

Rhodesian Court of Appeal instead of from the High Court of Northern Rhodesia as heretofore:

And whereas it is expedient to amend the Northern Rhodesia Order in Council, 1924 (hereinafter called the Principal Order) accordingly:

Now, therefore, His Majesty, by virtue and in exercise of the powers in this behalf by the Foreign Jurisdiction Act, 1890, 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 Northern Rhodesia (Amendment) Order in Council, 1939.

2. The following Article shall be inserted after Article 30 of the Principal Order—

“30A. Subject to the provisions of any Ordinance, an appeal shall lie from the High Court to the Rhodesian Court of Appeal.”

3. Article 31 of the Principal Order shall be amended by substituting for the words “from the High Court to His Majesty in Council” the words “to His Majesty in Council from a judgment of the Rhodesian Court of Appeal given on appeal from the High Court”.

4. Nothing in this Order shall affect the provisions of the Principal Order under which an appeal lies to His Majesty in Council from a judgment of the High Court of Northern Rhodesia if such judgment has been given before the date of the coming into operation of this Order.

5. His Majesty in Council may from time to time revoke, alter, add to, or amend this Order.

6. This Order shall come into operation on a day to be fixed by the Governor by proclamation published in the Gazette.

*Rupert B. Howorth.*

At the Court at *Buckingham Palace*, the 5th day of *May*, 1939.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS under the Northern Rhodesia Order in Council, 1924, as amended by the Northern Rhodesia (Amendment) Order in Council, 1939, provision is made for appeals to His Majesty in Council from the Rhodesian Court of Appeal instead of, as formerly, from the High Court of Northern Rhodesia:

And whereas it is expedient to amend the Northern Rhodesia (Privy Council Appeals) Order in Council, 1913 (hereinafter called the Principal Order) accordingly:

Now, therefore, His Majesty, by virtue and in exercise of the powers in this behalf by the Foreign Jurisdiction Act, 1890, 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 Northern Rhodesia (Privy Council Appeals) Order in Council, 1939.

2. Section 1 of the Principal Order shall be amended by substituting for the definition of “Court” the following definition—

“‘Court’ means either the Rhodesian Court of Appeal when exercising jurisdiction in appeals from Northern Rhodesia or one or more Judges of the said Court when exercising such jurisdiction, according as the matter in question is one which, under the rules and practice of the Rhodesian Court of Appeal, properly appertains to the Court or to one or more Judges thereof”.

3. Section 3 of the Principal Order shall be amended by substituting for the words “presiding judge” the words “senior member of the Court or, in his absence, of the member of the Court next in seniority”.

4. Nothing in this Order shall affect the provisions of the Principal Order under which an appeal lies to His Majesty in Council from a judgment of the High Court of Northern Rhodesia if such judgment has been given before the date of the coming into operation of this Order.

5. This Order shall come into operation on a day to be fixed by the Governor by proclamation published in the Gazette.

*Rupert B. Howorth.*

At the Court at *Buckingham Palace*, the 5th day of *May*, 1939.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS by the Maintenance Orders (Facilities for Enforcement) Act, 1920, provision has been made for the enforcement in England and Northern Ireland of maintenance orders made by a Court in any part of His Majesty's dominions outside the United Kingdom to which the said Act extends:

And whereas by the said Act it is, amongst other things, provided that where His Majesty is satisfied that reciprocal provisions have been made by the Legislature of any part of His Majesty's dominions outside the United Kingdom for the enforcement within that part of maintenance orders made by Courts within England and Northern Ireland, His Majesty may by Order in Council extend the said Act to that part, and thereupon that part shall become a part of His Majesty's dominions to which the said Act extends:

And whereas His Majesty is satisfied that the Legislature of the Colony of Aden has made reciprocal provisions for the enforcement within the Colony of Aden of maintenance orders made by Courts within England and Northern Ireland:

Now, therefore, His Majesty, by virtue and in exercise of the powers by the Maintenance Orders (Facilities for Enforcement) Act, 1920, in His Majesty vested, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, that the Maintenance Orders (Facilities for Enforcement) Act, 1920, shall apply to the Colony of Aden.

*Rupert B. Howorth.*