

Repealed, 31/47 — 113 —

STATISTICS ORDINANCE,  
No. 22 of 1935.

AN ORDINANCE TO PROVIDE FOR THE CREATION OF AN OFFICE OF STATISTICS.

BE IT ENACTED by the High Commissioner for Palestine, with the advice of the Advisory Council thereof:—

1. This Ordinance may be cited as the Statistics Ordinance, Short title.  
1935.

2. In this Ordinance unless the context otherwise requires Interpretation.

(a) "office" means the Office of Statistics;

(b) "rule" means any rule made under the provisions of this Ordinance and includes any order of the High Commissioner in Council made under this Ordinance.

3.—(1) There shall be an office to be called the Office of Palestine Office of Statistics, the duties of which shall be—

(a) to collect, compile, abstract and publish statistical information relative to the commercial, industrial, social, economic and general activities and condition of the people;

(b) to collaborate with all other departments of the Government in the compilation and publication of statistical records of administration according to the rules;

(c) to take any census in Palestine as hereinafter provided.

(2) The head of the office shall be called the Government Statistician.

4. Subject to the provisions of this Ordinance, it shall be lawful for the High Commissioner in Council from time to time to order that a census shall be taken for Palestine or for any part thereof and any order under this section may prescribe—

Power to direct taking of census.

(a) the date on which such census is to be taken; and

(b) the persons by whom and with respect to whom the returns for the purpose of such census are to be made; and

(c) the particulars to be stated in the returns.

Duty of Government Statistician to carry out census.

5. It shall be the duty of the Government Statistician to make such arrangements and do all such things as are necessary for the taking of a census in accordance with the provisions of this Ordinance and of any order or rules made thereunder, and for that purpose to make arrangements for the preparation and issue of the necessary forms and instructions and for the collection of the forms when filled up.

Rules with respect to proceedings for taking census.

6. For the purpose of enabling any order directing a census to be taken to be carried into effect, the High Commissioner may make rules :

- (a) providing for the division of the country into districts for the purpose of such census and the appointment of persons to act in those districts in connection with such census;
- (b) requiring all members and officers of local authorities, mukhtars, sheikhs, ghaffirs and such other persons as may be employed for the purpose of such census to perform such duties in connection with the taking of such census as may be prescribed;
- (c) requiring the chief officers of public or charitable institutions or of any other institutions prescribed by the rules to make returns with respect to the inmates thereof;
- (d) requiring information to be given to the persons liable to make returns by the persons with respect to whom the returns are to be made;
- (e) with respect to the forms to be used in the taking of such census;
- (f) making provision with respect to any other matters with respect to which it is necessary to make provision for the purpose of carrying into effect the provisions of the order.

Powers to affix marks, etc.

7. The occupier or person in charge of any premises, enclosure, vessel or other place shall allow the Government Statistician or any person duly authorised by him to have access to such premises, enclosure, vessel or other place for the purpose of affixing numbers, letters, or marks in connection with the taking of a census, provided that nothing in this section shall authorise the entry into any dwelling house without the consent of the occupier thereof.

Records not admissible in evidence.

8. No records, returns, or other documents made or obtained in connection with the taking of a census shall be open to inspection by the public and no such records, returns or other documents and no information obtained in connection with the taking of a census shall be admissible or used in evidence in any civil or criminal proceedings whatsoever, except in criminal proceedings for an offence under this Ordinance.

9. All persons employed in connection with the taking of any census shall whilst they are so employed be deemed to be public officers in so far as concerns their duties under this Ordinance or under any rules made thereunder. Census officials to be deemed to be public officers.

10.—(1) Subject to the provisions of this Ordinance, and with the approval of the High Commissioner, there shall be collected from time to time, and whether in conjunction with any census or not, statistics relating to all or any of the following matters:— Other statistics.

- (a) Population and housing thereof,
- (b) Immigration and emigration,
- (c) Vital occurrences and morbidity,
- (d) Social and educational matters,
- (e) Imports and exports,
- (f) Land tenure, occupation and condition of land and the produce thereof,
- (g) Primary and secondary production,
- (h) Wages, hours and conditions of labour.
- (i) Employment and unemployment,
- (j) Industrial disturbances and disputes,
- (k) Wholesale and retail prices,
- (l) Stocks of manufactured and unmanufactured goods,
- (m) Transport and communication by land, water or air,
- (n) Banking and finance.
- (o) Transfers of land, mortgages registered and discharged, registered leases,
- (p) Fire, marine, life, accident or other insurance.
- (q) Incomes and earnings,
- (r) Local government,
- (s) Such other matters as may be prescribed by the High Commissioner in Council.

