

## **DEFENCE (GENERAL) (AMENDMENT NO. 4) REGULATIONS, 1942**

**GN No. 153 of 1942**

**27th May**

**Regulations made by the Governor under the Emergency Powers (Colonial Defence) Order-in-Council, 1939, and the Emergency Powers (Colonial Defence) (Amendment) Order-in-Council, 1940, applying the Emergency Powers (Defence) Act, 1939, and the Emergency Powers(Defence) Act, 1940, to Mauritius.**

1. These Regulations may be cited as the Defence (General) (Amendment No. 4) Regulations, 1942.

2. The following Regulation shall be inserted in the Defence (General) Regulations, 1939 after Regulation 18H.

18 I.-(1) The Governor may, whenever it shall appear to him expedient or necessary for the purpose of securing the public safety, the defence of the realm or the maintenance of public order, by order under his hand direct that any alien specified in such order shall be deported.

(2) The master of a British ship about to call at any port outside the Colony shall, if so required by the Governor, receive any alien against whom in order is made under this Regulation and his dependents, if any, on board the ship and afford him and them a passage to that port and proper accommodation and maintenance during the passage.

(3) Where a deportation order has been made with respect to any alien, and, in the opinion of the Governor-

- (a) the deportation of the alien would be impracticable or prejudicial to the efficient prosecution of the war in which His Majesty is at present engaged, and
- (b) the detention of the alien is necessary or expedient for securing the public safety, the defence of the realm, or the maintenance of public order,

the Governor may direct that the alien be detained ; and an alien detained in pursuance of any such direction shall be deemed to be in legal custody and shall be detained in such manner as the Governor may direct.

(4) The Governor may, if he thinks fit, upon an application by any alien detained under the provisions of the preceding paragraph who is aggrieved by the direction for his detention, authorize such alien to make his objections to the advisory committee set up under the provisions of

Regulation 18 of the Defence (General) Regulations 1939; and any such objections shall be dealt with by such committee, in the manner provided in the said Regulation 18 and in accordance with the procedure for which provision is made therein.

3. The Regulations published under Government Notice No. 44 of 1941 shall have effect as if-

- (1) for the figures "18" in the first line thereof there were substituted the figures and letter "18A."
- (2) for the figures and letter "18A" wherever such figures and letter thereafter occur there were substituted the figures and letters "18AA."

Approved by the Governor on the twenty-sixth day of May, one thousand nine hundred and forty-two.