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Orders

In
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to December 1941

to

16 December 1941



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2468

TO HIS EXCELLENCY



Major-General the Right Honourable the Earl of Athlone, Knight of the Most Noble Order of the Garter, a Member of His Majesty's Most Honourable Privy Council, Knight Grand Cross of the Most Honourable Order of the Bath, Grand Master of the Most Distinguished Order of Saint Michael and Saint George, Knight Grand Cross of the Royal Victorian Order, Companion of the Distinguished Service Order, one of His Majesty's Personal Aides-de-Camp.

GOVERNOR GENERAL AND COMMANDER IN CHIEF
OF THE DOMINION OF CANADA

Report of a Committee of the Privy Council ON MATTERS
OF STATE.

PRESENT

The RIGHT HONOURABLE

W. L. MACKENZIE KING

THE HONOURABLE

T. A. CRERAR

P. J. A. CARDIN

J. L. RALSTON

I. A. MACKENZIE

C. G. POWER

J. L. ILSLEY

J. E. MICHAUD

C. D. HOWE

N. A. McLARTY

J. A. MacKINNON

W. P. MULLOCK

A. L. MACDONALD

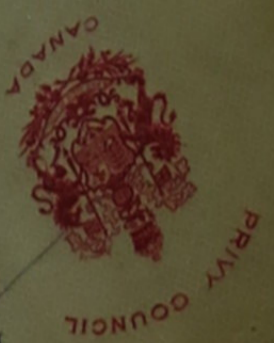
J. T. THORSON

H. MITCHELL

APPROVED.
16 DECEMBER 1941

May it please Your Excellency

GOVERNMENT
His Majesty's
Victorian Order
Saint Michael and
Order of the Bad
Honourable Privy C
the Most Noble Ord
Major-General the R
TO



The Proceedings of a Meeting of the Committee
of the Privy Council held on the sixteenth day of
December, 1941, contained in this Report, comprising
items numbered:

- | | | | |
|-----------|-----------|-----------|-----------|
| P.C. 9199 | P.C. 9762 | P.C. 9794 | P.C. 9831 |
| P.C. 9588 | P.C. 9763 | P.C. 9795 | P.C. 9832 |
| P.C. 9730 | P.C. 9764 | P.C. 9796 | P.C. 9833 |
| P.C. 9731 | P.C. 9765 | P.C. 9797 | P.C. 9834 |
| P.C. 9733 | P.C. 9766 | P.C. 9798 | P.C. 9863 |
| P.C. 9734 | P.C. 9767 | P.C. 9799 | |
| P.C. 9735 | P.C. 9768 | P.C. 9800 | |
| P.C. 9736 | P.C. 9769 | P.C. 9801 | |
| P.C. 9737 | P.C. 9770 | P.C. 9802 | |
| P.C. 9738 | P.C. 9771 | P.C. 9803 | |
| P.C. 9739 | P.C. 9772 | P.C. 9804 | |
| P.C. 9740 | P.C. 9773 | P.C. 9805 | |
| P.C. 9741 | P.C. 9774 | P.C. 9806 | |
| P.C. 9742 | P.C. 9775 | P.C. 9807 | |
| P.C. 9743 | P.C. 9776 | P.C. 9808 | |
| P.C. 9744 | P.C. 9777 | P.C. 9809 | |
| P.C. 9745 | P.C. 9778 | P.C. 9810 | |
| P.C. 9746 | P.C. 9779 | P.C. 9811 | |
| P.C. 9747 | P.C. 9780 | P.C. 9812 | |
| P.C. 9748 | P.C. 9781 | P.C. 9813 | |
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| P.C. 9751 | P.C. 9784 | P.C. 9816 | |
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| P.C. 9757 | P.C. 9790 | P.C. 9827 | |
| P.C. 9758 | P.C. 9791 | P.C. 9828 | |
| P.C. 9760 | P.C. 9792 | P.C. 9829 | |
| P.C. 9761 | P.C. 9793 | P.C. 9830 | |

are submitted for Your Excellency's approval.

