



THE BRITISH INDIAN OCEAN TERRITORY

OFFICIAL GAZETTE

No. 1 of 2020

Vol. LII

No. 1 of 2020

Published by Authority

11th day of May, 2021

APPOINTMENTS

A. The Commissioner has made the following appointments:

1. MR CHRISTOPHER PYMAN to be Administrator for the Territory in place of MS LINSEY ANN BILLING with effect from 13 January 2020, under section 7 of the British Indian Ocean Territory (Constitution) Order 2004.
2. MR CHRISTOPHER PYMAN to be Director of Fisheries for the Territory in place of MS LINSEY ANN BILLING with effect from 13 January 2020, under section 4 (1) of the Fisheries (Conservation and Management) Ordinance 2007.
3. MAJOR MARTYN HEENAN to be Acting Commissioner's Representative in place of MAJOR LEE DAVID MILDENER with effect 20 July 2020, under section 7 of the British Indian Ocean (Constitution) Order 2004.
4. MAJOR MARTYN HEENAN to be Acting Magistrate in place of MAJOR LEE DAVID MILDENER with effect 20 July 2020, under section 27 (1) of the Courts Ordinance 1983.
5. MAJOR MARTYN HEENAN to be Deputy Coroner in place MAJOR LEE DAVID MILDENER with effect 20 July 2020, under section 3 (1) of the Coroners Ordinance 1985.

6. MAJOR MARTYN HEENAN to be Fisheries Protection Officer in place of MAJOR LEE DAVID MILDENER with effect 20 July 2020, under section 4 (5) (a) of the Fisheries (Conservation and Management) Ordinance 2007.
7. COMMANDER STEVEN RONALD DRYSDALE OBE to be Commissioner's Representative in place of COMMANDER KAY BURBIDGE with effect from 15 December 2020, under section 7 of the British Indian Ocean (Constitution) Order 2004.
8. COMMANDER STEVEN RONALD DRYSDALE OBE to be Coroner for the Territory in place of COMMANDER KAY BURBIDGE with effect from 15 December 2020, under section 3 (1) of the Coroners Ordinance 1985.
9. COMMANDER STEVEN RONALD DRYSDALE OBE to be Customs Officer for the Territory in place of COMMANDER KAY BURBIDGE with effect from 15 December 2020, under section 7 of the British Indian Ocean (Constitution) Order 2004 and section 3 of the Imports and Exports Ordinance Control 2009.
10. COMMANDER STEVEN RONALD DRYSDALE OBE to be Postmaster for the Territory in place of COMMANDER KAY BURBIDGE with effect from 15 December 2020, under section 7 of the British Indian Ocean (Constitution) Order 2004 and section 5 of the Post Office Ordinance 1967.
11. COMMANDER STEVEN RONALD DRYSDALE OBE to be Magistrate for the Territory in place of COMMANDER KAY BURBIDGE with effect from 15 December 2020, under section 7 of the British Indian Ocean (Constitution) Order 2004 and section 27 (1) of the Courts Ordinance 1983.

B. The Commissioner's Representative has made the following appointments:

1. Clerk of the Magistrate's Court

Under section 35 of the Courts Ordinance 1983, the Commissioner's Representative appointed the following person to be Clerk of the Magistrate's Court for the Territory:

MS SARAH GARDE in place of MR DAVID WILLIAM MURPHY with effect from 18 June 2020.

2. Chief of Police

By virtue of the authority delegated to her by the Commissioner under section 28 of the Interpretation and General Provisions Ordinance 1993 and pursuant to section 52(1) of the Courts Ordinance 1983, the Commissioner's Representative appointed the following person to be Chief of Police:

MR FRANCIS STEWART PETTIGREW in place of MR KEVIN DONOVAL CHAMBERS with effect from 19 August 2020.

3. Senior Customs and Immigration Officer

By virtue of the authority delegated to her by the Commissioner under section 28 of the Interpretation and General Provisions Ordinance 1993, and pursuant to both section 3(a) of the Imports and Exports Control Ordinance 2009 and section 4(2) of the British Indian Ocean Territory (Immigration) Order 2004, the Commissioner's Representative appointed the following person to be Senior Customs and Immigration Officer:

MR ANDREW DUNCAN LEONARD in place of MR GRAHAM RUSSELL KIMBER with effect from 4 December 2020.

GAZETTE SUPPLEMENT

The undermentioned licences are published in the Supplement to this number of the *Official Gazette* –

1. Coin Licence Pobjoy Mint Ltd “Cutty Sark 50p”- July 2020.
2. Coin Licence Pobjoy Mint Ltd “Father Christmas”- September 2020.
3. Coin Licence Pobjoy Mint Ltd “Florence Nightingale”- December 2020.

GAZETTE LEGAL SUPPLEMENT

A. The undermentioned Ordinances are published in the Legal Supplement to this number of the *Official Gazette* –

1. Ordinance No.1 of 2020: Courts Ordinance 1983 (Amendment) Ordinance 2020
2. Ordinance No.2 of 2020: Criminal Procedure Code 2019 (Amendment) Ordinance 2020
3. Ordinance No.3 of 2020: Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) Ordinance 2020
4. Ordinance No.4 of 2020: Police and Criminal Evidence Ordinance 2019 (Amendment) Ordinance 2020.
5. Ordinance No.5 of 2020: Road Traffic Ordinance 1998 (Amendment) Ordinance 2020
6. Ordinance No.6 of 2020: Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) (No.2) Ordinance 2020.
7. Ordinance No.7 of 2020: Law Revision (Miscellaneous Provisions) Ordinance 2020.

8. Ordinance No.8 of 2020: Road Traffic Ordinance 1998 (Amendment) (No2) Ordinance 2020.
9. Ordinance No.9 of 2020: Criminal Procedure Code 2019(Temporary Measures) (Fixed Penalty Notices) Ordinance 2020.
10. Ordinance No.10 of 2020: Appropriation Ordinance 2020

B. The undermentioned Proclamation, Regulations, Approval and Extension Orders are published in the Legal Supplement to this number of the Official Gazette –

1. S.I. No.1 of 2020: The Revised Laws of the British Indian Ocean Territory Proclamation.
2. S.I. No.2 of 2020: The Visiting Vessels and Mooring Fees Permit (Amendment) Regulations 2020.
3. S.I. No.3 of 2020: Speed of Motor Vehicles Measuring Device Approval 2020.
4. S.I. No.4 of 2020: The Criminal Procedure Code 2019 (Temporary Measures) (Fixed Penalty Notices) Ordinance 2020 Extension (No.2) Order 2020.
5. S.I. No.5 of 2020: The Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) (No.2) Ordinance 2020 Extension (No.2) Order 2020.

LAWS EXTENDED TO THE TERRITORY

The undermentioned UK laws have been extended to the Territory:

1. The Global Human Rights Sanctions (Overseas Territories) Order 2020 (S.I 2020/No.773).
<https://www.legislation.gov.uk/uksi/2020/773/made/data.pdf>
2. The Lebanon (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1124).
<https://www.legislation.gov.uk/uksi/2020/1124/made/data.pdf>
3. The Iraq (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1260).
<https://www.legislation.gov.uk/uksi/2020/1260/made/data.pdf>
4. The Venezuela (Sanctions) (Overseas Territories) Order 2020(S.I 2020/No.1262).
<https://www.legislation.gov.uk/uksi/2020/1262/made/data.pdf>

