1962 No. 2181

CARIBBEAN AND NORTH ATLANTIC TERRITORIES

The Antigua (Magistrates) (Validation) Order in Council 1962

Made - - - -	*2nd October* 1962
Laid before Parliament	*8th October* 1962
Coming into Operation	*9th October* 1962

At the Court at Balmoral, the 2nd day of October 1962

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers conferred on Her by section 5 of the West Indies Act 1962(a) 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 publication.

1.—(1) This Order may be cited as the Antigua (Magistrates) (Validation) Order in Council 1962.

(2) This Order shall come into operation on 9th October 1962 and shall be published in the Antigua, Montserrat and Virgin Islands Gazette.

Validation of certain appointments of magistrates.

2. Any person appointed, after 31st December 1959 and before the commencement of this Order, by the Administrator of Antigua, in purported exercise of the power and authority vested in him by sections 6 and 12 of the Magistrate's Code of Procedure Act(b), to be a magistrate or to act as a magistrate, shall be deemed to have been validly appointed in accordance with the provisions of section 25 (1) or, as the case may be, section 25 (2) of the Windward Islands and Leeward Islands (Courts) Order in Council 1959(c), and accordingly all things done or purported to be done after 31st December 1959 by any such person in performance of the functions of the office of magistrate or, as the case may be, acting magistrate, shall for the purposes of that Order be, and be deemed always to have been, validly and effectively done.

W. G. Agnew.

(a) 10 & 11 Eliz. 2. c. 19.
(b) Cap. 61 in the Federal Acts of the Leeward Islands, 1927.
(c) S.I. 1959/2197 (1959 I, p. 563).

EXPLANATORY NOTE

(This Note is not part of the Order, but is intended to indicate its general purport.)

This Order validates certain appointments of persons to be or to act as magistrates in Antigua. These appointments, made after the Windward Islands and Leeward Islands (Courts) Order in Council 1959 came into operation on 1st January 1960, should have been made under section 25 of that Order instead of under section 6 or section 12 of the Leeward Islands Magistrate's Code of Procedure Act.