Government House,
Ottawa.

Approved
Athlone

16 Dec. 1941

TO HIS
249
Major-General the Right
Honourable Privy C
Order of the R
Saint Mich
Victorian
His M



A9

P.C. 9760 *Revised by P.C. 269-23-1-47*
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AT THE GOVERNMENT HOUSE AT OTTAWA
Tuesday, the 16th day of December, 1941.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

WHEREAS the Minister of Justice reports,-

*Justice 19th Dec, 1941.
E.A.
P.M.
K.*

That a Special Committee on Orientals in British Columbia which was appointed on October 1st, 1940, to investigate the position of persons of Japanese and Chinese racial origin, who are resident in British Columbia, and to report upon the problem of Japanese and Chinese in that province from the point of view of national security, with particular reference to the question of military training, made a report on December 2, 1940, recommending inter alia that, both for purposes of civil security and in order to deprive persons hostile to the Japanese, of a constant and effective ground for complaint, there should be a re-registration of the Japanese population in British Columbia;

That the Cabinet War Committee considered and approved such recommendation and by Order in Council P.C. 117, dated January 7th, 1941, a standing committee was appointed to assist the Government by overseeing the execution of such recommendations of the Special Committee as the Government might from time to time refer to it for action;

That the Commissioner of the Royal Canadian Mounted Police was asked to supervise such re-registration;

That such re-registration has been substantially completed by the Royal Canadian Mounted Police with the voluntary co-operation of most persons of the Japanese race in British Columbia who have completed the form contained in Schedule A hereto and have received a certificate of registration in the form contained in Schedule B hereto;

Canada Gazette
27-12-41, p. 2313.

That, /

pg. 9760

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2.

That, on instructions from the Cabinet War Committee, such re-registration has been extended to all persons of the Japanese race in Canada;

That, in view of the existence of a state of war between Canada and Japan, it is considered advisable that such re-registration, as extended to all persons of the Japanese race in Canada, be made compulsory.

NOW, THEREFORE, His Excellency the Governor General in Council, on the recommendation of the Minister of Justice and under the authority of the War Measures Act, chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows,-

1. (1) Every person of the Japanese race who resides in Canada, who has attained his sixteenth birthday on or before a day to be fixed by the Commissioner of the Royal Canadian Mounted Police, and who has not heretofore registered with the Royal Canadian Mounted Police by completing the form contained in Schedule A to this order shall so register on or before the day fixed pursuant to this section and the Royal Canadian Mounted Police shall issue to each person so registering a Certificate of Registration in the form contained in Schedule B to this order.

(2) The Commissioner of the Royal Canadian Mounted Police shall publish in the Canada Gazette a notice of the day which he fixes pursuant to subsection (1) of this section at least two weeks prior to such day.

(3) Every person of the Japanese race who -

(a) attains his sixteenth birthday after the day fixed pursuant to subsection (1) of this section or

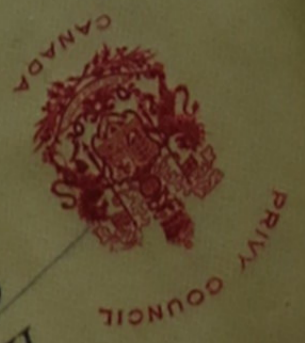
(b) owing to absence from Canada on or prior to the said date has not so registered

shall within thirty days from his sixteenth birthday or from his entry or re-entry into Canada, as the case may be, register in the manner prescribed in subsection (1) of this section.

(4) Every person who fails to register as required by subsection (1) or subsection (3) of this section on or before the day fixed under subsection (1) of this section shall nevertheless so register after such day but such subsequent registration shall not relieve such person from any penalty incurred by reason of such failure to register as aforesaid.