5. The Burundi (Sanctions) (Overseas Territories) Order 2020 (SI.2020/No.1263).
<https://www.legislation.gov.uk/uksi/2020/1263/made/data.pdf>
6. The Burma (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1264).
<https://www.legislation.gov.uk/uksi/2020/1264/made/data.pdf>
7. The Guinea (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1266).
<https://www.legislation.gov.uk/uksi/2020/1266/made/data.pdf>
8. The Chemical Weapons (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1267).
<https://www.legislation.gov.uk/uksi/2020/1267/made/data.pdf>
9. The Bosnia and Herzegovina (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1268).
<https://www.legislation.gov.uk/uksi/2020/1268/data.pdf>
10. The Nicaragua (Sanctions) (Overseas Territories) (No. 2) Order 2020 (S.I 2020/No.1269).
<https://www.legislation.gov.uk/uksi/2020/1269/made/data.pdf>
11. The Cyber (Sanctions) (Overseas Territories) (No. 2) Order 2020(S.I 2020/No.1270).
<https://www.legislation.gov.uk/uksi/2020/1270/made/data.pdf>
12. The Republic of Belarus (Sanctions) (Overseas Territories) Order 2020(S.I 2020/No.1271).
<https://www.legislation.gov.uk/uksi/2020/1271/made/data.pdf>
13. The Zimbabwe (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1272).
<https://www.legislation.gov.uk/uksi/2020/1272/made/data.pdf>
14. The Democratic Republic of the Congo (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1281).
<https://www.legislation.gov.uk/uksi/2020/1281/made/data.pdf>
15. The Lebanon (Sanctions) (Assassination of Rafiq Hariri and others) (Overseas Territories) Order 2020 (S.I 2020/No.1282).
<https://www.legislation.gov.uk/uksi/2020/1282/made/data.pdf>
16. The Afghanistan (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1284).
<https://www.legislation.gov.uk/uksi/2020/1284/made/data.pdf>

17. The Somalia (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1285).
<https://www.legislation.gov.uk/uksi/2020/1285/made/data.pdf>
18. The Central African Republic (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1286).
<https://www.legislation.gov.uk/uksi/2020/1286/made/data.pdf>
19. The South Sudan (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1287).
<https://www.legislation.gov.uk/uksi/2020/1287/made/data.pdf>
20. The Democratic People's Republic of Korea (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1561).
<https://www.legislation.gov.uk/uksi/2020/1561/made/data.pdf>
21. The Syria (United Nations Sanctions) (Cultural Property) (Overseas Territories) Order 2020 (S.I 2020/No.1562).
<https://www.legislation.gov.uk/uksi/2020/1562/made/data.pdf>
22. The Iran (Sanctions) (Nuclear) (Overseas Territories) Order 2020 (S.I 2020/No.1563).
<https://www.legislation.gov.uk/uksi/2020/1563/made/data.pdf>
23. The Counter-Terrorism (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1564).
<https://www.legislation.gov.uk/uksi/2020/1564/made/data.pdf>
24. The Russia (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1571).
<https://www.legislation.gov.uk/uksi/2020/1571/made/data.pdf>
25. The Misappropriation (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1575).
<https://www.legislation.gov.uk/uksi/2020/1575/made/data.pdf>
26. The Unauthorised Drilling Activities in the Eastern Mediterranean (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1579).
<https://www.legislation.gov.uk/uksi/2020/1579/made/data.pdf>
27. The Syria (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1580).
<https://www.legislation.gov.uk/uksi/2020/1580/made/data.pdf>

28. The Sanctions (Overseas Territories) (Amendment) Order 2020 (S.I 2020/No.1582).
<https://www.legislation.gov.uk/uksi/2020/1582/made/data.pdf>
29. The Republic of Guinea-Bissau (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1587).
<https://www.legislation.gov.uk/uksi/2020/1587/made/data.pdf>
30. The Counter-Terrorism (International Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1588).
<https://www.legislation.gov.uk/uksi/2020/1588/made/data.pdf>
31. The Yemen (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1589).
<https://www.legislation.gov.uk/uksi/2020/1589/made/data.pdf>
32. The Mali (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1591).
<https://www.legislation.gov.uk/uksi/2020/1591/made/data.pdf>
33. The Sudan (Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1592).
<https://www.legislation.gov.uk/uksi/2020/1592/made/data.pdf>
34. The Iran (Sanctions) (Human Rights) (Overseas Territories) Order 2020 (S.I 2020/No.1598).
<https://www.legislation.gov.uk/uksi/2020/1598/made/data.pdf>
35. The Sanctions (Overseas Territories) (Revocations) Order 2020 (S.I 2020/No.1604).
<https://www.legislation.gov.uk/uksi/2020/1604/made/data.pdf>
36. The ISIL (Da'esh) and Al-Qaida (United Nations Sanctions) (Overseas Territories) Order 2020 (S.I 2020/No.1608).
<https://www.legislation.gov.uk/uksi/2020/1608/made/data.pdf>

These Orders, together with up-to-date lists of designated persons have been published on the [UK legislation website](https://www.legislation.gov.uk) and at <https://www.gov.uk/government/publications/the-uk-sanctions-list>.

CORRECTIONS

The undermentioned should have appeared in Volume LI, Issue 1 of the BIOT *Gazette* 2019:

The Commissioner has made the following appointments:

1. COMMANDER KAY BURBIDGE to be Commissioner's Representative in place of COMMANDER KAREN CAHILL with effect from 19 April 2019, under section 7 of the British Indian Ocean (Constitution) Order 2004.
2. COMMANDER KAY BURBIDGE to be Coroner for the Territory in place of COMMANDER KAREN CAHILL with effect from 19 April 2019, under section 3 (1) of the Coroners Ordinance 1985.
3. COMMANDER KAY BURBIDGE to be a Customs Officer for the Territory in place of COMMANDER KAREN CAHILL with effect from 19 April 2019, under section 7 of the British Indian Ocean (Constitution) Order 2004 and section 3 of the Imports and Exports Ordinance Control 2009.
4. COMMANDER KAY BURBIDGE to be Postmaster for the Territory in place of COMMANDER KAREN CAHILL with effect from 19 April 2019, under section 7 of the British Indian Ocean (Constitution) Order 2004 and section 5 of the Post Office Ordinance 1967.
5. COMMANDER KAY BURBIDGE to be Magistrate for the Territory in place of COMMANDER KAREN CAHILL with effect from 19 April 2019, under section 7 of the British Indian Ocean (Constitution) Order 2004 and section 27 (1) of the Courts Ordinance 1983.
6. MAJOR LEE DAVID MILDENER to be Acting Commissioner's Representative in place of RENNY JOHN BULMER MBE with effect 28 June 2019, under section 7 of the British Indian Ocean (Constitution) Order 2004.
7. MAJOR LEE DAVID MILDENER to be Acting Magistrate in place of RENNY JOHN BULMER MBE with effect 28 June 2019, under section 27 (1) of the Courts Ordinance 1983.
8. MAJOR LEE DAVID MILDENER to be Deputy Coroner in place of RENNY JOHN BULMER MBE with effect 28 June 2019, under section 3 (1) of the Coroners Ordinance 1985.
9. MAJOR LEE DAVID MILDENER to be Fisheries Protection Officer in place of RENNY JOHN BULMER MBE with effect 28 June 2019, under section 4 (5) (a) of the Fisheries (Conservation and Management) Ordinance 2007.

THE BRITISH INDIAN OCEAN TERRITORY

OFFICIAL GAZETTE

SUPPLEMENT

This Supplement to the *Official Gazette*, No.1 of 2020, comprises the text of the following licences which are attached –

1. Coin Licence Pobjoy Mint Ltd “Cutty Sark 50p”- July 2020.
2. Coin Licence Pobjoy Mint Ltd “Father Christmas”- September 2020.
3. Coin Licence Pobjoy Mint Ltd “Florence Nightingale”- December 2020.



BRITISH INDIAN OCEAN TERRITORY

THIS LICENCE is granted by the Commissioner pursuant to section 2(1) of the Commemorative Coins Ordinance 2008.

1. Pobjoy Mint of Millenia House, Kingswood Park, Bonsor Drive, Kingswood, Surrey is hereby authorised by this licence to –
 - a. make during a period of three years from the date of the grant of this licence, and
 - b. issue during a period of three years from the date of the grant of this licence

coins in the quantities and of the designs and specifications set out in the Schedule.