(2) The duty of collecting any such statistics shall be performed by such officers in the public service as the High Commissioner may direct.

11. The statistics shall be collected by means of a schedule or schedules delivered to the person from whom the particulars are required, or by such other means as the Government Statistician determines. How statistics to be collected.

Enumerators and agents.

12.—(1) For the purpose of taking any census and, if so required, of collecting other statistics, the Government Statistician shall, with the approval of the High Commissioner, appoint enumerators and agents, and assign to them their duties.

(2) The Government Statistician, who is hereby authorised for the purposes of this Ordinance to administer oaths, may require any enumerator or agent or other person employed in the execution of any duty under this Ordinance or any rule made hereunder, before entering in his duties, to take and subscribe before him or before such other person (being a person empowered to administer oaths) and in such manner as the Government Statistician prescribes the following oath:—

I \_\_\_\_\_ solemnly swear that I will faithfully and honestly fulfil my duties as \_\_\_\_\_ in conformity with the requirements of the Statistics Ordinance, 1935, and of all proclamations, orders-in-council, orders, rules and instructions issued in pursuance thereof, and that I will not, without due authority in that behalf, disclose or make known any matter or thing which comes to my knowledge by reason of my employment as such \_\_\_\_\_

(3) If any enumerator or agent or other person employed in the execution of duty under this Ordinance takes and subscribes an oath under this Ordinance and fails to comply with the terms and conditions of such oath he shall be guilty of an offence against this Ordinance, and shall on conviction be liable to imprisonment for a period not exceeding three years.

(4) If any person accepts the office of enumerator or agent or similar appointment under this Ordinance, and afterwards, without sufficient excuse from sickness or other unavoidable cause, neglects or refuses to perform any duty required by this Ordinance to be done or performed by him or any duty assigned to him by the Government Statistician, or other officer in the relation of superior to subordinate, he shall be guilty of an offence against this Ordinance, and shall on conviction be liable to a fine of fifty pounds.

Government Statistician to prepare schedules etc.

13. Particulars to be collected under this Ordinance, either at a census or at any other time, shall be obtained in such form as is prescribed, and it shall be the duty of the Government Statistician, subject to the directions of the High Commissioner, to prepare the schedules, forms or other documents required for the purpose.

Furnishing of information required in schedules.

14. Every person from whom particulars may lawfully be required pursuant to this Ordinance for the purposes of a census or other statistics shall, to the best of his knowledge, when required to do so by the Government Statistician or other authority for the collection of statistics, fill up and supply, in

accordance with the instructions contained in or accompanying or having reference to any schedule, form or other document, the particulars specified in that schedule, form or other document.

15. Every person shall, to the best of his knowledge and belief, answer all questions asked him by the Government Statistician or enumerator or agent or other person authorised in virtue of rules made hereunder or authorised in writing by the Government Statistician or other authority for the collection of statistics necessary to obtain any information required for the purposes of any statistics authorised by this Ordinance to be collected.

Questions asked by Statistician to be answered.

16.—(1) For the purpose of making any inquiries or observations necessary for obtaining the statistics authorised by this Ordinance to be collected, the Government Statistician, or other authority for the collection of statistics or any person authorised in writing by the Government Statistician or in virtue of rules made hereunder, may at any time during working hours enter any factory, mine, workshop or place where persons are employed, and may inspect any part of it.

Right of entry.

(2) Every person who hinders or obstructs the Government Statistician or any person duly authorised in the execution of any power conferred by this section shall be guilty of an offence against the Ordinance, and shall on conviction be liable to a fine not exceeding ten pounds.

Penalty for obstruction.

17. Every person who has the custody or charge of any municipal or other public records or documents, or of any records or documents of any community recognised in accordance with the provisions of the Palestine Order-in-Council, 1922, from which information sought in respect of the objects of this Ordinance can be obtained, or which would aid in the completion or correction thereof, shall grant to the Government Statistician or to an enumerator or agent or other duly appointed officer deputed for that purpose by the Government Statistician, or other authority for the collection of statistics access thereto for the obtaining of such information therefrom.

Access to public records.

