

*Aliens Order, 1919.*

Attorney-General's Office,  
Wellington, 14th January, 1920.

THE following Imperial Order in Council is published for general information.

F. H. D. BELL,  
Attorney-General.

ALIENS ORDER, 1919.

At the Court at Buckingham Palace, the 18th day of August, 1919.

Present :

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by virtue of the Aliens Restriction Act, 1914, His Majesty is empowered to make Orders in Council imposing restrictions on aliens :

And whereas His Majesty in exercise of the powers conferred upon Him by that Act has been pleased to impose restrictions by the Aliens Restriction Order upon aliens and to make various provisions for carrying those restrictions into effect :

And whereas it is provided by the said Act that His Majesty may by Order in Council revoke or add to any Order in Council made thereunder :

And whereas it is now expedient to revoke the said Aliens Restriction Order and to substitute therefor the provisions hereinafter appearing :

Now, therefore, His Majesty is pleased, by and with the advice of His Privy Council, to order and it is hereby ordered as follows :—

PART I.

ADMISSION OF ALIENS.

1.—(1.) An alien coming from outside the United Kingdom shall not land in the United Kingdom except with the leave of an immigration officer.

(2.) Leave shall not be given to a former enemy alien to land in the United Kingdom, except by permission of the Secretary of State.

(3.) Leave shall not be given to an alien to land in the United Kingdom unless he complies with the following conditions, that is to say :—

(a.) He is in a position to support himself and his dependants ;

(b.) Being desirous of entering the service of an employer in the United Kingdom he produces a permit in writing for his engagement issued to the employer by the Minister of Labour ;

(c.) He is not a lunatic, idiot, or mentally deficient ;

(d.) He is not the subject of a certificate given to the immigration officer by a medical inspector that for medical reasons it is undesirable that the alien should be permitted to land ;

(e.) He has not been sentenced in a foreign country for any extradition crime within the meaning of the Extradition Acts, 1870 to 1906 ;

(f.) He is not the subject of a deportation order in force under the Aliens Restriction Act, 1914, or any Order in Council thereunder, or of an expulsion order under the Aliens Act, 1905 ;

(g.) He has not been prohibited from landing by the Secretary of State ;

(h.) He fulfils such other requirements as may be prescribed by any general or special instructions of the Secretary of State.

(4.) An immigration officer may in accordance with general or special directions of the Secretary of State attach such conditions as he may think fit to the grant of permission to an alien to land, and the alien shall comply with the conditions so attached.

(5.) For the purposes of this Part of this Order the Isle of Man shall not be deemed to be outside the United Kingdom.

2.—(1.) An alien coming from outside the United Kingdom shall not land in the United Kingdom elsewhere than at an approved port.

(2.) For the purposes of this Order the ports specified in the Second Schedule to this Order shall within the limits defined therein be approved ports.

(3.) The Secretary of State may by order add any port to the list of approved ports or remove any port from that list, and prescribe or alter the limits of any approved port, and this Order shall thereupon have effect accordingly.

3.—(1.) An immigration officer or a medical inspector may inspect any alien seeking to land in the United Kingdom, and any such inspection shall be made as soon as practicable after his arrival.

(2.) For the purpose of any such inspection an alien may land subject to such conditions as may be imposed either by an immigration officer or by the Secretary of State and any alien on whom any such condition is imposed shall not, for the purposes of this Order, be deemed to have landed so long as the conditions are complied with. An alien conditionally landed may, however, be detained in the prescribed manner, and whilst so detained shall be deemed to be in legal custody. The Secretary of State may prescribe for security to be given by the owners, agents, or master of the ship in the case of aliens conditionally landed.

(3.) An alien landing in contravention of this Order and an alien arriving at any port other than an approved port may, until dealt with under this Order, be detained in such manner as the Secretary of State may direct, and whilst so detained shall be deemed to be in legal custody.

(4.) Where leave to land is refused to an alien and the ship in which he arrived is not leaving the port of arrival within 48 hours the alien may with the leave of an immigration officer be placed temporarily on shore and detained at some place approved by the Secretary of State, and whilst so detained shall be deemed to be in legal custody.

An alien so placed on shore shall not for the purpose of this Order be deemed to have landed, and shall on the first opportunity be removed from the United Kingdom by the owners, agents, or master (as the Secretary of State may direct) of the ship in which he arrived.

4. Nothing in this Part of this Order shall prevent the landing in the United Kingdom of any alien who satisfies an immigration officer either—

(i.) That he holds a prepaid ticket to some destination out of the United Kingdom and that the master or owner of the ship in which he arrived in or by which he is to leave the United Kingdom has given security to the satisfaction of the Secretary of State that, except for the purposes of transit or in other circumstances approved by the Secretary of State, the alien will not remain in, or having been rejected by another country, will not re-enter the United Kingdom, and will be properly maintained and controlled during transit ; or

(ii.) That having taken his ticket in the United Kingdom and embarked direct therefrom for some other country after a period of residence in the United Kingdom of not less than six months, he has been refused admission to that country and has returned direct therefrom to a port in the United Kingdom.

5. The master of any ship landing or embarking passengers coming from outside the United Kingdom at any port in the United Kingdom shall furnish to such person and in such manner as may be prescribed a return giving the prescribed particulars with respect to any passengers who are aliens, and any passenger shall furnish to the master of the ship any information required by him for the purpose of the return.

PART II.

SUPERVISION AND DEPORTATION OF ALIENS.

6.—(1.) An alien shall comply with the following requirements as to registration :—

(a.) He shall as soon as may be furnish to the registration officer of the registration district in which he is resident particulars as to the matters set out in the First Schedule to this Order, and shall, unless he gives a satisfactory explanation of the circumstances which prevent his doing so, produce to the registration officer either a passport furnished with a photograph and duly issued to him not more than five years previously or some other document satisfactorily establishing his nationality and identity ;

(b.) He shall furnish to the registration officer of the registration district in which he is resident particulars of any circumstance affecting in any manner the accuracy of the particulars previously furnished by him for the purpose of registration within seven days after the circumstance has occurred, and generally shall supply to the registration officer all information (including where required by the registration officer a recent photograph) that may be necessary for maintaining the accuracy of the register kept under this Order ;

(c.) He shall, if he is about to change his residence, furnish to the registration officer of the registration district in which he is then resident particulars as to the date on which his residence is to be changed, and as to his intended place of residence, and on effecting any change of residence from one registration district to another he shall within forty-eight hours of his arrival in the registration district into which he moves report his arrival to the registration officer of that district.

(d.) If at any time he is absent from his residence for a continuous period exceeding two months, he shall, on the expiration of the two months, forthwith report his current