants within the usual office hours :

- (a) in the case of persons resident in Perak, at the office of the Secretary to Resident, Taiping ;
- (b) in the case of persons resident in Selangor, at the office of the British Resident, Kuala Lumpur ;
- (c) in the case of persons resident in Negri Sembilan, at the office of the British Resident, Seremban ;
- (d) in the case of persons resident in the inland districts of Pahang, at the office of the Resident, Kuala Lipis ;
- (e) in the case of persons resident in the coast districts of Pahang, at the Colonial Secretary's Office, Singapore.

Applicants resident in the Federated Malay States who prefer to take delivery of their passports at one or other of the offices in the Straits Settlements above mentioned, are requested to state this when forwarding the form of application, when arrangements will be made accordingly.

All names should be written distinctly.

Notification No. 1792, published in the *Gazette* on the 27th May, 1916, is hereby cancelled.

**No. 3177.**—PASSPORTS FOR VISITORS TO JAPAN.—British subjects intending to visit Japan are informed that in order to avoid inconvenience it is advisable to furnish themselves with formal passports.

**No. 3178.**—THE UNITED KINGDOM IMPORTATION RESTRICTIONS.—In continuation of Notifications Nos. 1518, 1592, 1789, 2101, 2404, 2670 and 3009, published in the *Gazette* on the 8th, 16th and 27th May, 30th June, 22nd July, 25th August and 21st September, 1916, respectively, the following Proclamation by His Britannic Majesty is published for general information:

BY THE KING.

A PROCLAMATION FOR PROHIBITING THE IMPORTATION OF CERTAIN ARTICLES INTO THE UNITED KINGDOM.

GEORGE, R. I.

WHEREAS by section forty-three of the Customs Consolidation Act, 1876, it is provided that the importation of arms, ammunition, gunpowder, or any other goods may be prohibited by Proclamation:

AND WHEREAS it is expedient that the importation into the United Kingdom of certain goods should be prohibited as hereinafter provided:

NOW, THEREFORE, We, by and with the advice of Our Privy Council, in pursuance of the said Act and of all other powers enabling Us in that behalf, do hereby proclaim, direct and ordain as follows:

As from and after the Twenty-first day of August, 1916, subject as hereinafter provided, the importation into the United Kingdom of the following goods is hereby prohibited—*viz.*:

Chestnut extract.

Such lacquered wares as were expressly excepted from the prohibition on the importation of furniture, manufactured joinery, and other wood manufactures which was imposed by the Prohibition of Import (No. 4) Proclamation, 1916.

Glass, window and sheet.

Glass, plate.

Table ware of glass.

Provided always, and it is hereby declared, that this prohibition shall not apply to any such goods which are imported under licence given by or on behalf of the Board of Trade, and subject to the provisions and conditions of such licence.

This Proclamation may be cited as the Prohibition of Import (No. 9) Proclamation, 1916.

Given at Our Court at *Buckingham Palace*, this Eighteenth day of August, in the year of Our Lord One thousand nine hundred and sixteen, and in the Seventh year of Our Reign.

GOD SAVE THE KING!

**No. 3179.**—CUSTOMS DUTIES ENACTMENT.—For the period from the 13th to 19th October, 1916, inclusive, the value of the highest grade of rubber is fixed at two shillings and four pence one-quarter penny per lb., and the duty on cultivated rubber on which export duty is leviable on an *ad valorem* basis in accordance with the Rules under the Customs Duties Enactment, will be assessed on a price of \$120 per pikul for all grades.