2. It is a condition of this licence that every such coin issued must fully comply with a design and specification set out in the Schedule.
3. Each such coin made in accordance with the conditions of this licence shall be legal tender in the Territory for its face value from the first date on which that coin was minted.

IN WITNESS whereof the Commissioner has hereto set his hand and the Seal of the Territory this 3rd day of July 2020.

(Signed on original)

Ben Merrick
Commissioner

SCHEDULE

The Cutty Sark 50p Coin

Reverse Designs - the reverse design features the ship The Cutty Sark. The wording 'THE CUTTY SARK' appears on the coin along with the value at the base.

Obverse Design- The obverse of this coin consists of the couped portrait of Her Majesty Queen Elizabeth II by Pobjoy Mint surrounded by the inscription 'ELIZABETH II 2020 BRITISH INDIAN OCEAN TERRITORY'.

Specification, authorised quantity and authorised mint of coins

Type	Cupro Nickel Diamond Finish	Sterling Silver
Denomination	50p	50p
Weight (gms)	8.00gms	8.00gms
Diameter (mm)	27.30mm	27.30mm
Fineness	75%Cu/25%Ni	925. Sterling Silver
Quality	Diamond Finish	Proof
Shape	Heptagonal	Heptagonal
Edge	Plain	Plain
Quantity	2,750	175

ANNEX





BRITISH INDIAN OCEAN TERRITORY

THIS LICENCE is granted by the Commissioner pursuant to section 2(1) of the Commemorative Coins Ordinance 2008.

1. Pobjoy Mint of Millenia House, Kingswood Park, Bonsor Drive, Kingswood, Surrey is hereby authorised by this licence to –
 - a. make during a period of three years from the date of the grant of this licence, and
 - b. issue during a period of three years from the date of the grant of this licence

coins in the quantities and of the designs and specifications set out in the Schedule.

2. It is a condition of this licence that every such coin issued must fully comply with a design and specification set out in the Schedule.
3. Each such coin made in accordance with the conditions of this licence shall be legal tender in the Territory for its face value from the first date on which that coin was minted.

IN WITNESS whereof the Commissioner has hereto set his hand and the Seal of the Territory this 22nd day of September 2020.

(Signed on original)

Ben Merrick
Commissioner

SCHEDULE

Father Christmas 50p

Obverse Design – Design shows an image of Raymond Briggs’ Father Christmas in his sleigh with a Christmas tree and snowmen in the background. The wording ‘FATHER CHRISTMAS’ appears at the top of the design with the value at the base.

Reverse Design- The reverse of this coin consists of the uncouped portrait of Her Majesty Queen Elizabeth II by Pobjoy Mint surrounded by the inscription ‘ELIZABETH II BRITISH INDIAN OCEAN TERRITORY’ and ‘2020’.

Specification, authorised quantity and authorised mint of coins

Type	Gold 22ct Proof Piedfort	Gold 22ct Proof	Silver Proof Piedfort	Silver Proof	Cupro Nickel Diamond Finish
Denomination	50p	50p	50p	50p	50p
Weight (gms)	16.00gms	8.00gms	16.00gms	8.00gms	8.00gms
Diameter (mm)	27.30mm	27.30mm	27.30mm	27.30mm	27.30mm
Fineness	916.6	916.6	916.6	916.6	916.6
Quality	Proof	Proof	Proof	Proof	Diamond Finish
Shape	Heptagonal	Heptagonal	Heptagonal	Heptagonal	Heptagonal
Edge	Plain	Plain	Plain	Plain	Plain
Quantity	99	395	950	2,750	7,500





BRITISH INDIAN OCEAN TERRITORY

THIS LICENCE is granted by the Commissioner pursuant to section 2(1) of the Commemorative Coins Ordinance 2008.

1. Pobjoy Mint of Millenia House, Kingswood Park, Bonsor Drive, Kingswood, Surrey is hereby authorised by this licence to –
 - a. make during a period of three years from the date of the grant of this licence, and
 - b. issue during a period of three years from the date of the grant of this licence

coins in the quantities and of the designs and specifications set out in the Schedule.

2. **It is a condition of this licence that every such coin issued must fully comply with a design and specification set out in the Schedule.**
3. **Each such coin made in accordance with the conditions of this licence shall be legal tender in the Territory for its face value from the first date on which that coin was minted.**

IN WITNESS whereof the Commissioner has hereto set his hand and the Official Stamp of the Territory this 11th day of December 2020

(Signed on original)

.....
Ben Merrick
Commissioner

SCHEDULE

(Design, specification, authorised quantity and authorised mint of coins)

Design: **2020 BICENTENARY OF THE BIRTH OF FLORENCE NIGHTINGALE**

The obverse of every coin shall consist of the couped portrait of Her Majesty Queen Elizabeth II by Pobjoy Mint Ltd surrounded by the inscription "ELIZABETH II – 2020 - BRITISH INDIAN OCEAN TERRITORY.

The reverse design features a central image of Florence Nightingale. In the cameo is an image of two hands under running water. The value of the coin features on the top left of the design.

Specification, authorised quantity and authorised mint of coins:

Type	Silver Proof	Cupro Nickel
Denomination	50p	50p
Weight (grams)	8.00gms	8.00gms
Diameter (millimetres)	27.30mm	27.30mm
Fineness	925	75%Cu/25%Ni
Quality	Proof	Diamond Finish
Shape	Heptagonal	Heptagonal
Edged	Plain	Plain
Quantity	199	2,750





THE BRITISH INDIAN OCEAN TERRITORY

OFFICIAL GAZETTE

LEGAL SUPPLEMENT

This Legal Supplement to the *Official Gazette*, No.1 of 2020, comprises the text of the following laws which are attached –

- A. The following Ordinances have been enacted:
1. Ordinance No.1 of 2020: Courts Ordinance 1983 (Amendment) Ordinance 2020
 2. Ordinance No.2 of 2020: Criminal Procedure Code 2019 (Amendment) Ordinance 2020
 3. Ordinance No.3 of 2020: Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) Ordinance 2020
 4. Ordinance No.4 of 2020: Police and Criminal Evidence Ordinance 2019 (Amendment) Ordinance 2020.
 5. Ordinance No.5 of 2020: Road Traffic Ordinance 1998 (Amendment) Ordinance 2020
 6. Ordinance No.6 of 2020: Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) (No.2) Ordinance 2020.
 7. Ordinance No.7 of 2020: Law Revision (Miscellaneous Provisions) Ordinance 2020.
 8. Ordinance No.8 of 2020: Road Traffic Ordinance 1998 (Amendment) (No2) Ordinance 2020.

9. Ordinance No.9 of 2020: Criminal Procedure Code 2019(Temporary Measures) (Fixed Penalty Notices) Ordinance 2020.

10. Ordinance No.10 of 2020: Appropriation Ordinance 2020

B. The undermentioned Proclamation, Regulations, Approval and Extension Orders have been enacted –

1. S.I. No.1 of 2020: The Revised Laws of the British Indian Ocean Territory Proclamation.

2. S.I. No.2 of 2020: The Visiting Vessels and Mooring Fees Permit (Amendment) Regulations 2020.

3. S.I. No.3 of 2020: Speed of Motor Vehicles Measuring Device Approval 2020.

4. S.I. No.4 of 2020: The Criminal Procedure Code 2019 (Temporary Measures) (Fixed Penalty Notices) Ordinance 2020 Extension (No.2) Order 2020.

5. S.I. No.5 of 2020: The Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) (No.2) Ordinance 2020 Extension (No.2) Order 2020.



