

## CHAPTER 165.

## WIRELESS TELEGRAPHY.

## ARRANGEMENT OF SECTIONS.

## SECTION.

1. Short title.
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3. Grant of licences.
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## CHAPTER 165.

## WIRELESS TELEGRAPHY.

An Ordinance to provide for the Regulation of Wireless Tele-  
graphy.

11 of 1913.  
32 of 1926.  
3 of 1934.  
15 of 1934.  
16 of 1942.

[24TH JUNE, 1913.]

1. This Ordinance may be cited as the Wireless Telegraphy Ordinance, and shall apply to the Colony and Protectorate. Short title.

2. In this Ordinance, "wireless telegraphy" means any system of communication by telegraph without the aid of any wire connecting the points from, and at which, the messages or other communications are sent or received: Interpreta-  
tion.

Provided that nothing in this Ordinance shall prevent any person from making or using electrical apparatus for actuating machinery, or for any purpose other than the transmission of messages.

The expression "transmission" where used in this Ordinance in relation to messages includes the reception as well as the sending of messages.

3. (1) A person shall not establish any wireless telegraph station or install or work any apparatus for wireless telegraphy in any place, or on board any ship registered in the Colony, except under, and in accordance with, a licence granted in that behalf by the Governor. Grant of  
licences

(2) Every such licence shall be in such form and for such period as the Governor may determine, and shall contain the terms, conditions and restrictions on and subject to which it is granted.

(3) Subject to such exemptions as the Governor in Council may by Order provide, the fee for each such licence shall be in accordance with rules made under section 5 of this Ordinance.

Wireless.  
telegraphy  
on ship.

4. A person shall not work any apparatus for wireless telegraphy installed on any merchant ship, whether British or foreign, while that ship is in the territorial waters of the Colony or Protectorate, otherwise than in accordance with rules under this Ordinance.

Power to  
make rules.

5. (1) The Governor in Council may make rules—

(a) prescribing the form and manner in which applications for licences under this Ordinance are to be made;

(b) prescribing the fees to be paid on the grant of any such licence; and

(c) generally for carrying into effect the purposes of this Ordinance.

(2) The rules in the schedule to this Ordinance shall have effect, except in so far as they may be amended or rescinded by rules made under the authority of this section.

(3) If at any time, in the opinion of the Governor in Council, an emergency has arisen in which it is expedient for the public service that Her Majesty's Government should have control over the transmission of messages by wireless telegraphy, the use of wireless telegraphy on board merchant ships while in the territorial waters of the Colony or Protectorate shall be subject to such further rules as may be made by the Governor in Council from time to time, and such rules may prohibit or regulate such use in all cases or in such cases as may be deemed desirable.

Search  
warrant.

6. If a Magistrate is satisfied by information on oath that there is reasonable ground for suspecting that a wireless telegraph station has been established without a licence in that behalf, or that any apparatus for wireless telegraphy has been installed or worked in any place, or on board any merchant ship without a licence in that behalf, or contrary to the provisions of any rules made under this Ordinance, or of any licence granted under this Ordinance, he may grant a search warrant to any

\* The rules in the schedule are printed in Volume containing the subsidiary legislation made under this chapter.

superior officer of police named in the warrant, and a warrant so granted shall authorise the officer to enter and inspect the station, place or ship, and to seize any apparatus which appears to him to be used, or intended to be used, for wireless telegraphy therein.

7. Any person who shall offend against any provisions of this Ordinance, or any of the rules made thereunder shall be liable on summary conviction, for every such offence to a fine not exceeding fifty pounds, and upon such conviction the Court may order that any apparatus for wireless telegraphy in connection with which the offence was committed shall be seized and forfeited. Penalties.

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