2./

GOVERNMENT OF CANADA
His Majesty's Privy Council
Order of the Bath, Order of the Right
Honourable Privy Council
Major-General the Right Hon. J. G. ...
TO HIS



Pb. 9760

31

3.

2. (1) Any person who fails to register as here-
inbefore required shall be guilty of an offence
and shall be liable on summary conviction or on
indictment to a fine not exceeding two hundred
dollars or to imprisonment for a term not exceed-
ing three months or to both such fine and such
imprisonment and to a further penalty not exceed-
ing ten dollars for each day after the day fixed
under section 1 of this order during which he
continues to be unregistered.

(2) The burden of proving registration under
this order shall lie upon the person who alleges
it and any person to whom a registration certificate
has not been issued shall be deemed to have failed
to register.

3. (1) Every person to whom such a registration
certificate has been issued either before or after
the passing of this order shall at all times carry
it upon his person and shall produce it for
inspection upon reasonable demand to any peace
officer, police officer or constable or to any
other person designated for the purpose by the
Attorney General of any province, and in particular,
without limiting the generality of this section,
any such peace officer, police officer or constable
or other person may, at any time after the day
fixed under section 1 of this order, require any
person of the Japanese race who has attained his
sixteenth birthday, present or attending at any
public assembly, place of public resort or
entertainment, ticket or telegraph office, or post
office, or being in or upon any car, train or
steamboat, to produce such registration certificate
upon that occasion; and if any such person so
required fails without reasonable excuse, to
produce such registration certificate, he shall be
guilty of an offence and liable to a fine not
exceeding twenty dollars, and may be detained and
taken immediately before a justice of the peace
to be dealt with according to law.

(2) Any peace officer, police officer or constable
or any other person designated for the purpose by
the Attorney General of any province may accost any
person of the Japanese race who has attained his
sixteenth birthday at any time after the day fixed
under section 1 of this order and question him as
to whether or not he has registered pursuant to the
provisions of this order; and any person so accosted
shall answer truthfully all relevant questions put
to him concerning such registration, and if he
answers untruthfully or evasively, or if the officer
questioning such person shall have reasonable ground
to believe that his answers are untruthful or
evasive, such officer may detain such person and
take him before a justice of the peace to be dealt
with according to law.

4./

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4. If any person upon his registration under this order refuses to answer any question on his registration form, he shall be guilty of an offence and liable on summary conviction to a fine not exceeding one hundred dollars.

5. If any person upon his registration under this order wilfully gives a false or misleading answer to any question on his registration form, he shall be guilty of an offence and liable on summary conviction to a fine not exceeding two hundred dollars or to imprisonment for a term not exceeding three months or to both such fine and such imprisonment.

6. If any person having registered with the Royal Canadian Mounted Police in the form contained in Schedule A to this order, so registers again either under the same name or a different name, he shall be guilty of an offence and liable upon summary conviction to a fine not exceeding two hundred dollars and not less than fifty dollars, or to imprisonment for a term not less than three months, or to both such fine and such imprisonment.

7. Every person who falsely represent himself to be a person who has received a registration certificate in the form contained in Schedule B to this order from the Royal Canadian Mounted Police, shall be guilty of an offence and liable upon summary conviction to a fine not exceeding two hundred dollars, and not less than fifty dollars, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment.

8. Every person who without lawful reason or excuse, the proof of which shall lie upon him, has in his possession

(a) a registration certificate in the form contained in Schedule B to this order or a document purporting to be such a registration certificate, which registration certificate was not lawfully received by him from the Royal Canadian Mounted Police; or

(b) a blank form of such a registration certificate or printed paper purporting to be such blank form

shall be guilty of an offence and liable upon summary conviction to imprisonment for any term not exceeding three years and not less than six months.

9. Every person who without lawful authority or excuse, the proof of which shall lie upon him, prints or makes a registration certificate in the form contained in Schedule B to this order or any printed paper purporting to be a blank form of such a registration certificate, shall be guilty of an offence and liable upon summary conviction or upon indictment to imprisonment for any term not exceeding three years and not less than six months.