THE BRITISH INDIAN OCEAN TERRITORY

**THE COURTS ORDINANCE 1983
(AMENDMENT) ORDINANCE 2020**

Ordinance No.01 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY

THE COURTS ORDINANCE 1983
(AMENDMENT) ORDINANCE 2020

Ordinance No.01 of 2020

ARRANGEMENT OF SECTIONS

Section		Page
1.	Citation and commencement.	
2.	Definition.	3
3.	Repeal of section 18 of the Principal Ordinance.	3
4.	Amendment of section 52(2) of the Principal Ordinance.	3
5.	Amendment of Schedule II of the Principal Ordinance.	3

Enacted by the Commissioner for the British Indian Ocean Territory

16/01/20

(Signed on original)

.....
Ben Merrick
Commissioner

**THE COURTS ORDINANCE 1983
(AMENDMENT) ORDINANCE 2020**

Ordinance No.01 of 2020

An Ordinance to amend the provisions of the Courts Ordinance 1983, to remove the requirement that an Usher of the Supreme Court take an oath or affirmation of office and to require Police Officers upon appointment to make a declaration, instead of taking of an oath or affirmation of office.

Citation and commencement.

1. This Ordinance may be cited as the Courts (Amendment) Ordinance 2020 and shall come into force forthwith.

Definition.

2. "The Principal Ordinance" means the Courts Ordinance 1983.

Repeal of section 18 of the Principal Ordinance.

3. Section 18 of the Principal Ordinance is hereby repealed.

Amendment of section 52(2) of the Principal Ordinance.

4. The Principal Ordinance is hereby amended by deleting subsection (2) of section 52 and replacing it with –

"(2) A Police Officer shall, as soon as may be after appointment, make a declaration in the form set out in Schedule II."

Amendment of Schedule II of the Principal Ordinance.

5. The Principal Ordinance is hereby amended by deleting the wording in Schedule II and replacing it with –

"SCHEDULE II

(Section 52)

FORM OF DECLARATION

"I,.....of.....do solemnly and sincerely declare and affirm that I will well and truly serve the Queen in the office of Police Officer, with fairness, integrity, diligence and impartiality, upholding fundamental human rights and according equal respect to all people; and that I will, to the best of my power, cause the peace to be kept and preserved and prevent all offences against people and property; and that while I continue to hold the said office I will, to the best of my skill and knowledge, discharge all the duties thereof faithfully according to law."





THE BRITISH INDIAN OCEAN TERRITORY

**THE CRIMINAL PROCEDURE CODE 2019
(AMENDMENT) ORDINANCE 2020**

Ordinance No. 02 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE CRIMINAL PROCEDURE CODE 2019
(AMENDMENT) ORDINANCE 2020

Ordinance No. 02 of 2020

ARRANGEMENT OF SECTIONS

Section	Page
1. Citation and commencement.	3
2. Definition.	3
3. Amendment of Schedule 5 of the Principal Ordinance.	3

Enacted by the Commissioner for the British Indian Ocean Territory

23 March 2020

(Signed on original)

.....
Ben Merrick
Commissioner

**THE CRIMINAL PROCEDURE CODE 2019
(AMENDMENT) ORDINANCE 2020**

Ordinance No. 02 of 2020

An Ordinance to make provision for an amendment of Schedule 5 of the Criminal Procedure Code 2019, to add an offence of disobedience of lawful orders.

Citation and commencement.

1. This Ordinance may be cited as the Criminal Procedure Code 2019 (Amendment) Ordinance 2020 and shall come into force forthwith.

Definition.

2. “The Principal Ordinance” means the Criminal Procedure Code 2019.

Amendment of Schedule 5 of the Principal Ordinance.

3. The Principal Ordinance is amended by adding –

“

113	Disobedience of lawful orders.
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”

in numerical order within Schedule 5.



THE BRITISH INDIAN OCEAN TERRITORY

**THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES) (EXPIRED
DRIVING LICENCES) ORDINANCE 2020**

Ordinance No. 03 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES) (EXPIRED DRIVING LICENCES)
ORDINANCE 2020

Ordinance No. 03 of 2020

ARRANGEMENT OF SECTIONS

Section	Page
1. Citation and commencement.	3
2. Definition.	3
3. Authorisation to drive after driving licence has expired.	3
4. Extent of authorisation.	3
5. Effect of authorisation.	4
6. Ordinance to expire unless extended.	4
Schedule	5

Enacted by the Commissioner for the British Indian Ocean Territory

14 April 2020

(Signed on original)

.....
Ben Merrick
Commissioner

**THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES) (EXPIRED DRIVING LICENCES)
ORDINANCE 2020**

Ordinance No. 03 of 2020

An Ordinance to make temporary provisions concerning expired driving licences, where it has not been possible for the licence-holders to renew or otherwise extend those licences.

Citation and commencement.

1. This Ordinance may be cited as the Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) Ordinance 2020 and shall come into force forthwith.

Definition.

2. The “Principal Ordinance” means the Road Traffic Ordinance 1998.

Authorisation to drive after driving licence has expired.

3. (1) Subject to section 4, the Chief of Police may authorise any person who satisfies the expired driving licence criteria to drive a motor vehicle of any class or description in the Territory.

(2) A person satisfies the expired driving licence criteria if –

(a) the person was the holder of a driving licence which complied with section 4(4) of the Principal Ordinance on 30th March 2020;

(b) the driving licence has expired, and

(c) it has not been possible for the person to extend or otherwise renew that driving licence.

Extent of authorisation.

4. An authorisation granted by the Chief of Police pursuant to section 3(1) –

(a) shall be in the form set out in the Schedule;

(b) may only permit the driving of a motor vehicle of the same class or description as was authorised by the expired driving licence;

(c) shall only be of effect whilst this Ordinance is in force, and

(d) may be withdrawn by the Chief of Police at any time and for any reason.

Effect of authorisation.

5. (1) A person driving a motor vehicle in accordance with an authorisation granted pursuant to section 3(1) shall not be required –

(a) to comply with section 4(1) of the Principal Ordinance;

(b) to produce a driving licence if requested by a Police Officer pursuant to section 5(1) of the Principal Ordinance.

(2) Despite section 4(2) of the Principal Ordinance, a person may permit or employ any other person to drive a motor vehicle in accordance with an authorisation granted to that other person pursuant to section 3(1).

Ordinance to expire unless extended.

6. This Ordinance continues in force until 14th June 2020 and then expires unless the Commissioner, by Order which shall be published in the *Gazette*, extends its duration for such further period or periods as the Commissioner may from time to time order.

SCHEDULE

Section 4(a)



BRITISH INDIAN OCEAN TERRITORY

AUTHORISATION TO DRIVE A MOTOR VEHICLE

*Section 3(1) Road Traffic Ordinance 1998
(Temporary Measures) (Driving Licences) Ordinance 2020*

I, [name], Chief of Police, hereby authorise the person named below to drive a motor vehicle, pursuant to section 3(1) of the Road Traffic Ordinance 1998 (Temporary Measures) (Driving Licences) Ordinance 2020 (the “Temporary Ordinance”).

Name of authorised person	
Date of birth	
Expired driving licence number	
Issued by	
Date of expiry	
Time and date of authorisation	

.....
[name]
Chief of Police
British Indian Ocean Territory

[date]

Notes:

1. This authorisation may be withdrawn by the Chief of Police at any time and for any reason.
2. The holder of this authorisation may only drive a motor vehicle of the same class or description as was authorised by the expired driving licence.
3. This authorisation shall only be of effect whilst the Temporary Ordinance is in force.
4. The requirements set out in Part III of the Road Traffic Ordinance 1998 (compulsory insurance) are unaffected by this authorisation.

EXPLANATORY NOTE

(This note is not part of the Ordinance)

This Ordinance enables the Chief of Police to authorise specific persons to drive motor vehicles in the Territory after their driving licences have expired. These measures have been introduced on a temporary basis in recognition of the difficulties experienced in Diego Garcia as a result of responses to the Covid-19 pandemic.

Due to restrictions on travel and absence of staff at government departments in relevant countries, some persons in the Territory have been unable to extend or otherwise renew their driving licences. This Ordinance addresses these problems for such time as the issue persists. It does not present an ongoing mechanism for authorisation to be given to drivers whose licences have expired outside these circumstances.



