

Republic of China, which shall proceed to dispose of them as expeditiously as possible and in so doing shall, so far as practicable, apply the law which the court of His Majesty "would have applied", the records of the said courts shall be retained in China for not less than ten years after the date on which the Order takes effect and certified copies thereof shall, on the application of any interested party or of the Government of the Republic of China or any Chinese court having jurisdiction in the matter, be supplied in accordance with such instructions as may be issued for this purpose by the Secretary of State.

(3) Nothing in this article shall be deemed to prevent the performance by Consular Officers of His Majesty in China, in accordance with the instructions of the Secretary of State, of such duties and services in connexion with the administration of estates of deceased persons as are permissible under the laws of the Republic of China.

#### Article 4.

1. Every "China Company" as defined in Article 3 of the Principal Order which has not, at the date specified in paragraph 2 of this Article, been registered in some territory within the dominions of His Majesty, in accordance with the law of that territory and the "The Defence (China Companies Temporary Transfer of Registered Office) Regulation, 1941", made under the Principal Order, and remained so registered or been registered by the Registrar of Companies for England or for Scotland, in accordance with the provisions of the Colonial Companies (Transfer) Order in Council, 1942, and Regulation 5 of the Defence (Companies) Regulations, 1940 (or elsewhere within the dominions of His Majesty in accordance with the provisions of any Act or Order amending or substituted for the said Order in Council or Regulation), shall, within six months of the said date, be registered with the Registrar of Companies at Hong Kong and shall thereupon cease to have its registered office in China.

2. The date referred to in paragraph 1 of this Article shall be such date as the Secretary of State shall specify for this purpose by a notice issued in London Gazette. The date so specified shall be a date after the occupation of Shanghai by the military forces of the Emperor of Japan has been terminated and a Consulate of His Majesty has been re-established at Shanghai, and after such provision as is necessary has been made by the law of the Colony of Hong Kong for the registration there of China companies, and for the application to such companies of the Companies Ordinances of the Colony.

3. Every China company which is required to register at Hong Kong in accordance with the provisions of paragraph 1 of this Article and fails to do so shall cease to exist as a company at the end of the aforesaid period of six months.

4. The provisions of paragraph 3 of this Article in no way prejudice the liquidation of any such company under any provision of the law of the Colony of Hong Kong under which it may be liquidated.

5. A notice setting out the provisions of this Article and the date specified by the Secretary of State shall be kept posted in His Majesty's Consulate at Shanghai until the aforesaid period of six months has expired, but a failure to post or keep posted such notice shall in no manner affect the operation of the previous paragraphs of this Article.

6. The Secretary of State shall, upon the request of the Government of the Colony of Hong Kong, take steps to transfer to the Government of Hong Kong the records of the Registrar of Companies at Shanghai, or copies thereof or extracts therefrom, so far as the said records are available.

7. Save as provided in paragraph 3 of this Article, nothing in this Order shall be deemed to affect the continuance of any "China Company" or its power to carry on business.

#### Article 5.

(1) Shanghai shall cease to be a port of registry under the Merchant Shipping Act, 1894.

(2) Any British ship, being a ship which at the date of the coming into force of this Order is registered at Shanghai under the China and Corea (Shipping Registry) Order in Council, 1904, shall so long as (1) the ship has not been registered as a British ship at some other port of registry, or (2) the registry thereof is not to be considered as closed under Section 21 of the Merchant Shipping Act, 1894, be deemed to have continued to be registered at a British port of registry until the expiration of nine months after the date specified in paragraph (2) of Article 4 of this Order.

(3) The Minister of War Transport may make such Regulations as he may deem necessary for giving effect to the provisions of paragraph 2 of this Article and in particular with regard to the certificates of registry of ships which by virtue of the said paragraphs are to be deemed to be registered at a British port of registry.

(4) The Secretary of State shall place at the disposal of the Minister of War Transport the records of the Registry of Shipping at Shanghai so far as the said reports are or may become available, and the Minister of War Transport may provide for the disposal of such records in such manner as he thinks fit.

(5) A notice setting out the provisions of this Article and the date specified under paragraph (2) of Article 4 of this Order shall be kept posted in His Majesty's Consulate at Shanghai until the aforesaid period of nine months has expired, but a failure to post or keep posted such notice shall in no manner affect the operation of the previous paragraphs of this Article.

#### Article 6.

(1) Where at the date of taking effect of this Order decrees nisi had been granted in matrimonial suits by His Britannic Majesty's Supreme Court for China but no application for decrees absolute had been determined, the proceedings shall be deemed to have been concluded by the grant of decrees absolute on the date of the taking effect of this Order.

(2) The Secretary of State shall cause to be published a list of the causes to which the previous paragraph of this Article applies as soon as the records of the Courts are available for this purpose.

And the Right Honourable Anthony Eden, one of His Majesty's Principal Secretaries of State, is to give the necessary directions herein.

*E. C. E. Leadbitter.*

[This Order came into force on the 20th May, 1943.]

#### Treasury Chambers, S.W.1.

The Lords Commissioners of His Majesty's Treasury hereby give notice that They have made an Order under Section 19 of the Import Duties Act, 1932, and Section 1 of the Import Duties (Emergency Provisions) Act, 1939, viz.:-

The Import Duties (Exemptions) (No. 3) Order, 1943, continuing for a further period of one year the exemption from the general ad valorem duty of certain fresh fish.

The Order has been published as Statutory Rules and Orders 1943, No. 717, and copies may be purchased (price id. net) direct from His Majesty's Stationery Office, at the following addresses:—York House, Kingsway, London, W.C.2; 120 George Street, Edinburgh 2; 39-41 King Street, Manchester 2; 1 St. Andrew's Crescent, Cardiff; 80 Chichester Street, Belfast; or through any bookseller.

#### THE CHINA ORDER IN COUNCIL, 1943.

Whereas by Article 1 (2) of the China Order in Council, 1943 (S.R. and O., 1943, No. 386), it is provided that that Order shall take effect on the date of the exchange of ratifications of the Treaty signed on behalf of His Majesty at Chungking on the 11th day of January, 1943, and that the Secretary of State shall cause a notice of the date to be published in the London Gazette: His Majesty's Principal Secretary of State for Foreign Affairs now therefore gives notice that the exchange of ratifications of the said Treaty was effected on 20th May, 1943 and that the said Order takes effect as from that date.

Foreign Office, S.W.1.

24th May, 1943.

#### CHILDREN AND YOUNG PERSONS ACT, 1933. LANGHAM OAKS SCHOOL, NEAR COLCHESTER, ESSEX.

The Secretary of State for the Home Department hereby gives notice that he has approved Langham Oaks School, near Colchester, Essex, for the education and training of boys sent there in pursuance of the Children and Young Persons Act, 1933, or otherwise. The Certificate of Approval bears date the 7th May, 1943.

Home Office, Whitehall.

20th May, 1943.