

Majesty in Council for the government of Her Majesty's subjects within any territory acquired by cession or conquest.

"The person for the time being lawfully acting in the capacity of High Commissioner, and any Deputy Commissioner, duly appointed and empowered under the provisions of any such Order in Council as aforesaid, and acting under the directions of the High Commissioner, shall have, and may exercise and perform, any power, authority, jurisdiction, and duty vested in or imposed upon any British consular officer by the principal Act or by any other Act having reference to such consular officers, passed either before or after the passing of this Act; and every such Act shall be construed as if the said High Commissioner and Deputy Commissioner were named therein in addition to a British consular officer.

"7. Nothing herein or in any such Order in Council contained shall extend or be construed to extend to invest Her Majesty, Her heirs or successors, with any claim or title whatsoever to dominion or sovereignty over any such islands or places as aforesaid or to derogate from the rights of the tribes or people inhabiting such islands or places, or of chiefs or rulers thereof, to such sovereignty or dominion."

And whereas by the Foreign Jurisdiction Act, 1890, and otherwise, Her Majesty has jurisdiction in the aforesaid islands and places not being within Her Majesty's dominions, nor within the jurisdiction of any civilized power.

And whereas by the first, second, and fifth sections of the Foreign Jurisdiction Act, 1890, it is enacted as follows:—

"1. It is, and shall be lawful for Her Majesty the Queen to hold, exercise, and enjoy any jurisdiction which Her Majesty now has, or may at any time hereafter have, within a foreign country in the same and as ample a manner as if Her Majesty had acquired that jurisdiction by the cession or conquest of territory.

"2. Where a foreign country is not subject to any government from whom Her Majesty the Queen might obtain jurisdiction in the manner recited by this Act, Her Majesty shall by virtue of this Act have jurisdiction over Her Majesty's subjects for the time being resident in or resorting to that country, and that jurisdiction shall be jurisdiction of Her Majesty in a foreign country within the meaning of the other provisions of this Act.

"5.—(1.) It shall be lawful for Her Majesty the Queen in Council, if she thinks fit, by order to direct that all or any of the enactments described in the First Schedule to this Act, or any enactments for the time being in force amending or substituted for the same, shall extend, with or without any exceptions, adaptations, or modifications in the Order mentioned, to any foreign country in which for the time being Her Majesty has jurisdiction.

"(2.) Thereupon those enactments shall, to the extent of that jurisdiction, operate as if that country were a British possession, and as if Her Majesty in Council were the legislature of that possession."

And whereas Her Majesty hath power by Order in Council to make laws for the Colony of Fiji.

And whereas the following Orders in Council

have been made under the powers by the Pacific Islanders Protection Act, 1875, or otherwise in Her Majesty vested, that is to say:

The Western Pacific Orders in Council of 1877 and 1879.

The Western Pacific Order in Council of 1880.

And whereas it is expedient to amend and consolidate the said Orders in Council, and to make further provision for the purposes in the recited Acts mentioned.

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf, by the British Settlements Act, 1887, the Pacific Islanders Protection Acts, and the Foreign Jurisdiction Act, 1890, or otherwise in Her Majesty vested, is pleased, by and with the advice of her Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as the Pacific Order in Council, 1893.

2. This Order is divided into parts as follows:—

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PART I.—INTERPRETATION AND APPLICATION.

3. In this Order, unless the subject or context otherwise requires,

"Secretary of State" means one of Her Majesty's Principal Secretaries of State;

"Supreme Court" means the Supreme Court of Fiji;

"Chief Justice" means the Chief Justice for the time being of the Supreme Court of Fiji;

"Resident" means having a fixed place of abode in one of the islands or places to which this Order applies;

"Native" means any person not being a British subject or a foreigner;

"Treaty" includes convention, and agreement in the nature of a treaty or convention; and every other engagement or instrument of a political character, together with every instrument annexed thereto or agreed to in pursuance thereof;

"Crime" or "offence" includes any crime or