THE BRITISH INDIAN OCEAN TERRITORY

**THE POLICE AND CRIMINAL EVIDENCE
ORDINANCE 2019
(AMENDMENT) ORDINANCE 2020**

Ordinance No.04 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE POLICE AND CRIMINAL EVIDENCE ORDINANCE 2019
(AMENDMENT) ORDINANCE 2020

Ordinance No.04 of 2020

ARRANGEMENT OF SECTIONS

Section		Page
1.	Citation and commencement.	3
2.	Definition.	3
3.	Amendment of section 36 of the Principal Ordinance.	3
4.	Amendment of section 118 of the Principal Ordinance.	3

Enacted by the Commissioner for the British Indian Ocean Territory

12 June 2020

(Signed on original)

.....
Ben Merrick
Commissioner

**THE POLICE AND CRIMINAL EVIDENCE ORDINANCE 2019
(AMENDMENT) ORDINANCE 2020**

Ordinance No.04 of 2020

An Ordinance to amend the provisions of the Police and Criminal Evidence Ordinance 2019, to enable the Chief of Police to appoint a custody officer and, where such a person has not been so appointed, for the functions of a custody officer to be performed by the officer designated “ROPO3”.

Citation and commencement.

1. This Ordinance may be cited as the Police and Criminal Evidence Ordinance 2019 (Amendment) Ordinance 2020 and shall come into force forthwith.

Definition.

2. “The Principal Ordinance” means the Police and Criminal Evidence Ordinance 2019.

Amendment of section 36 of the Principal Ordinance.

3. The Principal Ordinance is hereby amended by deleting subsections (1), (2) and (3) of section 36 and replacing them with –

“ (1) A custody officer may be appointed by the Chief of Police.

(2) If a custody officer has not been appointed by the Chief of Police, the functions of a custody officer shall be performed by the person who holds the position of ROPO3.

(3) No person may be appointed a custody officer unless that person is a Police Officer. ”

Amendment of section 118 of the Principal Ordinance.

4. Section 118 is amended by adding, immediately after the definition of “ROPO1”, the following –

“ “ROPO3” means the Royal Overseas Police Officer holding this position in the Territory;”



THE BRITISH INDIAN OCEAN TERRITORY

**THE ROAD TRAFFIC ORDINANCE 1998
(AMENDMENT) ORDINANCE 2020**

Ordinance No.05 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE ROAD TRAFFIC ORDINANCE 1998
(AMENDMENT) ORDINANCE 2020

Ordinance No.05 of 2020

ARRANGEMENT OF SECTIONS

Section		Page
1.	Citation and commencement.	3
2.	Definition.	3
3.	Amendment of section 23 of the Principal Ordinance.	3
4.	Addition of section 23A to the Principal Ordinance.	5

Enacted by the Commissioner for the British Indian Ocean Territory

12 June 2020

(Signed on original)

.....
Ben Merrick
Commissioner

**THE ROAD TRAFFIC ORDINANCE 1998
(AMENDMENT) ORDINANCE 2020**

Ordinance No.05 of 2020

An Ordinance to amend the provisions of the Road Traffic Ordinance 1998, to clarify the circumstances in which certain persons may drive specified motor vehicles in excess of the speed limit.

Citation and commencement.

1. This Ordinance may be cited as the Road Traffic Ordinance 1998 (Amendment) Ordinance 2020 and shall come into force forthwith.

Definition.

2. “The Principal Ordinance” means the Road Traffic Ordinance 1998.

Amendment of section 23 of the Principal Ordinance.

3. Section 23 of the Principal Ordinance is deleted and replaced with –

“Speed limits and traffic signs.

23. (1) Subject to section 23A, the maximum speed at which a motor vehicle may lawfully be driven at any place in the Territory is 45 miles per hour or, where a lower maximum speed is specified by an authorised traffic sign, in respect of the road (or the part of a road or the other place) where the vehicle is being driven, that lower speed.

(2) An authorised traffic sign specifying a lower maximum speed than 45 miles per hour (a “speed traffic sign”) has effect for that purpose in respect of the road (or the part of a road or the other place) on or at or near which it is erected or placed, beginning at the point at which it is so erected or placed and ending (if the case arises) at the point at which there is erected or placed another speed traffic sign, specifying a different maximum speed.

(3) Subject to section 23A, any person driving a motor vehicle on a road (or on a part of a road or at another place) at a speed greater than the maximum speed in respect of that road (or that part of a road or that place) is guilty of an offence and is liable, on conviction, to a fine of £2,500:

Provided that it shall be a defence (the onus of proof of which lies on the accused person) to a charge under this subsection that the traffic sign was not in such a position as to give adequate warning of that maximum speed to approaching drivers.

(4) On the prosecution of a person for an offence under subsection (3), evidence of the speed at which he drove may be given in the form of a measurement of that speed by a

device designed or adapted for measuring the speed of motor vehicles by radar, but no such evidence is admissible unless the device is of a type approved by the Commissioner.

(5) Where a Police Officer or a Services policeman in uniform is for the time being engaged in the regulation of traffic or where an authorised traffic sign (other than a speed traffic sign) has been erected or placed on or near any road or at or near any other place where motor vehicles are driven, any person who –

(a) neglects or refuses to stop a vehicle (whether a motor vehicle or cycle) or to make it proceed in or keep to a particular line of traffic when directed to do so by that Police Officer or Services policeman in the execution of his duty; or

(b) fails to comply with the direction given by the traffic sign,

is guilty of an offence and is liable, on conviction, to a fine of £1,000.

Provided that –

(i) where a traffic sign and a direction given by a Police Officer or a Services policeman are in conflict, the latter prevails; and

(ii) it shall be a defence (the onus of proof of which lies on the accused person) to a charge under subsection (b) that the traffic sign was not in such a position as to give adequate warning to approaching drivers to enable them to conform to the direction which it gives.

(6) In this section and in section 24, “authorised traffic sign” means a traffic sign which –

(a) was erected or placed with the consent of the Commissioner’s Representative;

(b) is of a description (in terms of its design, size and colouring and the design, size and colouring of its component features) that has been approved by the Commissioner’s Representative; and

(c) where appropriate, whose placement in relation to the surface of the ground below it conforms with any specifications in that behalf (in relation to all such signs or to signs of the class to which that sign belongs or to that particular sign) that have been so approved.

(7) In any proceedings for an offence under this Ordinance, it shall be presumed, unless credible evidence to the contrary is adduced and subject to subsection (8), that a traffic sign, whether erected or placed before or after the commencement of this Ordinance, was, at any material time, an authorised traffic sign.

(8) For the purposes of any proceedings for an offence under this Ordinance, a certificate, signed by the Commissioner’s Representative or by a person authorised by him in that behalf, that a traffic sign was or was not, at any material time, an authorised traffic

sign shall be conclusive of that fact, and any certificate purporting to be so signed shall be accepted in evidence as such without proof of signature or authorisation unless credible evidence to the contrary is adduced.”

Addition of section 23A to the Principal Ordinance.

4. The Principal Ordinance is amended by adding the following section 23A immediately after section 23 –

“Speed limit – exemptions for certain drivers of specified motor vehicles.

23A. (1) Despite subsections (1) and (3) of section 23, it shall be lawful for –

- (a) the qualified driver of an emergency vehicle travelling in connection with an emergency,
- (b) a Police Officer driving a police vehicle in the course of his duties,
- (c) a Police Officer driving any motor vehicle in connection with an emergency, and
- (d) any person who complies with each of the conditions set out in subsection (5),

to cause the vehicle which he is driving to travel at a speed in excess of the prevailing speed limit.