10./

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10. Every person who -

- (a) sells or offers to sell any registration certificate in the form contained in Schedule B to this order, any document purporting to be such a registration certificate, any blank form of such a registration certificate, or any printed paper purporting to be a blank form of such a registration certificate, or
- (b) without lawful reason or excuse, the proof of which shall lie upon him, parts with the possession of any such registration certificate, any document purporting to be such a registration certificate, any blank form of such registration certificate, or any printed paper purporting to be a blank form of such a registration certificate,

shall be guilty of an offence and liable upon summary conviction to imprisonment for any term not exceeding three years and not less than six months.

11. Every person who counsels or advises any other person to refuse or omit to comply with any of the provisions of this order shall be guilty of an offence and liable upon summary conviction to a fine not exceeding two hundred dollars, or to imprisonment for a term not exceeding three months, or to both such fine and such imprisonment.

12. Every person registered with the Royal Canadian Mounted Police on the form contained in Schedule A to this order shall answer truthfully in writing, any question which may be submitted to him in print or in writing by or under the direction of the Commissioner of the Royal Canadian Mounted Police touching the answers upon his registration form, or requiring any information concerning any of the matters therein mentioned or referred to, and shall return his answers to any such question to the Commissioner of the Royal Canadian Mounted Police, or to any other officer as may be required, either personally or by registered post, within ten days after the day when he shall have received the questionnaire; and every such person who refuses, fails or neglects without lawful excuse, to return his answers to such questions within the time aforesaid shall be guilty of an offence, and liable upon summary conviction to a fine not exceeding fifty dollars.

13./

GOVERNOR
His Majesty
Victorian Order
Saint Michael an
Order of the Bath,
Honourable Privy Council
the Most Noble
Major-General the Right Hon
TO HIS EXCELLENCY
2465



Pb. 9760

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13. Any person registered with the Royal Canadian Mounted Police on the form contained in Schedule A to this order who, after such registration, has married or marries or has changed or changes his or her place of residence shall, within fourteen days of the date of this order or of such marriage or change of address, notify the Commissioner of the Royal Canadian Mounted Police at Ottawa of the date of his or her marriage, and of the name and place of residence of the person whom he married, or of the place of residence and post office address to which he has removed, as the case may be, and any such person who fails, without lawful excuse, to comply with the provisions of this section, shall be guilty of an offence and liable upon summary conviction to a fine not exceeding fifty dollars.

14. In this order the expression "person of the Japanese race" shall include a person not wholly of the Japanese race if his father or mother is of the Japanese race and if the Commissioner of the Royal Canadian Mounted Police, by notice in writing, requires him to register.

15. No prosecution under this order shall be commenced without the leave of the Attorney General of Canada or of the province in which the offence is alleged to have been committed.

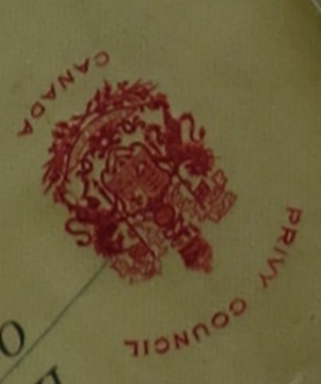
M. Macleod King

Approved.

A. Chalmers

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GOVERNMENT
His Majesty's
Victorian Order,
Saint Michael Order,
Order of the Bath,
Honourable Privy Council,
the Most Noble Order of
Major-General the Right Hon.
TO HIS EXCELLENCY
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SCHEDULE A

SERIAL NO.

REGISTRATION OF ORIENTALS UNDER
O.C. P.C. 117 BY R.C.M. POLICE.

NAME STATUS
ADDRESS SINGLE OR MARRIED
PLACE OF BIRTH DATE OF BIRTH
SEX AGE HEIGHT WEIGHT
HAIR EYES COMP.

