

Order"), extending certain of the provisions of the Air Navigation Act, 1920, amended as aforesaid, and certain of the provisions of the Air Navigation Act, 1936, adapted and modified as therein provided, to the colonies, protectorates and mandated territories therein mentioned:

And whereas it is expedient to extend the said provisions of the said Acts to the Colony and Protectorate of Aden, and to Basutoland, the Bechuanaland Protectorate, and Swaziland:

Now, therefore, His Majesty, by virtue and in exercise of the powers in this behalf by the Air Navigation Act, 1920, or otherwise in His Majesty vested, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as "The Colonial Air Navigation (Application of Acts) (Amendment) Order, 1937", and the principal Order and this Order may be cited together as "The Colonial Air Navigation (Application of Acts) Orders, 1937".

2. The Second Schedule to the principal Order shall be amended by the insertion at the commencement thereof of the words "Aden (Colony and Protectorate)", after the word "Barbados" of the words "Basutoland" and "Bechuanaland Protectorate", and after the words "Straits Settlements" of the word "Swaziland".

*M. P. A. Hankey.*

At the Court at *Buckingham Palace*, the 23rd day of *November*, 1937.

PRESENT,

The KING's Most Excellent Majesty.

Lord President.  
Viscount Lee of Fareham.  
Mr. Secretary Hore-Belisha.  
Sir John Gilmour.

WHEREAS by Section 29 of the Copyright Act, 1911 (1 & 2 Geo. 5. c. 46) (hereinafter referred to as "the Act"), it is enacted that His Majesty may by Order in Council direct that the Act (except such parts, if any, thereof as may be specified in the Order) shall apply to certain classes of foreign works:

And whereas His Majesty is satisfied that the State of Sarawak has made or has undertaken to make such provision as it appears to His Majesty expedient to require for the protection of works entitled to copyright under the provisions of Part I of the Act:

Now, therefore, His Majesty, in exercise of the powers conferred upon Him by the Act, and of all other powers enabling Him in that behalf, by and with the advice of His Privy Council, is pleased to direct and doth hereby direct as follows:—

1. The Act shall apply—

(a) to works first published in Sarawak, in like manner as if they were first published within the parts of His Majesty's dominions to which the Act extends;

(b) to literary, dramatic, musical and artistic works, or any class thereof, the authors whereof were at the time of the

making of the work subjects of His Highness the Rajah of Sarawak, in like manner as if the authors were British subjects;

(c) in respect of residence in Sarawak, in like manner as if such residence were residence in the parts of His Majesty's dominions to which the Act extends.

2. Where any musical work to which the Act is applied by this Order has been published before the date of this Order but no contrivance by means of which the work may be mechanically performed has before the said date been lawfully made or placed on sale within the parts of His Majesty's dominions to which this Order applies, copyright in such work shall include all rights conferred by the Act with respect to the making of records, perforated rolls and other contrivances by means of which the work may be mechanically performed.

3. In the application of Sections 1 (2) (d) and 19 of the Act, to any work to which the Act is applied by this Order, the date of this Order shall be substituted for "the commencement of this Act" and for "the passing of this Act" in Sections 19 (7) and 19 (8) wherever those expressions occur.

4. Where any person has, before the date of this Order, taken any action whereby he has incurred any expenditure or liability in connection with the reproduction or performance of any work in a manner which at the time was lawful, or for the purpose of or with a view to the reproduction or performance of a work at a time when such reproduction or performance would, but for the making of this Order, have been lawful, nothing in this Order shall diminish or prejudice any rights or interest arising from or in connection with such action which are subsisting and valuable at the said date unless the person who, by virtue of this Order, becomes entitled to restrain such reproduction or performance agrees to pay such compensation as failing agreement may be determined by arbitration.

5. The Interpretation Act, 1889 (52 & 53 Vict. c. 63), shall apply to the interpretation of this Order as it applies to the interpretation of an Act of Parliament.

6. This Order may be cited as the Copyright (Sarawak) Order, 1937.

*M. P. A. Hankey.*

At the Court at *Buckingham Palace*, the 23rd day of *November*, 1937.

PRESENT,

The KING's Most Excellent Majesty.

Lord President.  
Viscount Lee of Fareham.  
Mr. Secretary Hore-Belisha.  
Sir John Gilmour.

WHEREAS by Section 48 of the Patents and Designs Acts, 1907 to 1932 (7 Edw. 7, c. 29; 4 & 5 Geo. 5, c. 18; 9 & 10 Geo. 5, c. 80; 18 & 19 Geo. 5, c. 3; and 22 & 23 Geo. 5, c. 32) it is provided that His Majesty may by Order in Council apply the said Section to vessels, aircraft and land vehicles of a part of His Majesty's dominions outside the United Kingdom in like manner as to vessels, aircraft and land vehicles of a foreign state and that the said Section shall apply only to vessels,