

ship or aircraft that is for the time being chartered to any person who is—

- (a) a citizen of the United Kingdom and Colonies or a British subject without citizenship or a British protected person; or
- (b) a citizen of Southern Rhodesia; or
- (c) a body incorporated or constituted under the law of the United Kingdom or the law of any other country or place to which the Southern Rhodesia Act 1965 extends.

(4) If any ship, aircraft or land transport vehicle is used in contravention of paragraph (1) of this Article, then—

- (a) in the case of a British ship registered in the United Kingdom or in any other country or place to which the Southern Rhodesia Act 1965 extends or any aircraft so registered, the owner and master of the ship or, as the case may be, the operator and commander of the aircraft; or
- (b) in the case of any other ship or aircraft, the person to whom the ship or aircraft is for the time being chartered and, if he is such a person as is referred to in sub-paragraph (a) or sub-paragraph (b) or sub-paragraph (c) of paragraph (3) of this Article, the manager or the master of the ship, or, as the case may be, the operator or the commander of the aircraft; or
- (c) in the case of a land transport vehicle, the operator of the vehicle,

shall be guilty of an offence against this Order unless he proves that he did not know and had no reason to suppose that the goods were being or had been exported from Southern Rhodesia in contravention of Article 3(1) of this Order.

(5) If any ship, aircraft or land transport vehicle is used in contravention of paragraph (2) of this Article, then—

- (a) in the case of a British ship registered in the United Kingdom or in any other country or place to which the Southern Rhodesia Act 1965 extends or any aircraft so registered, the owner and the master of the ship or, as the case may be, the operator and the commander of the aircraft; or
- (b) in the case of any other ship or aircraft, the person to whom the ship or aircraft is for the time being chartered and, if he is such a person as is referred to in sub-paragraph (a) or sub-paragraph (b) or sub-paragraph (c) of paragraph (3) of this Article, the manager or the master of the ship or, as the case may be, the operator or the commander of the aircraft; or
- (c) in the case of a land transport vehicle, the operator of the vehicle,

shall be guilty of an offence against this Order unless he proves that he did not know and had no reason to suppose that the carriage of the goods in question was, or formed part of, carriage from any place outside Southern Rhodesia to any destination therein or to any person for the purposes of any business carried on in or operated from Southern Rhodesia.

(6) Nothing in this Article applies to goods in respect of which a licence granted by the Minister is in force under any other provision of this Order.

(7) Nothing in this Article shall be construed so as to prejudice any other provision of law prohibiting or restricting the use of ships, aircraft or land transport vehicles.

Manufacture or assembly in Southern Rhodesia of aircraft or motor vehicles

8.—(1) Except under the authority of a licence granted by the Minister, no person shall—

- (a) operate or use any undertaking in Southern Rhodesia, whether established before or after the commencement of this Order, as an undertaking to which this Article applies; or
- (b) authorise any undertaking in Southern Rhodesia to be operated or used by any other person as an undertaking to which this Article applies or give his consent to or connive in or by his neglect contribute to such operation or use.

(2) Except under such authority as aforesaid, no person shall—

- (a) establish in Southern Rhodesia any undertaking to which this Article applies; or
- (b) convert any undertaking in Southern Rhodesia into an undertaking to which this Article applies; or

(c) dispose (whether absolutely or for any lesser interest) of any undertaking in Southern Rhodesia to any other person if he knows or has reasonable cause to believe that that other person intends to use it as an undertaking to which this Article applies; or

(d) acquire (whether absolutely or for any lesser interest) any undertaking in Southern Rhodesia with the intention of using it as an undertaking to which this Article applies; or

(e) dispose (whether absolutely or for any lesser interest) of any property or assets of or forming part of any undertaking in Southern Rhodesia to which this Article applies to any other person otherwise than in the ordinary course of the business of that undertaking or acquire any such property or assets disposed of as aforesaid.

(3) No person shall—

(a) make or carry out any contract for any of the following transactions, that is to say:—

(i) the use or operation of any undertaking or the authorisation of, or the giving of consent to, the use or operation of any undertaking; or

(ii) the establishment, conversion, disposal or acquisition of any undertaking; or

(iii) the disposal or acquisition of the property or assets of or forming part of any undertaking, if that transaction would be in contravention of the foregoing provisions of this Article; or

(b) do any other act calculated to promote any such transaction.

(4) The undertakings to which this Article applies are undertakings for the manufacture or assembly of aircraft or motor vehicles.

(5) Any person who contravenes the foregoing provisions of this Article shall be guilty of an offence against this Order and, in the case of a person who—

- (a) is a citizen of the United Kingdom and Colonies or a British subject without citizenship or a British protected person; or
- (b) is a citizen of Southern Rhodesia; or
- (c) is a body incorporated or constituted under the law of the United Kingdom or the law of any other country or place to which the Southern Rhodesia Act 1965 extends,

shall be guilty of such an offence wherever the contravention takes place.

Investigation, etc. of suspected British ships and aircraft

9.—(1) Where any authorised officer, that is to say, any such officer as is referred to in section 692(1) of the Merchant Shipping Act 1894 (1894 c. 60), has reason to suspect that any British ship registered in the United Kingdom or in any other country or place to which the Southern Rhodesia Act 1965 extends has been or is being or is about to be used in contravention of paragraph (1) or paragraph (2) of Article 7 of this Order, he may (either alone or accompanied and assisted by persons under his authority) board the ship and search her and, for that purpose, may use or authorise the use of reasonable force, and he may request the master of the ship to furnish such information relating to the ship and her cargo and produce for his inspection such documents so relating and such cargo as he may specify; and an authorised officer (either there and then or upon consideration of any information furnished or document or cargo produced in pursuance of such a request) may, in the case of a ship that is reasonably suspected of being or of being about to be used in contravention of Article 7(2) of this Order, exercise the following further powers with a view to the prevention of the commission (or the continued commission) of any such contravention or in order that enquiries into the matter may be pursued, that is to say, he may either direct the master to refrain, except with the consent of an authorised officer, from landing at any port specified by the officer any part of the ship's cargo that is so specified or request the master to take any one or more of the following steps:—

- (a) to cause the ship not to proceed with the voyage on which she is then engaged or about to engage until the master is notified by any authorised officer that the ship may so proceed;