SPECIAL MARKS OF IDENTIFICATION:

DATE OF ENTRY TO CANADA

PORT OF ENTRY

Ex. S.S.

FATHER'S NAME

FATHER'S SERIAL NO.

MOTHER'S NAME

MOTHER'S SERIAL NO.

NAME OF HUSBAND (WIFE)

SERIAL NO. OF
HUSBAND (WIFE)

OCCUPATION

NUMBER AND TYPE OF FISHING LICENCE (if any)

PROPERTY OWNED (REGISTRATION NO. OF BOAT, if any)

ADDRESS OF WIFE (HUSBAND)

NUMBER OF CHILDREN UNDER 16 YEARS OF AGE

NAME AGE ADDRESS

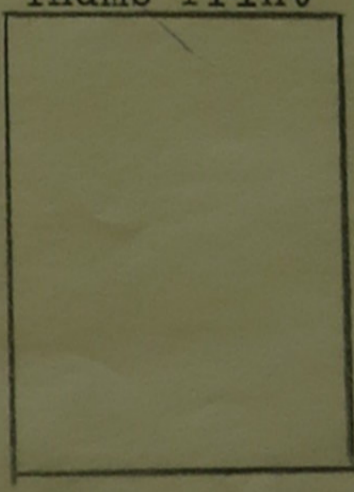
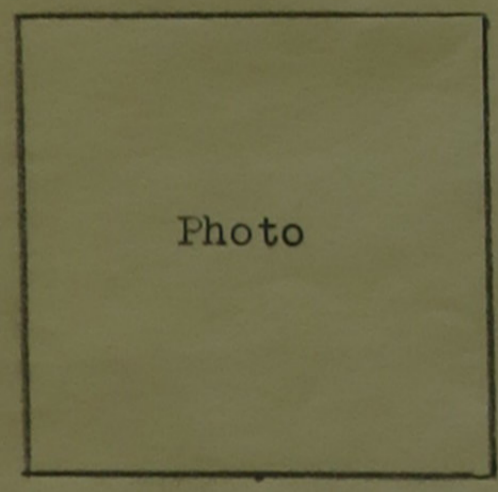
NUMBER AND DATE OF BIRTH AND/OR NATURALIZATION CERTIFICATE

IS JAPANESE NATIONALITY CLAIMED AS WELL AS CANADIAN NATIONALITY?

IS RETURN TO JAPAN CONTEMPLATED?

IF SO FOR WHAT REASON?

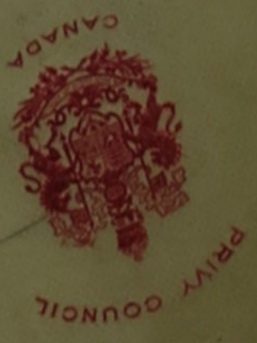
Thumb Print



Applicant's Signature

.....

GOVERNOR GEORGE
OF THE
His Majesty's Personal
Victorian Order, Companion
Order of the Bath, Grand
Saint Michael and Saint
Honourable Privy Council,
the Most Noble Order of the
Major-General the Right Hon.



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REVERSE

Police Record (if any)

Special Memo (to contain any information of interest not covered on front of sheet)

Questionnaire completed by: (Signature)

Place

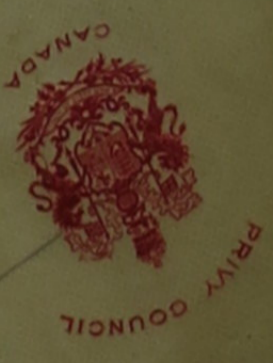
Date

Registration Card Issued (Yes) or (No)

If not why?

This space for any notation such as subsequent change of status, death, etc., etc.

Report of a
GOVERNOR
His Majesty's Person
Victorian Order, Com
Saint Michael and Sa
Order of the Bath, Gra
Honourable Privy Council
the Most Noble Order of
Major-General the Right H
TO HIS



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SCHEDULE B

SERIAL NO.

