And Whereas it is expedient to amend the Principal Order in manner hereinafter appearing:

50 & 51 Vict. c. 54. 9 & 10 Geo. 6. c. 7. 53 & 54 Vict. c. 37.

Now, therefore, His Majesty, by virtue and in exercise of the powers vested in Him by the British Settlements Acts, 1887 and 1945, and by the Foreign Jurisdiction Act, 1890, and all other powers enabling Him in that behalf, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered as follows:—

1. This Order may be cited as the Gambia (Legislative Council) (Amendment) Order in Council, 1948, and shall be construed as one with the Principal Order; and the Gambia (Legislative Council) Orders in Council, 1946 and 1947, and this Order may be cited together as the Gambia (Legislative Council) Orders in Council, 1946 to 1948.

2. Section 5 of the Principal Order shall be amended by substituting the words " The Financial Secretary " for the words " The Receiver-General ".

3. This Order shall come into operation on the 15th day of September, 1948, and shall be published in the Gazette.

E. C. E. Leadbitter.

EXPLANATORY NOTE

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

Hitherto the *ex-officio* Members of the Legislative Council of the Gambia have consisted of the Colonial Secretary, the Attorney-General and the Receiver-General. In future the Financial Secretary will take the place of the Receiver-General, whose office has now been abolished.

3. KENYA PROTECTORATE

[*See* also KENYA COLONY, p. 1665 below]

The Kenya Protectorate (Amendment) Order in Council, 1948

1948 No. 862

Made - - - -	*27th April*, 1948
Laid before Parliament	*27th April*, 1948
Coming into Operation	*30th April*, 1948

At the Court at Buckingham Palace, the 27th day of April, 1948

Present,

The King's Most Excellent Majesty in Council

Whereas by the Kenya Protectorate Order in Council, 1920(a) (hereinafter called " the Principal Order "), provision was made for the administration of the government of the Protectorate of Kenya:

And Whereas it is expedient to amend the Principal Order in manner hereinafter appearing:

Now, Therefore, His Majesty, by virtue and in exercise of the powers by the Foreign Jurisdiction Act, 1890, or otherwise in His Majesty vested,

53 & 54 Vict. c. 37.

(a) S.R. & O. 1920 (No. 2343) I, p. 658.

is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows:—

Short title and commencement.

I.—(1) This Order may be cited as the Kenya Protectorate (Amendment) Order in Council, 1948, and shall be read as one with the Principal Order; and the Principal Order, the Kenya Protectorate (Amendment) Order in Council, 1934(a), and this Order may be cited together as the Kenya Protectorate Orders in Council, 1920 to 1948.

(2) This Order shall come into operation on the 30th day of April, 1948, and shall be published in the Official Gazette of the Colony.

Revocation and re-enactment of Clauses VII, VIII, IX, X and XI of Principal Order.

II. Clauses VII, VIII, IX, X and XI of the Principal Order are hereby revoked but without prejudice to anything lawfully done thereunder, and the following Clauses are substituted therefor:—

"Power to make laws."

" VII. Subject to the provisions of this Order, it shall be lawful for the Governor, with the advice and consent of the Legislative Council of the Colony, to make laws for the peace, order and good government of the Protectorate.

"Royal Instructions."

" VIII. Subject to the provisions of this Order, the Governor and the Legislative Council of the Colony shall, in the transaction of business and the making of laws for the Protectorate, conform as nearly as may be to the directions contained in any Instructions under His Majesty's Sign Manual and Signet which may from time to time be addressed to the Governor in that behalf in respect of the Colony.

"Governor's reserved powers."

" IX. (1) If the Governor shall consider that it is expedient in the interests of public order, public faith or good government (which expressions shall, without prejudice to their generality, include the responsibility of the Protectorate as a component part of the British Empire, and all matters pertaining to the creation or abolition of any public office or to the appointment, salary or other conditions of service of any public officer or officers) that any Bill introduced, or any motion proposed in the Legislative Council of the Colony should have effect, then, if the Council fail to pass such a Bill or motion within such time and in such form as the Governor may think reasonable and expedient, the Governor, at any time in his discretion, may, notwithstanding any provisions of this Order or of any Standing Rules and Orders of the Council, declare that such Bill or motion shall have effect as if it had been passed by the Council, either in the form in which it was so introduced or proposed or with such amendments as the Governor shall think fit which have been moved or proposed in the Council or in any Committee thereof; and thereupon the said Bill or motion shall have effect as if it had been so passed, and, in the case of any such Bill, the provisions of this Order relating to assent to Bills and disallowance of laws shall apply accordingly.

