EAST AFRICA

1959 No. 2203

The East Africa (High Commission) (Amendment) Order in Council, 1959

Made - - - -	21*st December*, 1959
Laid before Parliament	30*th December*, 1959
Coming into Operation	31*st December*, 1959

At the Court at Buckingham Palace, the 21st day of December, 1959

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the British Settlements Acts, 1887 and 1945(**a**), and the Foreign Jurisdiction Act, 1890(**b**), 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 :—

Citation, construction and commencement

1.—(1) This Order may be cited as the East Africa (High Commission) (Amendment) Order in Council, 1959, and shall be construed as one with the East Africa (High Commission) Orders in Council, 1947 to 1958(**c**).

(2) The East Africa (High Commission) Orders in Council, 1947 to 1958, and this Order may be cited together as the East Africa (High Commission) Orders in Council, 1947 to 1959.

(3) This Order shall come into operation on the thirty-first day of December, 1959.

Amendment of principal Order

2. Section 3 of the East Africa (High Commission) Order in Council, 1947(**d**) (hereinafter called " the principal Order ") (as amended by section 2 of the East Africa (High Commission) (Amendment No. 2) Order in Council, 1955(**e**)) is amended by the deletion of the figures " 1959 " and by the substitution therefor of the figures " 1962 ".

3. Section 12 of the principal Order (as amended by section 3 of the East Africa (High Commission) (Amendment) Order in Council, 1957(**f**)) is amended by the deletion of paragraph (*g*) of subsection (1) and by the substitution therefor of the following paragraph :—

" (*g*) a Chief Administrative Secretary ".

(**a**) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7. (**b**) 53 & 54 Vict. c. 37.
(**c**) S.R. & O. 1947/2863 (Rev. XI, p. 695: 1947 I, p. 758); S.I. 1951/2126, 1953/975, 1955/550, 1818, 1956/1891, 1957/423, 1958/917 (1951 I, p. 1222 ; 1953 I, p. 584 ; 1955 I, pp. 684, 686; 1956 I, p. 692; 1957 I, p. 655; 1958 I, p. 957). (**d**) S.R. & O. 1947/2863 (Rev. XI, p. 695: 1947 I, p. 758). (**e**) S.I. 1955/1818 (1955 I, p. 686). (**f**) S.I. 1957/423 (1957 I, p. 655).

4. Section 17 of the principal Order (as set out in section 3 of the East Africa (High Commission) (Amendment) Order in Council, 1956(a)) is amended in the following respects:—

(*a*) by the deletion therefrom of sub-paragraph (ii) of paragraph (*d*) of subsection (1) and by the substitution therefor of the following sub-paragraph:—

"(ii) three persons elected from among their own number by the Representative Members of the Legislative Council of Tanganyika;";

(*b*) by the substitution of a colon for the full-stop at the end of subsection (4) and by the addition thereafter of the following words:—

"Provided that, in the case of an Unofficial Member elected under the provisions of sub-paragraph (ii) of paragraph (*d*) of subsection (1) of this section, the period so specified shall be subject to the provision that such period shall terminate if and when the person elected ceases to be a Representative Member of the Legislative Council of Tanganyika.".

5. Section 19 of the principal Order (as set out in section 3 of the East Africa (High Commission) (Amendment) Order in Council, 1956 and as amended by section 5 of the East Africa (High Commission) (Amendment) Order in Council, 1957 and by section 4 of the East Africa (High Commission) (Amendment) Order in Council, 1958(b)) is amended in the following respects:—

(*a*) by the addition at the end of paragraph (*b*) of subsection (3) of the following words:—

"or, in respect of an Unofficial Member elected under the provisions of sub-paragraph (ii) of paragraph (*d*) of subsection (1) of section 17 of this Order, if he ceases to be a Representative Member of the Legislative Council of Tanganyika";

(*b*) by the insertion in subsection (4) immediately after the words "doubt that" of the words ", subject to the provisions of paragraph (*b*) of subsection (3) of this section,".

Vacation of seats

6. If, before the commencement of this Order—

(*a*) it is provided in any Instrument made under section 16 or section 17 of the principal Order that any person named in that Instrument, or

(*b*) the Governor has specified under subsection (4) of section 17 of the principal Order that any person so specified,

shall vacate his seat in the Assembly at the expiration of a period ending after the 31st day of December, 1959, the person so named or specified shall, subject to the provisions of section 19 of the principal Order, vacate his seat accordingly.

W. G. Agnew.

(a) S.I. 1956/1891 (1956 I, p. 692). (b) S.I. 1958/917 (1958 I, p. 957).

EXPLANATORY NOTE

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

Under section 3 of the East Africa (High Commission) Order in Council, 1947, as amended, Parts III and IV of the Order, by which the East Africa Central Legislative Assembly is constituted and provision is made for the making of laws by the East Africa High Commission and the Assembly, will cease to have effect on 31st December, 1959. This Order provides for the continuance in force of Parts III and IV until 31st December, 1962, and makes certain other amendments relating to membership of the Assembly.

1959 No. 1302

The Kenya (Constitution) (Amendment) Order in Council, 1959

Made - - - -	*28th July*, 1959
Laid before Parliament	*4th August*, 1959
Coming into Operation	*1st September*, 1959

At the Court of St. James, the 28th day of July, 1959

Present,

Her Majesty Queen Elizabeth The Queen Mother

Her Royal Highness The Princess Alexandra of Kent

Lord President	**Mr. Brooke**
Earl of Selkirk	**Mr. Aubrey Jones**

Whereas Her Majesty, in pursuance of the Regency Acts, 1937 to 1953, was pleased, by Letters Patent dated the fifteenth day of June, 1959, to delegate to the following Counsellors of State (subject to the exceptions hereinafter mentioned) or any two or more of them, that is to say, His Royal Highness Prince Philip, Duke of Edinburgh, Her Majesty Queen Elizabeth The Queen Mother, Her Royal Highness The Princess Margaret, His Royal Highness The Duke of Gloucester, His Royal Highness The Duke of Kent and Her Royal Highness The Princess Alexandra of Kent, full power and authority during the period of Her Majesty's absence from the United Kingdom to summon and hold on Her Majesty's behalf Her Privy Council and to signify thereat Her Majesty's approval for anything for which Her Majesty's approval in Council is required:

And whereas Her Majesty was further pleased to except from the number of the said Counsellors of State His Royal Highness Prince Philip, Duke of Edinburgh, and His Royal Highness The Duke of Kent and Her Royal Highness The Princess Alexandra of Kent while absent from the United Kingdom: