KING'S REGULATION

TO PROHIBIT THE SUPPLY OF INTOXICATING LIQUORS TO NATIVES OF THE PACIFIC ISLANDS.

Made by His Britannic Majesty's High Commissioner for the Western Pacific under the provisions of the Pacific Order in Council, 1893.

In the name of His Majesty, George the Fifth, by the Grace of God of the United Kingdom of Great Britain and Ireland and of the British Dominions beyond the Seas King Defender of the Faith, Emperor of India.

[31st August, 1916.]

1. This Regulation may be cited as the Liquor Regulation 1916.

2. In this Regulation:—

"Protectorate" means and includes any island or group of islands under the jurisdiction of His Britannic Majesty's High Commissioner except the Kingdom of Tonga, the New Hebrides, and the Gilbert and Ellice Islands Colony.

"Native" means and includes in its reference any native of any island in the Pacific Ocean other than a person of European descent.

"Intoxicating liquor" includes all spirituous compounds and all fermented liquors, and any mixture part whereof is spirituous or which contains fermented liquors, and any mixture or preparation containing any drug capable of producing intoxication.
3. Every person in any Protectorate who sells or gives or otherwise supplies, either directly or indirectly, to any native any intoxicating liquor, shall be liable to punishment as follows:—

(1) Imprisonment for any term not exceeding three months with or without hard labour and with or without a fine not exceeding fifty pounds; or

(2) A fine alone not exceeding fifty pounds without any imprisonment.

4. Nothing in this Regulation shall be held to apply—

(1) to a Minister of Religion giving wine in conformity with any religious rites; or

(2) to a medical man prescribing or giving liquor in doses to a patient for the purpose of curing or preventing disease or promoting restoration of health; or

(3) to a person not a publican or person employed by him who shall gratuitously prescribe or give liquor as a medicine in case of emergency or distress; or

(4) to a person supplying liquor to a native formally exhibiting an exemption granted to him as hereinafter provided.

5. His Majesty's High Commissioner for the Western Pacific may on the recommendation of the Resident Commissioner or Administrative Officer of the Protectorate concerned grant to any native a certificate exempting him from the operation of this Regulation, but every such exemption shall be subject to the conditions imposed in each case, and the High Commissioner may, at any time, cancel such certificate and may notify such cancellation in any way he may think fit. The holder of any certificate that has been cancelled shall surrender it in the manner and within the time required in the notification of cancellation under a penalty not exceeding five pounds.

6. The Liquor Regulation 1893 and the Liquor Amendment Regulation 1914 are hereby repealed, but any offence against the first-named Regulation committed before the coming into force of this Regulation may be dealt with and shall be punishable as if such Regulation were still in force.

Published and exhibited in the Public Office of the High Commissioner for the Western Pacific this thirty-first day of August, one thousand nine hundred and sixteen.

By Command,

A. L. AYTON,

Acting Secretary to His Britannic Majesty’s High Commissioner for the Western Pacific.