(2) For the purposes of subsection (1)(a), “the qualified driver of an emergency vehicle” means a trained and appropriately qualified driver of –

- (a) a REACT or Nuclear Emergency Response Organisation vehicle;
- (b) an ambulance;
- (c) a Fire Department Response vehicle; or
- (d) a U.S. Navy Security vehicle,

which is appropriately marked to identify its specified role to other road users and pedestrians, and is equipped with suitable blue or red warning lights and/or audible devices to warn other road users and pedestrians of its approach.

(3) For the purposes of subsection (1)(b), a “police vehicle” means a motor vehicle designated for use by the British Indian Ocean Territory Police, which may be marked to identify its specified role to other road users and pedestrians, and is equipped with suitable blue or red warning lights and/or audible devices to warn other road users and pedestrians of its approach.

(4) Where a person drives a motor vehicle in excess of the prevailing speed limit in accordance with subsection (1)(a), (b) or (c), the driver shall, in his discretion, sound any

siren or other device available in the vehicle and illuminate any blue or red lights available on the vehicle as a warning to other persons of the approach of that vehicle.

(5) The conditions mentioned in subsection (1)(d) are –

(a) that the driving is restricted to the runway or other part of the airfield in Diego Garcia;

(b) that the Chief of Police permits the person to drive the motor vehicle in excess of the speed limit at the location and time when the driving takes place;

(c) that the person is driving in excess of the speed limit for the purposes of servicing the motor vehicle he is driving or otherwise improving its mechanical performance or efficiency.

(6) Before granting permission pursuant to subsection (5)(b), the Chief of Police shall ensure that the Air Operations Control Supervisor has agreed that the runway or other part of the airfield can safely be used at the relevant time for the purposes set out in subsection (5)(c).”



THE BRITISH INDIAN OCEAN TERRITORY

**THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES)
(EXPIRED DRIVING LICENCES) (No.2)
ORDINANCE 2020**

Ordinance No. 06 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES) (EXPIRED DRIVING LICENCES)
(No.2) ORDINANCE 2020

Ordinance No. 06 of 2020

ARRANGEMENT OF SECTIONS

Section	Page
1. Citation and commencement.	3
2. Definition.	3
3. Authorisation to drive after driving licence has expired.	3
4. Extent of authorisation.	3
5. Effect of authorisation.	4
6. Ordinance to expire unless extended.	4
Schedule	5

Enacted by the Commissioner for the British Indian Ocean Territory

2 July 2020

(Signed on original)

.....
Ben Merrick
Commissioner

**THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES) (EXPIRED DRIVING LICENCES)
(No.2) ORDINANCE 2020**

Ordinance No. 06 of 2020

An Ordinance to make temporary provisions concerning expired driving licences, where it has not been possible for the licence-holders to renew or otherwise extend those licences.

Citation and commencement.

1. This Ordinance may be cited as the Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) (No.2) Ordinance 2020 and shall come into force forthwith.

Definition.

2. The “Principal Ordinance” means the Road Traffic Ordinance 1998.

Authorisation to drive after driving licence has expired.

3. (1) Subject to section 4, the Chief of Police may authorise any person who satisfies the expired driving licence criteria to drive a motor vehicle of any class or description in the Territory.

(2) A person satisfies the expired driving licence criteria if –

(a) the person was the holder of a driving licence which complied with section 4(4) of the Principal Ordinance on 30 March 2020;

(b) the driving licence has expired, and

(c) it has not been possible for the person to extend or otherwise renew that driving licence.

Extent of authorisation.

4. An authorisation granted by the Chief of Police pursuant to section 3(1) –

(a) shall be in the form set out in the Schedule;

(b) may only permit the driving of a motor vehicle of the same class or description as was authorised by the expired driving licence;

(c) shall only be of effect whilst this Ordinance is in force, and

(d) may be withdrawn by the Chief of Police at any time and for any reason.

Effect of authorisation.

5. (1) A person driving a motor vehicle in accordance with an authorisation granted pursuant to section 3(1) shall not be required –

(a) to comply with section 4(1) of the Principal Ordinance;

(b) to produce a driving licence if requested by a Police Officer pursuant to section 5(1) of the Principal Ordinance.

(2) Despite section 4(2) of the Principal Ordinance, a person may permit or employ any other person to drive a motor vehicle in accordance with an authorisation granted to that other person pursuant to section 3(1).

Ordinance to expire unless extended.

6. This Ordinance continues in force until 22 September 2020 and then expires unless the Commissioner, by Order which shall be published in the *Gazette*, extends its duration for such further period or periods as the Commissioner may from time to time order.

SCHEDULE

Section 4(a)



BRITISH INDIAN OCEAN TERRITORY

AUTHORISATION TO DRIVE A MOTOR VEHICLE

*Section 3(1) Road Traffic Ordinance 1998
(Temporary Measures) (Driving Licences) (No.2) Ordinance 2020*

I, [name], Chief of Police, hereby authorise the person named below to drive a motor vehicle, pursuant to section 3(1) of the Road Traffic Ordinance 1998 (Temporary Measures) (Driving Licences) (No.2) Ordinance 2020 (the “Temporary Ordinance”).

Name of authorised person	
Date of birth	
Expired driving licence number	
Issued by	
Date of expiry	
Time and date of authorisation	

.....
[name]
Chief of Police
British Indian Ocean Territory

[date]

Notes:

1. This authorisation may be withdrawn by the Chief of Police at any time and for any reason.
2. The holder of this authorisation may only drive a motor vehicle of the same class or description as was authorised by the expired driving licence.
3. This authorisation shall only be of effect whilst the Temporary Ordinance is in force.
4. The requirements set out in Part III of the Road Traffic Ordinance 1998 (compulsory insurance) are unaffected by this authorisation.

EXPLANATORY NOTE

(This note is not part of the Ordinance)

This Ordinance further enables the Chief of Police to authorise specific persons to drive motor vehicles in the Territory after their driving licences have expired. These measures were introduced on 14 April 2020, on a temporary basis, in recognition of the difficulties experienced in Diego Garcia as a result of responses to the Covid-19 pandemic.

Due to restrictions on travel and absence of staff at government departments in relevant countries, some persons in the Territory have been unable to extend or otherwise renew their driving licences. This Ordinance continues to address these problems for such time as the issue persists. It does not present an ongoing mechanism for authorisation to be given to drivers whose licences have expired outside these circumstances.

THE BRITISH INDIAN OCEAN TERRITORY
THE LAW REVISION (MISCELLANEOUS PROVISIONS)
ORDINANCE 2020

Ordinance No. 7 of 2020

An Ordinance to amend existing laws to ensure that they correctly correlate with each other and to remove or otherwise amend or repeal outdated laws or incorrect provisions.

Arrangement of sections.

	Page.
1. Citation and commencement.	2
2. Amendment of existing laws.	2

Enacted by the Commissioner for the British Indian Ocean Territory

11 August 2020

(Signed on original)

Ben Merrick
Commissioner

THE BRITISH INDIAN OCEAN TERRITORY

**THE LAW REVISION (MISCELLANEOUS PROVISIONS)
ORDINANCE 2020**

Ordinance No. X of 2020

Citation and
commencement.

1. This Ordinance may be cited as the Law Revision (Miscellaneous Provisions) Ordinance 2020 and shall come into force forthwith.

Amendment of
existing laws.

2. For each of the laws specified in the Schedule, the items listed in Column 1 shall be replaced, amended or otherwise dealt with in accordance with the corresponding items in Column 2.

