respective authorities from whom they were transferred by that Order, and the functions of the said Minister under the Gun Barrel Proof Act, 1950(a), are hereby transferred to the Secretary of State for War.

(2) In accordance with paragraph (1) of this Article the said Order of 1947 is revoked, and the said Act of 1950 shall have effect as if references therein to the Minister of Aviation were references to the Secretary of State for War.

Supplemental

3.—(1) This Order shall not affect the validity of anything done by or in relation to the Minister of Aviation before the coming into operation of this Order; and anything which, at the time of the coming into operation of this Order, is in process of being done by or in relation to that Minister may, if it relates to any functions transferred by this Order, be continued by or in relation to the Secretary of State for War or the War Department, as the case may require.

(2) Any authority, authentication or approval given or made by the Minister of Aviation for the purposes of the functions transferred by this Order shall, if in force at the coming into operation of this Order, continue in force as if given or made by the Secretary of State for War or the War Department, as the case may require.

W. G. Agnew.

EXPLANATORY NOTE

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

This Order in Council, made under the Ministers of the Crown (Transfer of Functions) Act, 1946, transfers to the War Office the functions of the Ministry of Aviation (previously Ministry of Supply) under the Gun Barrel Proof Act, 1868, which were transferred to the Ministry in 1947, and the functions conferred on the Ministry by the Gun Barrel Proof Act, 1950.

MUSCAT

1959 No. 1037

The Muscat (Amendment) Order, 1959

Made - - - -	15*th June*, 1959
Laid before Parliament	19*th June*, 1959
Coming into Operation	1*st July*, 1959

At the Court at Buckingham Palace, the 15th day of June, 1959

Present,

The Queen's Most Excellent Majesty in Council

Whereas by Treaty, grant, usage, sufferance, and other lawful means Her Majesty the Queen has jurisdiction within the territories of the Sultan of Muscat and Oman;

(a) 14 Geo. 6. c. iii.

And Whereas provision was made for the exercise of such jurisdiction by the Muscat Order, 1955(a) (hereinafter referred to as " the Principal Order "), as amended by the Muscat (Amendment) Order, 1958(b) ;

And Whereas it is now expedient to make certain amendments to the Principal Order ;

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf by the Foreign Jurisdiction Acts, 1890 and 1913(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:—

1.—(1) Sub-paragraph (i) of paragraph 3 of Article 15 of the Principal Order shall be amended as follows:—

" The Judge of the Chief Court shall be appointed by Her Majesty by Warrant under Her Royal Sign Manual. He shall be a person who has held judicial office under the Crown, or a member of the Bar of England, Scotland or Northern Ireland of not less than nine years standing. The Secretary of State may appoint from persons similarly qualified for such periods as he thinks fit such Assistant Judges of the Chief Court as may from time to time be required. Each Judge or Assistant Judge of the Chief Court may exercise all the powers and jurisdiction of the Court."

(2) Sub-paragraph (ii) of paragraph 3 of Article 15 of the Principal Order shall be deleted, and the following sub-paragraphs shall be re-numbered (ii) and (iii) respectively.

(3) In paragraph 4 of Article 15 of the Principal Order " and (ii) " shall be deleted.

(4) Sub-paragraph (ii) of paragraph 5 of Article 15 of the Principal Order shall be amended to read as follows :—

" The Full Court shall sit either within the limits of this Order or elsewhere within the limits of the Bahrain, Kuwait, Qatar and Trucial States Orders in accordance with arrangements from time to time made by the Political Resident, and shall be composed of not more than three and not less than two members nominated by the Secretary of State from among the following:—

The Judge of the Chief Court,

The Assistant Judges of the Chief Court,

Persons, who hold, or have held, judicial office under the Crown,

Members of the Bar of England, Scotland or Northern Ireland of not less than nine years standing.

(5) In sub-paragraph (iv) of paragraph 5 of Article 15 of the Principal Order for the words " Political Resident " there shall be substituted the words " Judge of the Chief Court ".

2. There shall be added to paragraph 2 of Article 16 of the Principal Order the following provisions:—

The Registrar of the Chief Court shall be, at the time of his appointment, a member of the Bar of England, Scotland or Northern Ireland, or a

(a) S.I. 1955/1641 (1955 I, p. 1211). (b) S.I. 1958/144 (1958 I, p. 1522).
(c) 53 & 54 Vict. c. 37 and 3 & 4 Geo. 5. c. 16.

Solicitor of the Supreme Court in England or Northern Ireland, or a Writer to Her Majesty's Signet, or a Solicitor in the Supreme Courts of Scotland.

(ii) In the case of the absence or the illness of the Registrar of the Chief Court, or during a vacancy in the office of Registrar, the Political Resident may appoint any fit person to act as Registrar for such period as he may consider advisable or until the appointment is revoked.

(iii) If at any time owing to absence or to illness or to other causes, there shall be no Judge or Assistant Judge of the Chief Court available for duty within the limits of the Bahrain, Kuwait, Qatar, Muscat and Trucial States Orders, the Registrar of the Chief Court shall during such period have such power and authority of an Assistant Judge as may be prescribed by the Judge of the Court; provided that such power and authority shall not extend to membership of the Full Court under Article 15 (5) (ii).

3. In paragraph 3 of Article 28, paragraphs 3, 4 and 5 of Article 29, and in Article 30 of the Principal Order, for the words " Chief Court ", wherever they occur, there shall be substituted the words " Political Resident ".

4. This Order may be cited as the Muscat (Amendment) Order, 1959, and the Muscat Orders, 1955 and 1958, and this Order may be cited together as the Muscat Orders, 1953 to 1959.

5. This Order shall come into force on the first day of July, 1959.

And the Right Honourable Selwyn Lloyd, Her Majesty's Principal Secretary of State for Foreign Affairs, is to give the necessary directions herein.

W. G. Agnew.

EXPLANATORY NOTE

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

The purpose of the amendments made by this Order is to relieve Her Majesty's Political Resident in the Persian Gulf of his judicial functions. Hitherto the Political Resident has been the Judge of Her Majesty's Chief Court for the Persian Gulf, and the Secretary of State has had power to appoint persons holding legal qualifications as Assistant Judges of the Chief Court. In future the Judge of the Chief Court will be appointed by Her Majesty by Warrant under Her Royal Sign Manual from among persons who have held judicial office under the Crown or hold legal qualifications, and the Secretary of State will have power to appoint persons similarly qualified to be Assistant Judges.