1955 No. 1220

The Buganda (Transitional Provisions) Order in Council, 1955

Made - - - -	*29th July*, 1955
Laid before Parliament	*4th August*, 1955
Coming into Operation	*On a day to be appointed under section* 1 (2) *of the Order.**

At the Court at Goodwood House, the 29th day of July, 1955

Present,

The Queen's Most Excellent Majesty in Council

Whereas it is proposed that an Agreement, to be entitled the Buganda Agreement, 1955, shall be made between Her Majesty on the one part and the Kabaka, Chiefs and people of Buganda on the other part providing for a new constitution for Buganda and for certain other matters:

And Whereas it is also intended that an Agreement, to be entitled the Buganda (Transitional) Agreement, 1955, shall be made between Her Majesty on the one part and the Kabaka, Chiefs and people of Buganda on the other part providing for a constitution for Buganda and for certain other matters until such time as the Buganda Agreement, 1955, comes into force:

And Whereas it is proposed that personal representatives appointed by the Kabaka of Buganda for that purpose shall execute the Buganda (Transitional) Agreement, 1955, on behalf of the Kabaka, Chiefs and people of Buganda:

And Whereas it is proposed that certain parts of the Buganda (Transitional) Agreement, 1955, shall be given the force of law:

Now, therefore, Her Majesty, by virtue and in exercise of the powers in that behalf by the Foreign Jurisdiction Act, 1890(a), or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Buganda (Transitional Provisions) Order in Council, 1955.

(2) This Order shall be published in the Gazette, and shall come into operation on a day to be appointed by the Governor by notice in the Gazette, which day shall not be earlier than the day after the day on which this Order shall have been laid before both Houses of Parliament.

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* Day appointed, 15.8.55.

(a) 53 & 54 Vict. c. 37.

(3) Save as in this Order otherwise provided, or required by the context, the Interpretation Act, 1889(a), shall apply for the purpose of interpreting this Order as it applies for the purpose of interpreting an Act of Parliament.

(4) In this Order, unless the context otherwise requires—

"the Gazette" means the Gazette of the Uganda Protectorate;

"the Governor" means the Governor and Commander-in-Chief of the Uganda Protectorate, and includes any officer for the time being administering the Government and, to the extent to which a Deputy for the Governor is authorised to act, that Deputy.

2. For the avoidance of doubt it is hereby declared that nothing in the Buganda (Powers of Regents) Order in Council, 1954(b), shall be construed as precluding His Highness Kabaka Mutesa II from entering into the Buganda (Transitional) Agreement, 1955, on behalf of the Kabaka, Chiefs and people of Buganda through personal representatives appointed by him for the purpose of executing that Agreement in that behalf, or from exercising any power of His Highness Kabaka Mutesa II under that Agreement.

3.—(1) When the Buganda (Transitional) Agreement, 1955, has been executed, it shall be published in the Gazette.

(2) The Governor may declare by Proclamation that any part of the Buganda (Transitional) Agreement, 1955, shall have the force of law and, upon the making of the Proclamation, that part of the Agreement shall have the force of law from the date upon which the Agreement comes into force or such later date as may be specified in the Proclamation.

W. G. Agnew.

EXPLANATORY NOTE

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

It is proposed that an Agreement, to be entitled the Buganda (Transitional) Agreement, 1955, should be made between Her Majesty and the Kabaka, Chiefs and people of Buganda which will provide for a new constitution for Buganda. This Agreement is to be signed on behalf of the Kabaka, Chiefs and people of Buganda by personal representatives of the Kabaka (who are to be recognized as the Regents of Buganda under the Buganda (Powers of Regents) Order in Council, 1954, in place of the existing Regents), and is intended to remain in force until a further Agreement is executed by the Kabaka in person upon his return to Buganda. This Order makes provision for the execution of the Buganda (Transitional) Agreement, 1955, and for giving the appropriate parts of that Agreement the force of law when it is executed.

(a) 52 & 53 Vict. c. 63. (b) S.I. 1954/218 (1954 I, p. 712).