

## CIVILIANS REGISTRATION ACT

### Principal Act

Act. No. 1950-18	<i>Commencement</i>	1.1.1951
	<i>Assent</i>	31.8.1950

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### SCHEDULE.

Matters with respect to which particulars are to be entered in Register.

AN ACT TO MAKE PROVISION FOR THE ESTABLISHMENT OF A CIVILIAN REGISTER, FOR THE ISSUE OF IDENTITY CARDS AND FOR MATTERS INCIDENTAL THERETO.

**Short title.**

1. This Act may be cited as the Civilians Registration Act.

**Interpretation.**

2. In this Act, unless the context otherwise requires,—

“civilian” means any person not being a member of Her Majesty's Forces or of a class prescribed;

“register” means the Register of Civilians established under this Act;

“registered person” means a person registered in the register;

“Registration Officer” means the person appointed to keep the register and to exercise such other powers and duties as may be prescribed.

**Establishment of register.**

3. (1) There shall be a register of all civilians who are now in or who may at any future time enter Gibraltar, and there shall be recorded in the register such particulars with respect to the matters specified in the Schedule as may be prescribed.

- (2) The Governor may from time to time add to or delete or vary any item in the Schedule.

- (3) The register established under the Registration of Civilians Act, 1943, repealed by this Act, shall be deemed to be the register established by this Act.

**Appointment and duties of Registration Officer.**

4. (1) The Governor may from time to time appoint a fit and proper person to be the Registration Officer for the purpose of this Act, and unless and until any other person shall be appointed the Commissioner of Police shall be the Registration Officer.

- (2) The Registration Officer shall be subject to the control of, and comply with any directions given by, the Governor.

(3) It shall be the duty of the Registration Officer to make such arrangements and do such things as are necessary for the maintenance of the register accordance with the provisions of this Act, and for that purpose to make arrangements for the preparation and issue of the necessary forms and instructions and for the collection and reception of the forms when filled in.

## **Vouching of information.**

5. The Registration Officer may require a person who has given any information in pursuance of this Act to furnish such documents or other evidence of the truth of that information as it is within the power of that person to furnish.

## **Identity carnets.**

6. (1) It shall be the duty of the Registration Officer to cause a card containing the prescribed particulars (hereinafter in this Act referred to as an identity carnet) to be issued in respect of every registered person, in accordance with regulations made under this Act.

(2) An identity carnet shall be in the form approved by the Governor.

(3) A police officer in uniform, or any other person who may be authorized in writing by the Governor or who may be authorized by regulations made under this Act, may require any person to produce his identity carnet to him or, if the person so required fails to produce it when the requirement is made, to produce it within such time, to such person and at such place as may be prescribed.

## **Regulations.**

7. (1) The Governor may make regulations prescribing anything which is required to be prescribed and generally for the purpose of carrying this Act into effect, and in particular, but without prejudice to the generality of the foregoing, such regulations may provide—

- (a) for the lodging of notices in writing by any registered person, containing particulars of any change of circumstances affecting the accuracy of such of the particulars recorded in the register in relation to that person as may be prescribed;
- (b) for the making of applications for registration by persons entering Gibraltar, containing such particulars with respect to such of the matters specified in the Schedule to this Act as may be prescribed;

- (c) for the collection or reception of such particulars with respect to registered persons dying or leaving Gibraltar as may be prescribed;
- (d) for the recording of particulars obtained under this Act in such manner, at such place and by such persons as may be prescribed;
- (e) for the entry of such new particulars regarding persons already registered as may be required by amendment of the Schedule;
- (f) for the registration or removal from the register of the name and prescribed particulars of any person in Gibraltar who becomes, or who ceases to be, a civilian;
- (g) for the entry in a identity carnet of such particulars with respect to such of the matters specified in the Schedule as may be prescribed;
- (h) for the issue of a identity carnet, either directly or otherwise, on payment of the prescribed fee, to the person to whom it relates, or to such other person as is deemed under the regulations to have authority over the person to whom it relates;
- (i) for the transfer of a identity carnet from time to time to the person who for the time being is responsible under the regulations for the custody of the identity carnet;
- (j) for the issue, subject to the payment of such fee and compliance with such conditions as may be prescribed by the regulations, of fresh identity carnets in place of identity carnets which have been lost, destroyed or defaced;
- (k) for the surrender of a identity carnet relating to a person who dies and, in such cases as may be prescribed, for the surrender of a identity carnet relating to a person who leaves Gibraltar, or ceases to be a civilian; and
- (l) for the payment of rewards to any person finding and delivering to the Registration Officer an identity carnet which has been lost.

(2) All fees received under the regulations shall be paid into the Consolidated Fund.

**Offences and penalties.**

8. (1) A person who—

- (a) in giving any information for the purposes of this Act, knowingly or recklessly makes any statement which is false in a material particular; or
- (b) with intent to deceive—
  - (i) makes a false representation that he or any other person is the person to whom a identity carnet relates; or
  - (ii) allows any other person to have possession of a identity carnet for the custody of which he is responsible under regulations made under this Act; or
  - (iii) forges a identity carnet or makes or has in his possession any document so closely resembling a identity carnet as to be calculated to deceive,

is guilty of an offence.

(2) A person who—

- (a) being a person employed for the purposes of this Act, publishes or communicates to any person, otherwise than in the ordinary course of such employment, any information acquired by him in the course of the employment; or
- (b) having possession of any information which to his knowledge has been disclosed in contravention of this Act, publishes or communicates that information to any other person,

is guilty of an offence:

Provided that nothing in this subsection shall apply to any publication or communication of information made—

- (i) for the purpose of any criminal proceedings; or
- (ii) to any person authorized by the Governor.

(3) A person who fails to comply with any requirement duly made under this Act is guilty of an offence.

(4) A person who is guilty of an offence against this Act is liable,—

## Civilians Registration

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This version is out of date

- (a) in the case of an offence against subsection (3), on summary conviction to imprisonment for one month and to a fine of £5; and
- (b) in the case of any other offence—
  - (i) on summary conviction to imprisonment for three months and to a fine of £50; or
  - (ii) on conviction on indictment to imprisonment for two years and to a fine of £100.

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This version is out of date

## SCHEDULE.

Section 3

MATTERS WITH RESPECT TO WHICH PARTICULARS ARE TO BE  
ENTERED IN REGISTER.

1. Names
2. Address
3. Date of Birth
4. Place of Birth
5. Status
6. Nationality
7. Nationality at Birth (if different)
8. Occupation