NAME

ADDRESS

AGE

HEIGHT

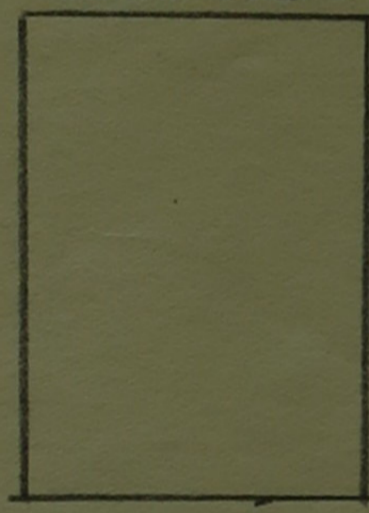
WEIGHT

THUMB PRINT

MARKS OF IDENTIFICATION

OCCUPATION

Signature.....



REVERSE

The Bearer, whose photograph and specimen of signature appear hereon, has been duly registered in compliance with the provisions of Order-in-Council P.C. 117.

Vancouver
(Date)

Photo



Issuing
Officer
Inspector R.C.M.P.

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16 December 1941

Report of a
GOVERNOR
His Majesty's Person
Victorian Order, Com
Saint Michael and Sa
Order of the Bath, Gra
Honourable Privy Council
the Most Noble Order of
Major-General the Right H
TO HIS



P.C. 9761

*See P.C. 6247, 20.7.42
revoked by P.C. 269-23-1-47 32*



AT THE GOVERNMENT HOUSE AT OTTAWA
Tuesday, the 16th day of December, 1941.

PRESENT:

HIS EXCELLENCY

THE GOVERNOR GENERAL IN COUNCIL:

WHEREAS the Minister of Justice reports that owing to the war with Japan it is considered desirable that provision should be made to control vessels used or operated by persons of the Japanese race.

NOW, THEREFORE, His Excellency the Governor General in Council, on the recommendation of the Minister of Justice, concurred in by the Secretary of State for External Affairs and the Minister of National Defence for Naval Services, and under the authority of the War Measures Act, chapter 206 of the Revised Statutes of Canada, 1927, is pleased to order and doth hereby order as follows,-

"1. No person of the Japanese race shall use or operate any vessel within waters adjacent to the West coast of Canada without the authority in writing of the Commissioner of the Royal Canadian Mounted Police, or other officer designated by him for the purpose.

2. Where any person of the Japanese race uses or operates a vessel without the authority aforesaid, such vessel may be seized and detained on behalf of His Majesty by any officer of the Royal Canadian Navy, Royal Canadian Mounted Police, Provincial Police of British Columbia, or of the Department of Fisheries, and any such vessel shall be released from such seizure and detention at any time on the instructions of the Commissioner of the Royal Canadian Mounted Police or the Minister of Justice: Provided that any such seizure and detention shall be without prejudice to any proceedings under the Order respecting Prize enacted on the twenty-seventh day of September, 1939,

as/

*2 Justice 19th Dec. 1941.
1 P.M.
1 E.A.
1 Kearns
1 K.*

GOVERNMENT
His Majesty's Privy Council
Saint Michael and Saint Elizabeth
Order of the Bath, Grand
Honourable Privy Council
the Most Noble Order of the
Major-General the Right Honourable
TO HIS EXCELLENCY
2468



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2.

as P.C. 2892: And provided further that any seizure made after the eighth day of December, 1941, and prior to the coming into force of this Order of any vessel on the ground that it has been used or operated by a person of the Japanese race shall, nevertheless, be deemed to have been duly made pursuant to this Order.

3. Every one who contravenes the provisions of this Order shall be guilty of an offence and shall be liable, on summary conviction, to a fine not exceeding five hundred dollars or to imprisonment for a term not exceeding twelve months, or to both such fine and such imprisonment."

M. Kwochenzi King

Approved,

Athlone.

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