18.—(1) The Government Statistician shall compile and tabulate the statistics and other particulars collected pursuant to this Ordinance and shall publish such statistics and particulars, or abstracts thereof, or extracts therefrom, with or without observations thereon, as the High Commissioner shall direct.

Compilation of statistics.

(2) No report, summary of statistics or other publication under this Ordinance, shall, without the previous consent in writing of the person or of the owner for the time being of the undertaking in relation to which a return or answer was made or given for the purposes of this Ordinance, contain any of the particulars comprised in any individual return so arranged as to enable any person to identify any particulars so published as being particulars relating to any individual person or business.

No report to reveal individual particulars.

Neglect or refusal  
to supply  
particulars.

19. Every person who neglects or refuses to fill up and supply the particulars required in any schedule, form or other document lawfully left with or sent to him, or who neglects or refuses to answer any question or inquiry lawfully addressed to him by the Government Statistician or by an enumerator or agent or other person employed in the execution of a duty under this Ordinance, shall be guilty of an offence against this Ordinance, and shall on conviction be liable to a fine not exceeding fifty pounds, and, if such default continues after conviction, to a further fine of one pound for each day during which such default continues.

False statement.

20. Any person who knowingly makes in any schedule, form or other document filled up or supplied pursuant to this Ordinance, or in answer to any question asked him under authority of this Ordinance, any statement which is untrue in any material particular shall be guilty of an offence against this Ordinance, and shall on conviction be liable to a fine not exceeding fifty pounds.

Wrongful  
disclosure.  
By person  
employed  
under Ordinance

21.—(1) Any person, being a person employed for any of the purposes of this Ordinance, who without lawful authority publishes or communicates to any person otherwise than in the ordinary course of such employment any information acquired by him in the course of his employment, shall be guilty of an offence against this Ordinance, and shall on conviction be liable to imprisonment for a period not exceeding two years or to a fine not exceeding two hundred pounds or to both such penalties.

By person in  
possession of  
information  
wrongfully  
disclosed.

(2) Any person, having possession of any information which to his knowledge has been disclosed in contravention of this Ordinance, who publishes or communicates such information to any person, shall be guilty of an offence against this Ordinance and shall on conviction be liable to imprisonment for a period not exceeding two years or to a fine not exceeding two hundred pounds or to both such penalties.

Mutilation or  
defacement of  
schedules.

22. Every person who, without lawful authority, destroys, defaces or mutilates any schedule, form or other document containing particulars collected under this Ordinance, or who writes or makes on any schedule, form or other document issued for purposes of this Ordinance and furnished to the Government Statistician or other authorised person any indecent, obscene, blasphemous or insulting remarks, drawing, or other matter, shall be guilty of an offence against this Ordinance, and shall on conviction be liable to a fine not exceeding fifty pounds.

General penalty.

23. Every person who commits any breach of the provisions of this Ordinance for which no specific penalty is provided shall on conviction be liable to a fine not exceeding twenty pounds.

Rules.

24. The High Commissioner in Council may make rules:

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*Amended*

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- (a) requiring particulars and information to be furnished by persons in prescribed areas and for prescribed periods;
- (b) requiring particulars and information to be furnished as to the addresses and occupations of persons;
- (c) generally for giving effect to the Ordinance.

Repeal.

25. The Census Ordinance, 1931, is hereby repealed.

24th May, 1935.

A. G. WAUCHOPE  
High Commissioner.

*Amended by 23/42, p. 78*

*41 '4, 3'60, 139, 150: 105*

REGISTRATION OF BUSINESS NAMES ORDINANCE,  
No. 23 of 1935.

AN ORDINANCE TO PROVIDE FOR THE REGISTRATION OF FIRMS AND PERSONS CARRYING ON BUSINESS UNDER BUSINESS NAMES AND FOR PURPOSES CONNECTED THEREWITH.

BE IT ENACTED by the High Commissioner for Palestine with the advice of the Advisory Council thereof:—

1. This Ordinance may be cited as the Registration of Short title.  
Business Names Ordinance, 1935.

2. In this Ordinance:—

Interpretation.

“Business” includes profession.

“Business name” means the name or style under which any business is carried on, whether in partnership or otherwise.

“Name” includes forename.

“Court” means the President of a District Court.

“Firm” means an unincorporate body of two or more individuals, or one or more individuals and one or more corporations, or two or more corporations, who have entered into partnership with one another with a view to carrying on business for profit.