

the Order, and any provision made by or under such an Order may be made to have effect from any date not earlier than 11th November 1965.

(4) An Order in Council under this section may be revoked or varied by a subsequent Order in Council thereunder.

(5) An Order in Council under this section shall be laid before Parliament after being made and shall expire at the end of the period of twenty-eight days beginning with the day on which it was made unless during that period it is approved by resolution of each House of Parliament.

The expiration of an Order in pursuance of this subsection shall not affect the operation of the Order as respects things previously done or omitted to be done or the power to make a new Order; and in calculating the period aforesaid no account shall be taken of any time during which Parliament is dissolved or prorogued or during which both Houses are adjourned for more than four days.

#### *Duration of section 2*

3.—(1) Subject to the following provisions of this section, section 2 of this Act shall continue in force for the period of one year beginning with the date of the passing of this Act and shall then expire unless it is continued in force in accordance with subsection (2) of this section.

(2) Her Majesty may from time to time by Order in Council provide that section 2 of this Act shall continue in force for a period of one year beyond the date on which it would otherwise expire; but no recommendation shall be made to Her Majesty in Council to make an Order under this subsection unless a draft of the Order has been laid before Parliament and approved by resolution of each House of Parliament.

(3) The expiration of section 2 of this Act shall not affect—

- (a) the operation of that section as respects things previously done or omitted to be done; or
- (b) the Constitution of Southern Rhodesia 1961 as in force immediately before the expiration of that section.

#### *Short title and extent*

4.—(1) This Act may be cited as the Southern Rhodesia Act 1965.

(2) This Act extends to Southern Rhodesia, the Channel Islands, the Isle of Man, any colony or protectorate within the meaning of the British Nationality Act 1948, 1948 c. 56, and (to the extent of Her Majesty's jurisdiction therein) to any foreign country or territory in which for the time being Her Majesty has jurisdiction:

Provided that no Order in Council under section 2 of this Act shall extend to any place other than the United Kingdom or Southern Rhodesia as part of the law of that place, except so far as it makes provision with respect to ships or aircraft to which this section applies, or affects the operation of any Act of Parliament which has effect in that place, with or without modifications, as part of its law, or of any instrument in force under any such Act.

(3) This section applies to British ships registered in the United Kingdom or any other country or place to which this Act extends, and to aircraft so registered.

## STATUTORY INSTRUMENTS

1965 No. 1952

### SOUTHERN RHODESIA

#### *The Southern Rhodesia Constitution Order 1965*

Made - - - - -	16th November 1965
Laid before Parliament	17th November 1965
Coming into Operation	
Sections 2 and 3 - - -	16th November 1965
Remainder - - - - -	18th November 1965

At the Court at Buckingham Palace, the 16th day of November 1965

PRESENT,

The QUEEN'S Most Excellent Majesty in Council

Her Majesty, in exercise of the powers conferred on Her by section 2 of the Southern Rhodesia Act 1965 (1965 c. 76) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:

#### *Citation, commencement and construction*

1.—(1) This Order may be cited as the Southern Rhodesia Constitution Order 1965 and, save as provided by sections 2 (2) and 3 (5) of this Order, shall come into operation on 18th November 1965.

(2) Save where the context otherwise requires, expressions used in this Order have the same meaning as in the Constitution of Southern Rhodesia 1961 (Annex to S.I. 1961/2314 (1961 III, p. 4078): see also S.I. 1964/923 (1964 II, p. 2067) and Acts No. 13 of 1964 and No. 41 of 1965 of the Legislature of Southern Rhodesia) (hereinafter referred to as "the Constitution") and the provisions of sections 116 and 117 of the Constitution (other than section 117 (8)) shall apply for the purpose of interpreting this Order as they apply for the purpose of interpreting the Constitution.

(3) Any reference in this Order to a law made before the commencement of this Order shall, unless the context otherwise requires, be construed as a reference to that law as it had effect immediately before the commencement of this Order.

(4) Subject to the foregoing provisions of this section, the Interpretation Act 1889 (52 & 53 Vict. c. 63) shall apply, with the necessary adaptations, for the purpose of interpreting this Order and any instrument made thereunder and otherwise in relation to this Order and any such instrument as it applies for the purpose of interpreting and in relation to Acts of Parliament.

#### *Invalidity of purported new Constitution*

2.—(1) It is hereby declared for the avoidance of doubt that any instrument made or other act done in purported promulgation of any Constitution for Southern Rhodesia except as authorised by Act of Parliament is void and of no effect.

(2) This section shall come into operation forthwith and shall then be deemed to have had effect from 11th November 1965.

#### *Legislature and legislative powers*

3.—(1) So long as this section is in operation—

(a) no laws may be made by the Legislature of Southern Rhodesia, no business may be transacted by the Legislative Assembly and no steps may be taken by any person or authority for the purposes of or otherwise in relation to the constitution or reconstitution of the Legislative Assembly or the election of any person to be a member thereof; and Chapters II and III of the Constitution shall have effect subject to the foregoing provisions of this paragraph;

(b) a Secretary of State may, by order in writing under his hand, at any time prorogue the Legislative Assembly; and

(c) Her Majesty in Council may make laws for the peace, order and good government of Southern Rhodesia, including laws having extra-territorial operation.

(2) Orders in Council made under subsection (1) (c) of this section may confer powers (including the power to make laws) and impose duties upon persons and authorities as well outside as within Southern Rhodesia.

(3) References in the Constitution or in any other law in force in Southern Rhodesia to a law of the Legislature of Southern Rhodesia or to an Act of that Legislature shall be construed as including references to an Order in Council made under subsection (1) (c) of this section.

(4) Orders in Council made under subsection (1) (c) of this section shall, for the purposes of the Statutory Instruments Act 1946 (9 & 10 Geo. 6. c. 36), be statutory instruments within the meaning of that Act and shall be laid before Parliament after being made.

(5) This section shall come into operation forthwith and shall then be deemed to have had effect from 11th November 1965.

#### *Executive powers*

4.—(1) So long as this section is in operation—

(a) the executive authority of Southern Rhodesia may be exercised on Her Majesty's behalf by a Secretary of State;

(b) sections 43, 44, 45 and 46 of the Constitution shall not have effect;

(c) subject to the provisions of any Order in Council made under section 3 (1) (c) of this Order and to any instructions that may be given to the Governor by Her Majesty through a