Amendment of section 1 of principal Order

2. Subsection (2) of section 1 of the principal Order shall be amended by the insertion in the final paragraph thereof after the word "Territory" of the words "or any Order made by the Governor in Executive Council under the provisions of any such law."

W. G. Agnew.

EXPLANATORY NOTE

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

This Order provides for the delegation of the power conferred on the Legislature of Northern Rhodesia by the Northern Rhodesia (Legislative Council) Order in Council, 1945, to declare that an office shall not be an office of emolument under the Crown for the purposes of that Order.

1954 No. 1375

The Northern Rhodesia (Legislative Council) (Validation of Membership) Order in Council, 1954

Made - - - -	*19th October,* 1954
Laid before Parliament	*23rd October,* 1954
Coming into Operation	*25th October,* 1954

At the Court at Buckingham Palace, the 19th day of October, 1954

Present,

The Queen's Most Excellent Majesty in Council

Whereas doubts have arisen concerning the validity of the appointments and elections of certain persons to be Members of the Legislative Council of Northern Rhodesia and of other things done relating to such appointments and elections:

And Whereas it is expedient that such doubts should be removed:

Now, therefore, Her Majesty, by virtue and in exercise of the powers vested in Her by the Foreign Jurisdiction Act, 1890(a), and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Interpretation

1.—(1) In this Order, unless the context otherwise requires:—

"Government appointment" means appointment, whether permanently or in a temporary or acting capacity, to any council, commission, corporation, board, committee or other body, other than the Executive Council of the Territory or the Legislative Council, when such appointment was made—

(*a*) by the Governor in Executive Council, the Governor, a Member of the Executive Council of the Territory or any public officer; or

(a) 53 & 54 Vict. c. 37.

(*b*) by any person on the nomination of the Governor in Executive Council, the Governor, a Member of the Executive Council of the Territory or any public officer;

"Legislative Council" means the Legislative Council of Northern Rhodesia;

"public office" means any office of emolument under the Crown;

"public officer" means the holder of any public office and includes any person appointed to act in any such office;

"Territory" means the Territory of Northern Rhodesia.

(2) In relation to any question that may arise whether any appointment was a Government appointment for the purposes of this Order, a certificate under the hand of the Chief Secretary to the Government of Northern Rhodesia shall be conclusive proof of the facts set out therein.

(3) Save as otherwise in this Order provided, or required by the context, the Interpretation Act, 1889(a), shall apply for the interpretation of this Order as it applies for the interpretation of an Act of Parliament.

Citation and commencement

2.—(1) This Order may be cited as the Northern Rhodesia (Legislative Council) (Validation of Membership) Order in Council, 1954.

(2) This Order shall be published in the Northern Rhodesia Government Gazette and shall come into operation on the twenty-fifth day of October, 1954.

Validation of appointments

3.—(1) Notwithstanding anything contained in the Northern Rhodesia (Legislative Council) Orders in Council, 1945 to 1954(b), or in any other law—

(*a*) no person shall be held to have been disqualified for appointment as a Nominated Unofficial Member, or for selection for appointment or for appointment as an African Member, or for nomination as a candidate for election or for election as an Elected Member, as the case may be, of the Legislative Council before the commencement of this Order by reason of the fact that at the time of his selection for appointment or appointment or nomination as a candidate for election or election he held a Government appointment;

(*b*) no person shall be held to have been disqualified for sitting or voting in the Legislative Council before the commencement of this Order by reason only that he held a Government appointment; and

(*c*) no person shall be held to have vacated his seat as a Member of the Legislative Council by reason only of his acceptance before the commencement of this Order of any Government appointment.

(2) The provisions of subsection (1) of this section shall not apply to any person who would, by reason of the operation of those provisions, be a Member of the Legislative Council at the commencement of this Order, unless that person shall, before such commencement, have satisfied the Governor that he does not hold any Government appointment.

(a) 52 & 53 Vict. c. 63.

(b) S.R. & O. 1945/620, S.I. 1948/340, 2064 (Rev. VIII, p. 163: 1945 I, p. 403; 1948 I, pp. 1344, 1348); S.I. 1953/1907, 1954/145, 482 (1953 II, p. 1514; 1954 II, pp. 1928, 1932).

Transaction of business in Legislative Council

4. The provisions contained in section 14 of the Northern Rhodesia (Legislative Council) Order in Council, 1945(**a**), as enacted by section 7 of the Northern Rhodesia (Legislative Council) (Amendment) Order in Council, 1948(**b**), (namely that the Legislative Council shall not be disqualified for the transaction of business by reason of any vacancy among the Members thereof and that any proceedings therein shall be valid notwithstanding that some person, who was not entitled so to do, sat or voted or otherwise took part in the proceedings) shall be deemed to have applied in relation to the Legislative Council at all times between the date when that Council was reconstituted under the Northern Rhodesia (Legislative Council) Order in Council, 1945, and the date of the commencement of the Northern Rhodesia (Legislative Council) (Amendment) Order in Council, 1948.

W. G. Agnew.

EXPLANATORY NOTE

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

This Order validates the past appointments of certain Nominated Unofficial Members and African Members and the past elections of certain Elected Members of the Legislative Council and certain other things done relating thereto.

1954 No. 1142

The Northern Rhodesia (Native Trust Land) (Amendment) Order in Council, 1954

Made - - - -	*30th August*, 1954
Laid before Parliament	*3rd September*, 1954
Coming into Operation	*4th September*, 1954

At the Court at Balmoral, the 30th day of August, 1954

Present,

The Queen's Most Excellent Majesty in Council

Whereas it is expedient to amend the Northern Rhodesia (Native Trust Land) Order in Council, 1947(**c**), (hereinafter called the principal Order) in the manner hereinafter appearing:

Now, therefore, Her Majesty, in pursuance of the powers vested in Her by the Foreign Jurisdiction Act, 1890(**d**), 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 Northern Rhodesia (Native Trust Land) (Amendment) Order in Council, 1954, and shall be read and construed as one with the principal Order.

(**a**) S.R. & O. 1945/620 (Rev. VIII, p. 163: 1945 I, p. 403).
(**b**) S.I. 1948/340 (Rev. VIII, p. 163: 1948 I, p. 1344).
(**c**) S.R. & O. 1947/2214 (Rev. VIII, p. 201: 1947, p. 779); Laws of Northern Rhodesia, VIII, App. 5, 1952 Ed.
(**d**) 53 & 54 Vict. c. 37.