SCHEDULE

Column 1	Column 2						
<p>The Criminal Procedure Code 2019</p> <p><i>Schedule 5</i></p>	<p>Add the following to the table:</p> <p>“</p> <table border="1" style="width: 100%; border-collapse: collapse; margin: 10px 0;"> <thead> <tr> <th style="width: 60%; padding: 5px;">The Environmental Protection (Historic Sites and Monuments) Ordinance 2019 Section numbers:</th> <th style="width: 40%; padding: 5px;">General nature of offence:</th> </tr> </thead> <tbody> <tr> <td style="padding: 5px;">3(1)</td> <td style="padding: 5px;">Damaging, destroying or removing any part of a designated historic site or monument.</td> </tr> <tr> <td style="padding: 5px;">4(2)</td> <td style="padding: 5px;">Contravening a condition attached to a permit.</td> </tr> </tbody> </table> <p>”</p>	The Environmental Protection (Historic Sites and Monuments) Ordinance 2019 Section numbers:	General nature of offence:	3(1)	Damaging, destroying or removing any part of a designated historic site or monument.	4(2)	Contravening a condition attached to a permit.
The Environmental Protection (Historic Sites and Monuments) Ordinance 2019 Section numbers:	General nature of offence:						
3(1)	Damaging, destroying or removing any part of a designated historic site or monument.						
4(2)	Contravening a condition attached to a permit.						
<p>The Environmental Protection (Historic Sites and Monument) Ordinance 2019</p> <p><i>Section 9(2)</i></p>	<p>Amend “Criminal Procedure Code 1986” to read “Criminal Procedure Code 2019”.</p>						
<p>The Criminal Justice (Conditional Cautions) Ordinance 2019</p> <p><i>Schedule 1</i></p>	<p>Amend “Visitors and Visiting Vessels Ordinance 2008” to read “Visitors and Visiting Vessels Ordinance 2018”.</p>						
<p>The Designation of Historic Sites and Monuments Regulations 2019</p> <p><i>Schedule</i></p>	<p>Amend both instances of “Mini Mini” in item 6, to read “Minni Minni”.</p>						
	<p>Order repealed.</p>						

The Delegation of Powers (Electronic Communications Ordinance 2009) Order 2016	
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THE BRITISH INDIAN OCEAN TERRITORY

**THE ROAD TRAFFIC ORDINANCE 1998
(AMENDMENT) (No.2) ORDINANCE 2020**

Ordinance No. 8 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE ROAD TRAFFIC ORDINANCE 1998
(AMENDMENT) (No.2) ORDINANCE 2020

Ordinance No. 8 of 2020

ARRANGEMENT OF SECTIONS

Section	Page
1. Citation and commencement.	3
2. Definition.	3
3. Amendment to section 4.	3

Enacted by the Commissioner for the British Indian Ocean Territory

11 August 2020

(Signed on original)

Ben Merrick
Commissioner

**THE ROAD TRAFFIC ORDINANCE 1998
(AMENDMENT) (No.2) ORDINANCE 2020**

Ordinance No. 8 of 2020

An Ordinance to extend the number of countries from which driving licences, issued by their competent authorities, may be used in the Territory.

Citation and commencement.

1. This Ordinance may be cited as the Road Traffic Ordinance 1998 (Amendment) (No.2) Ordinance 2020 and shall come into force forthwith.

Definition.

2. The “Principal Ordinance” means the Road Traffic Ordinance 1998.

Amendment to section 4.

3. Section 4 of the Principal Ordinance is amended by deleting subsection (4)(a) and replacing it with –

“(a) by a competent authority in –

(i) the United Kingdom;

(ii) the United States of America;

(iii) any country that is a member of the Commonwealth;

(iv) any country that is a member of the European Union, or the European Economic Area;

(v) Switzerland, or

(vi) any country as is for the time being specified by a notice issued by the Commissioner, which shall be published in the *Gazette*.”

**(Signed on
original)**



BRITISH INDIAN OCEAN TERRITORY

**THE CRIMINAL PROCEDURE CODE 2019
(TEMPORARY MEASURES)
(FIXED PENALTY NOTICES)
ORDINANCE 2020**

Ordinance No. 9 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE CRIMINAL PROCEDURE CODE 2019
(TEMPORARY MEASURES) (FIXED PENALTY NOTICES)
ORDINANCE 2020

Ordinance No. 9 of 2020

ARRANGEMENT OF SECTIONS

Section	Page
1. Citation and commencement.	3
2. Definition.	3
3. Application of Ordinance.	3
4. Amendment of the Principal Ordinance.	3
5. Ordinance to expire unless extended.	3
Schedule	4

Enacted by the Commissioner for the British Indian Ocean Territory

21 August 2020

(Signed on original)

.....
Ben Merrick
Commissioner

**THE CRIMINAL PROCEDURE CODE 2019
(TEMPORARY MEASURES) (FIXED PENALTY NOTICES)
ORDINANCE 2020**

Ordinance No. 9 of 2020

An Ordinance to make temporary provisions increasing the fixed penalty amount for fixed penalty notices issued in connection with the offence of disobedience of lawful orders (section 113 of the Penal Code 1981) and for related matters.

Citation and commencement.

1. This Ordinance may be cited as the Criminal Procedure Code 2019 (Temporary Measures) (Fixed Penalty Notices) Ordinance 2020 and shall come into force forthwith.

Definition.

2. The “Principal Ordinance” means the Criminal Procedure Code 2019.

Application of Ordinance.

3. The provisions contained within this Ordinance shall apply where a fixed penalty notice is issued pursuant to section 268 of the Principal Ordinance, for the offence of disobedience of lawful orders (section 113 of the Penal Code 1981).

Amendment of the Principal Ordinance.

4. Subject to section 3, the sections of the Principal Ordinance shown in column A of the Schedule are amended in the manner set out in column B.

Ordinance to expire unless extended.

5. This Ordinance continues in force until 22 September 2020 and then expires unless the Commissioner, by Order which shall be published in the *Gazette*, extends its duration for such further period or periods as the Commissioner may from time to time order.

SCHEDULE

Section 4

Column A	Column B
267	“£50” is replaced with “£100”
269(2)	“£75” is replaced with “£150”
271(1)	“£75” is replaced with “£150”
271(2)	“£75” is replaced with “£150”
272(1)	“£75” is replaced with “£150”
Schedule 6, paragraph 3(a)	“£50” is replaced with “£100”
Schedule 6, Note	“£75” is replaced with “£150”

EXPLANATORY NOTE

(This note is not part of the Ordinance)

The provisions contained within section 113 of the Penal Code 1981 (Disobedience of lawful orders) have been adopted to produce a Restriction of Movement Order and associated Rules. This has been done to provide a legal basis for controlling the movement and behaviour of persons in the Territory in response to the Covid-19 pandemic.

The Restriction of Movement Order and Rules permit a police officer to issue fixed penalty notices to those who disobey the Rules. Such notices have been issued on several occasions, however, due to concerns expressed within the Territory on the current amount of the fixed penalty (£50), this Ordinance temporarily increases it to £100. The penalty on default of payment is similarly increased from £75 to £150.

This Ordinance has been tied in with the operative dates of the Restriction of Movement Order and is not intended to present a permanent increase to the amount of the fixed penalty for this offence.



BRITISH INDIAN OCEAN TERRITORY

THE APPROPRIATION ORDINANCE 2020

Ordinance No. 10 of 2020

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BRITISH INDIAN OCEAN TERRITORY
THE APPROPRIATION ORDINANCE 2020

ORDINANCE No. 10 OF 2020

An ordinance to make provision for the expenditure of public funds between 1 April 2020 and 31 March 2021.

Enacted by the Commissioner for the British Indian Ocean Territory.

21 August 2020

(Signed on original)

Ben Merrick
Commissioner

Short title and commencement.

1. This Ordinance may be cited as the Appropriation (2020-21) Ordinance 2020 and shall come into force forthwith.

Appropriation of £5,618,601.69 for the financial year 2020/21

2. The Commissioner may cause to be issued out of the public funds of the Territory and applied to the service of the financial year beginning on 1 April 2020 a sum not exceeding £5,618,601.69 which sum is granted for, and shall be appropriated to the purposes of, and to defray the charges of, the several services specified in the schedule to this Ordinance that will come in the course of payment during that period of the financial year.