(2) The Governor shall forthwith report to a Secretary of State every case in which he shall make any such declaration and the reasons therefor.

(a) S.R. & O. 1934 (No. 311) I, p. 650.

(3) If any Member of the Legislative Council of the Colony objects to any declaration made under this Section, he may, within seven days of the making thereof, submit to the Governor a statement in writing of his reasons for so objecting, and a copy of such statement shall, if furnished by such a Member, be forwarded by the Governor as soon as practicable to a Secretary of State.

(4) Any such declaration, other than a declaration relating to a Bill, may be revoked by a Secretary of State, and the Governor shall notify such revocation in the Official Gazette of the Colony; and, from the date of such notification, any motion which shall have had effect by virtue of the declaration revoked shall cease to have effect; and the provisions of subsection (2) of Section 38 of the Interpretation Act, 1889, shall apply to such revocation as they apply to the repeal of an Act of Parliament.

"52 & 53 Vict. c. 63."

"Assent to Bills."

"X. (1) No Bill shall become a law until either the Governor shall have assented thereto in His Majesty's name and on His Majesty's behalf and shall have signed the same in token of such assent, or His Majesty shall have given his assent thereto through a Secretary of State.

(2) When a Bill is presented to the Governor for his assent, he shall, according to his discretion, but, subject to the provisions of this Order and of any Instructions addressed to him under His Majesty's Sign Manual and Signet or through a Secretary of State, declare that he assents, or refuses his assent, thereto, or that he reserves the Bill for the signification of His Majesty's pleasure.

(3) A law assented to by the Governor shall be published in the Official Gazette of the Colony and shall come into operation on the date of such publication, or, if it shall be enacted, either in the law or in some other enactment, that it shall come into operation on some other date, on that date.

(4) A Bill reserved for the signification of His Majesty's pleasure shall become a law so soon as His Majesty shall have given His assent thereto, through a Secretary of State, and the Governor shall have signified such assent by Proclamation in the Official Gazette. Every such law shall come into operation on the date of such Proclamation or, if it shall be enacted, either in the law or in some other enactment, that it shall come into operation on some other date, on that date.

"Disallowance of Laws."

"XI. (1) Any law to which the Governor shall have given his assent may be disallowed by His Majesty through a Secretary of State.

(2) Whenever any law has been disallowed by His Majesty, the Governor shall cause notice of such disallowance to be published in the Official Gazette of the Colony.

(3) Every law so disallowed shall cease to have effect as soon as notice of such disallowance shall be published as aforesaid; and thereupon any enactment repealed or amended by or in pursuance of the law disallowed shall have effect as if such law had not been made. Subject

as aforesaid, the provisions of subsection (2) of Section 38 of the Interpretation Act, 1889, shall apply to such disallowance as they apply to the repeal of an Act of Parliament."

"52 & 53 Vict. c. 63."

III. The following Clause shall be inserted in the Principal Order immediately after Clause XIX thereof:— Insertion of Clause XIX A in Principal Order.

"Power of Legislation reserved to His Majesty."

"XIX A. Nothing in this Order shall affect the power of His Majesty in Council to make laws from time to time for the peace, order and good government of the Protectorate."

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4. NIGERIA

The Nigeria (Protectorate and Cameroons) Order in Council, 1948

1948 No. 2072

Made - - - -	13*th September*, 1948
Laid before Parliament	14*th September*, 1948
Coming into Operation	15*th September*, 1948

At the Court at Buckingham Palace, the 13th day of September, 1948

Present,

The King's Most Excellent Majesty in Council

Whereas it is desirable to amend the Nigeria (Protectorate and Cameroons) Order in Council, 1946(a), in manner hereinafter appearing:

Now, therefore, His Majesty, by virtue and in exercise of the powers in this behalf by the Foreign Jurisdiction Act, 1890, or otherwise in His Majesty vested, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows: 53 & 54 Vict. c. 37.

1. This Order may be cited as the Nigeria (Protectorate and Cameroons) Order in Council, 1948, and shall come into operation on the 15th day of September, 1948.

2. Section 5 (2) of the Nigeria (Protectorate and Cameroons) Order in Council, 1946, is amended by the deletion therefrom of the words " with the approval of His Majesty signified through a Secretary of State ".

E. C. E. Leadbitter.

EXPLANATORY NOTE

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

The above Order enables the Governor of Nigeria to vary the boundaries of, and to divide, regions in Nigeria without the necessity of obtaining the approval of His Majesty through a Secretary of State.

(a) S.R. & O. 1946 (No. 1352) I, p. 572.