LEEWARD ISLANDS AND WINDWARD ISLANDS

[*See* also DIVORCE, p. 1496 above.]

The Leeward Islands and Windward Islands (Courts) (Amendment) Order in Council, 1949

1949 No. 600

Made - - - - *29th March,* 1949

At the Court at Buckingham Palace, the 29th day of March, 1949

Present,

The King's Most Excellent Majesty in Council

Whereas by the Leeward Islands and Windward Islands (Courts) Order in Council, 1939(a) (hereinafter called "the Principal Order"), provision is made for the establishment of the Supreme Court of the Windward Islands and Leeward Islands, and of the Court of Appeal for the Windward Islands and Leeward Islands:

And Whereas it is expedient to remove doubts which have arisen as to the construction of certain provisions in the said Order and to make certain amendments therein:

Now, therefore, His Majesty, by virtue and in exercise of the powers referred to in the preamble to the Principal Order and of 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:—

Short title and construction.

1.—(1) This Order may be cited as the Leeward Islands and Windward Islands (Courts) (Amendment) Order in Council, 1949, and the Principal Order and this Order may be cited together as the Leeward Islands and Windward Islands (Courts) Orders in Council, 1939 and 1949.

(2) This Order should be construed as one with the Principal Order.

Interpretation of section 14 of the Principal Order.

2. It is hereby declared that the power conferred upon the Governor of the Windward Islands and the Governor of the Leeward Islands, by subsection (2) of section 14 of the Principal Order, to confer jurisdiction upon the Court of Appeal in certain matters includes, and shall be deemed always to have included, power to confer jurisdiction upon the said Court in any matter not specified in subsection (1) of the said section and not falling within section 13 of the Principal Order.

Interpretation of section 19 of the Principal Order.

3. It is hereby declared that the reference in section 19 of the Principal Order to powers includes, and shall be deemed always to have included, reference to jurisdiction.

Consequential and minor amendments.

4. The provisions of the Principal Order set out in the first column of the Schedule to this Order shall be amended in the manner specified in the second column of that Schedule.

E. C. E. Leadbitter.

(a) S.R. & O. 1939 (No. 1898) p. 1849.

SCHEDULE

1st Column	*2nd Column*
Section 2.	In subsection (2), the words "an Act of Parliament" shall be substituted for the words "the Act of Parliament".
Section 14.	In subsection (2) the word "civil" shall be omitted and the words "and not falling within section 13 of this Order" shall be inserted after the word "section". The words "Appeals other than criminal appeals" shall be substituted for the words "Civil Appeals" in the margin.
Section 19.	The words "jurisdiction or" shall be inserted after the word "conferring".

EXPLANATORY NOTE

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

This Order amends the Leeward Islands and Windward Islands (Courts) Order in Council, 1939, for the following purposes:—

(*a*) to extend to quasi-criminal matters the existing power of the Governors of the Windward Islands and Leeward Islands to confer jurisdiction upon the Court of Appeal for the Windward Islands and Leeward Islands in civil matters;

(*b*) to remove doubts as to the power of the local Legislatures to confer jurisdiction upon that Court or upon the Supreme Court of the Windward Islands and Leeward Islands; and

(*c*) to correct a typographical error in Section 2 (2) of the Order.

LEGAL AID AND ADVICE, ENGLAND

The Legal Aid and Advice Act, 1949 (Commencement) (No. 1) Order, 1949

1949 No. 1503 (L. 14)

Made - - - - 5th August, 1949

Whereas it is provided by subsection (2) of section 17 of the Legal Aid and Advice Act, 1949(a) that Part I of the said Act shall come into force on such day as the Lord Chancellor may by statutory instrument appoint, and that different days may be appointed for different purposes:

(a) 12, 13 & 14 Geo. 6. c. 51.