



Tonga

EVACUATION ACT

1988 Revised Edition



EVACUATION ACT

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EVACUATION ACT

Acts Nos. 11 of 1947 and 15 of 1988

AN ACT TO PROVIDE FOR THE EVACUATION OF PERSONS FROM ONE PART OF THE KINGDOM TO ANOTHER

Commencement [17th September, 1947]

1 Short title.

This Act may be cited as The Evacuation Act.

2 Power to order evacuation.

On any occasion His Majesty in Council may, in the interest and for the welfare of any particular body of persons residing within the Kingdom, by Order in Council order the complete or partial evacuation of that body of persons from its normal place of residence to any other part of the Kingdom.

3 Competent authority for evacuation.

Whenever His Majesty in Council shall order the complete or partial evacuation of any body of persons, as provided by section 2, His Majesty in Council shall appoint one or more persons to be the Competent Authority for Evacuation.

4 Powers and duties of competent authority.

The Competent Authority shall have the general management and control of the evacuation named in any such Order in Council, and for that purpose may —

- (a) make such rules as it thinks necessary for securing the satisfactory, expedient and comfortable evacuation named in the Order in Council;
- (b) requisition property, for the purposes of the evacuation, in the district or area to be evacuated, or partially evacuated;
- (c) apply any money received by it from the Treasurer in defraying any of the legitimate expenses of the evacuation;
- (d) subject to the provisions of this Act do such other things as appear to it to be necessary or expedient for furthering the interests and well-being of the evacuated persons during the course of evacuation and resettlement.

5 Treasurer to advance money for effecting evacuation.

For the purpose of effectively carrying out any such Order in Council the Treasurer shall, on the Authority of the Competent Authority, advance money from Public Funds for the transport, accommodation, maintenance and care of persons so evacuated.

6 Limitation of Order in Council.

Any such Order in Council shall remain effective until it be rescinded by His Majesty in Council.

7 Penalties.

Any person who fails to carry out the provisions of any such Order in Council, or any order, rule or instruction given by the Competent Authority thereunder, shall be guilty of an offence, and shall be liable to a fine not exceeding \$500 or to imprisonment for a term not exceeding 2 years, or to both such fine and imprisonment. (*Amended by Act 15 of 1988.*)