SCHEDULE

Summary of Expenditure

Marine	£4,633,188.80
Legal	£175,700.00
Commercial	£16,100.00
Science	£19,000.00
Finance	£6,700.00
Diego Garcia	£426,870.50
Administration	£341,042.39
Total	£5,618,601.69



THE BRITISH INDIAN OCEAN TERRITORY

**THE REVISED LAWS OF THE
BRITISH INDIAN OCEAN TERRITORY
PROCLAMATION 2020**

S.I. No.1 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE REVISED LAWS OF THE
BRITISH INDIAN OCEAN TERRITORY PROCLAMATION 2020

S.I. No.1 of 2020

The Commissioner, having been provided with the edition of the Revised Ordinances and Regulations of the British Indian Ocean Territory (showing the law as at 1 September 2020), duly authenticated by General Counsel in accordance with section 8(1) of the Law Revision Ordinance 2015 (“the Ordinance”);

HEREBY PROCLAIMS, in accordance with section 8(2) of the Ordinance, that the Revised Ordinances and Regulations of the British Indian Ocean Territory (showing the laws as at 1 September 2020) shall come into force on 2 September 2020.

1st September 2020

(Signed on original)

.....
Ben Merrick
Commissioner



BRITISH INDIAN OCEAN TERRITORY

**THE VISITING VESSELS MOORING FEES AND
PERMIT (AMENDMENT) REGULATIONS 2020**

S.I. No. 2 of 2020

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BRITISH INDIAN OCEAN TERRITORY
THE VISITING VESSELS MOORING FEES AND PERMIT
(AMENDMENT) REGULATIONS 2020

S.I. No. 2 of 2020

In exercise of the powers conferred on him by section 7 of the Visitors and Visiting Vessels Ordinance 2018, the Commissioner hereby makes the following Regulations—

Citation and commencement.

1. These Regulations may be cited as the Visiting Vessels Mooring Fees and Permit (Amendment) Regulations 2020 and shall come into force forthwith.

Definition.

2. The “Principal Regulations” are the Visiting Vessels Mooring Fees and Permit Regulations 2018 (S.I. No.1 of 2018).

Amendment of regulation 4 of the Principal Regulations.

3. Regulation 4 of the Principal Regulations is amended by deleting the table and replacing it with—

“

Requested duration within the Territory	Mooring-charge
One to seven days	£100
Eight to 14 days	£200
15 to 21 days	£300
22 to 28 days	£400

”

Amendment of Schedule 1 of the Principal Regulations.

4. Schedule 1 of the Principal Regulations is amended by deleting it and replacing it with—

“

SCHEDULE 1

(Section 2)

APPLICATION FORM

GENERAL INFORMATION

Name of Yacht	
Registration Number	
Port of Registration	
Sailing under the Flag of	
Purpose of Visit	
Call Sign	
Length (m)	
Beam (m)	
Draught (m)	
Colourings / Markings	
Gross Registered Tonnage	
Net Registered Tonnage	
Dive Equipment on Board	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>Are you aware of BIOT laws regarding diving?</i> NO <input type="checkbox"/> YES <input type="checkbox"/>
Drone on Board	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>Are you aware of BIOT laws regarding drones?</i> NO <input type="checkbox"/> YES <input type="checkbox"/>
Cargo	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>If yes, what?</i>
Animals	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>If yes, what?</i>
Firearms	NO <input type="checkbox"/> YES <input type="checkbox"/> <i>If yes, BIOT firearms licence required</i>

CREW INFORMATION

Master's Email Address				
Name of Master (as shown in passport)	Nationality	Date of Birth (dd/mm/yy)	Passport Number	Issue / Expiry Date & Place of Issue
Name(s) of Crew (as shown in passport)	Nationality	Date of Birth (dd/mm/yy)	Passport Number	Issue / Expiry Date & Place of Issue

[Please continue on a separate sheet if required and attach to this form]

ARRIVAL / DEPARTURE INFORMATION

Arriving From	
Date of Intended Arrival (dd/mm/yy)	
Permitted Mooring site(s) to be Visited	
Primary Destination	
Date of Intended Departure (dd/mm/yy)	

PROOF OF INSURANCE

Do you have insurance cover over the dates you have applied for?	NO <input type="checkbox"/> YES <input type="checkbox"/>
If yes, does it cover medical evacuation (minimum \$100,000 for each person) and wreck recovery, clean up and removal?	NO <input type="checkbox"/> YES <input type="checkbox"/>

GUIDANCE

I have read the BIOT Guidance for Yachts document and understand the requirements and restrictions it sets out	NO <input type="checkbox"/> YES <input type="checkbox"/>
I have read and agree to abide by the procedures on biosecurity and environmental protection	NO <input type="checkbox"/> YES <input type="checkbox"/>

DOCUMENTS

I am submitting proof of adequate insurance, included English-language policy documents as needed	NO <input type="checkbox"/> YES <input type="checkbox"/>
I am providing copies of the passports of all crew members	NO <input type="checkbox"/> YES <input type="checkbox"/>
I have signed the form the “Declaration for Yachts in BIOT Waters” form below	NO <input type="checkbox"/> YES <input type="checkbox"/>

I hereby apply for a visit permit to the British Indian Ocean Territory.

I declare that the information given on this form is correct to the best of my knowledge and belief and that I have read and understood the guidance for visitors.

.....
Signature

.....
Date

”

27 November 2020

(Signed on original)

.....

Ben Merrick
Commissioner



THE BRITISH INDIAN OCEAN TERRITORY

**SPEED OF MOTOR VEHICLES
MEASURING DEVICE APPROVAL 2020**

S.I. No.3 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
SPEED OF MOTOR VEHICLES
MEASURING DEVICE APPROVAL 2020

S.I. No.3 of 2020

For the purposes of section 23(4) of the Road Traffic Ordinance 1998, the Commissioner, in pursuance of section 63 of the said Ordinance, hereby approves the UNIPAR SL700 Laser Speed Meter for measuring the speed of motor vehicles.

This approval is subject to the condition that a UNIPAR SL700 Laser Speed Meter may only be used for measuring the speed of motor vehicles if it has a current calibration (or re-calibration) certificate.

27 November 2020

(Signed on original)

.....
Ben Merrick
Commissioner



THE BRITISH INDIAN OCEAN TERRITORY

**THE CRIMINAL PROCEDURE CODE 2019
(TEMPORARY MEASURES) (FIXED PENALTY
NOTICES) ORDINANCE 2020 EXTENSION
(No.2) ORDER 2020**

S.I. No. 4 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY
THE CRIMINAL PROCEDURE CODE 2019 (TEMPORARY
MEASURES) (FIXED PENALTY NOTICES) ORDINANCE 2020
EXTENSION (No.2) ORDER 2020

S.I. No. 4 of 2020

The Commissioner, acting in accordance with section 5 of the Criminal Procedure Code 2019 (Temporary Measures) (Fixed Penalty Notices) Ordinance 2020 (“the Ordinance”), hereby Orders that the Ordinance shall remain in force until 9 February 2021.

21 December 2020

(Signed on original)

.....
Ben Merrick
Commissioner



THE BRITISH INDIAN OCEAN TERRITORY

**THE ROAD TRAFFIC ORDINANCE 1998
(TEMPORARY MEASURES) (EXPIRED
DRIVING LICENCES) (No.2) ORDINANCE 2020
EXTENSION (No.2) ORDER 2020**

S.I. No. 5 of 2020

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THE BRITISH INDIAN OCEAN TERRITORY

THE ROAD TRAFFIC ORDINANCE 1998 (TEMPORARY MEASURES) (EXPIRED DRIVING LICENCES) (No.2) ORDINANCE 2020 EXTENSION (No.2) ORDER 2020

S.I. No. 5 of 2020

The Commissioner, acting in accordance with section 6 of the Road Traffic Ordinance 1998 (Temporary Measures) (Expired Driving Licences) (No.2) Ordinance 2020 (“the Ordinance”), hereby Orders that the Ordinance shall remain in force until 9 February 2021.

21 December 2020

(Signed on original)

.....
Ben Merrick
Commissioner