1958 No. 1256

The Eastern African (Appeal to Privy Council) (Amendment) Order in Council, 1958

Made - - - -	*30th July*, 1958
Laid before Parliament	*7th August*, 1958
Coming into Operation	*8th August*, 1958

At the Court at Buckingham Palace, the 30th day of July, 1958

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by the Judicial Committee Act, 1833(a), by section 112 of the Government of India Act, 1833(b), by the British Settlements Acts, 1887 and 1945(c), 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 Eastern African (Appeal to Privy Council) (Amendment) Order in Council, 1958, and shall be construed as one with the Eastern African (Appeal to Privy Council) Order in Council, 1951(d), (hereinafter called "the principal Order") and the Eastern African (Appeal to Privy Council) (Amendment) Order in Council, 1957(e).

(2) This Order shall come into operation on the 8th day of August, 1958.

Revocation

2.—(1) The Order in Council of His late Majesty King Edward the Seventh bearing date the 15th day of February, 1909, and regulating appeals from the Supreme Court of St. Helena to His Majesty in Council(f), is revoked:

Provided that any appeal from the Supreme Court of St. Helena to Her Majesty in Council pending on the date of the coming into operation of this section shall not be affected by such revocation.

(2) This section shall come into operation on a date to be fixed by the Governor of St. Helena by proclamation in the Gazette of St. Helena, not being earlier than the commencement of this Order.

Amendment of the principal Order

3. Subsection (1) of section 2 of the principal Order is amended by the addition to the definition of "territories" therein of the following words:—

"and includes the Colony of St. Helena and its dependencies (hereinafter called 'St. Helena')".

(a) 3 & 4 Will. 4. c. 41.
(b) 3 & 4 Will. 4. c. 85.
(c) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7.
(d) S.I. 1951/609 (1951 I, p. 1148).
(e) S.I. 1957/1749 (1957 I, p. 1196).
(f) Rev. XI, p. 427.

4. The proviso to section 4 of the principal Order is amended by the addition at the end thereof of the following words:—

"and in the case of proceedings originating in St. Helena, this section shall have effect as if the words 'one hundred and twenty days' were substituted for 'sixty days'."

5. Section 5 of the principal Order is amended by the addition thereto of the following proviso:—

"Provided that in the case of proceedings originating in St. Helena this section shall have effect as if the words 'one hundred and twenty days' were substituted for the words 'ninety days' in paragraph (*a*)."

W. G. Agnew.

EXPLANATORY NOTE

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

This Order amends the Eastern Africa (Appeal to Privy Council) Order in Council, 1951, so as to include the Colony of St. Helena and its dependencies amongst the territories to which that Order applies and to make special provision with regard to the time within which applications for leave to appeal shall be made and security shall be given in the case of proceedings originating in St. Helena and its dependencies.

1958 No. 426

The Federation of Malaya (Appeals to Privy Council) Order in Council, 1958

Made - - - 14*th March*, 1958

Coming into Operation 1*st July*, 1958

At the Court at Buckingham Palace, the 14th day of March, 1958

Present,

The Queen's Most Excellent Majesty in Council

Whereas by section 3 of the Federation of Malaya Independence Act, 1957(a), it is provided that Her Majesty, by Order in Council, may confer on the Judicial Committee of the Privy Council such jurisdiction in respect of appeals from the Supreme Court of the Federation of Malaya as appears to Her to be appropriate for giving effect to any arrangements made between Her Majesty and the Head of the Federation for the reference of such appeals to that Committee, and may make certain other provisions in relation to such appeals:

(a) 5 & 6 Eliz. 2. c. 60.