EXPLANATORY NOTE

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

This Order gives a Superior Native Authority the power to remove a native from land occupied by him within the area of jurisdiction of the Authority, but such power is only to be exercised under the supervision of a District Commissioner and is subject to an appeal to the Provincial Commissioner. The necessity for the consent of the Secretary of State to the removal of a native from a Native Reserve into land not forming part of a Native Reserve, otherwise than in execution of the process of a competent Court, is retained.

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1951

1951 No. 1168

Made - - - -	29*th June*, 1951
Laid before Parliament	29*th June*, 1951
Coming into Operation	30*th June*, 1951

At the Court at Windsor, the 29th day of June, 1951

Present,

The King's Most Excellent Majesty in Council

Whereas the Northern Rhodesia (Crown Lands and Native Reserves) Order in Council, 1928(a), (hereafter called "the principal Order") has been amended from time to time by the Orders in Council mentioned in the Schedule to this Order (hereafter called "the Scheduled Orders"):

And Whereas it is expedient further to amend the principal Order:

Now, therefore, His Majesty, by virtue and in exercise of the powers by the Foreign Jurisdiction Act, 1890(b), 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:—

1. This Order may be cited as the Northern Rhodesia (Native Reserves) Amendment Order in Council, 1951, and shall be read and construed as one with the principal Order as amended by the Scheduled Orders; and the principal Order, the Scheduled Orders and this Order may be cited together as the Northern Rhodesia (Crown Lands and Native Reserves) Orders in Council, 1928 to 1951.

2. Section 6 of the principal Order is hereby amended by the addition at the end thereof of the following:—

"For the purpose of this Section the expression "public purpose" shall be deemed to include purposes of a Corporation controlled by the Government of Northern Rhodesia, when the Governor is satisfied that the operation of such Corporation is in the general interests of the territory as a whole."

(a) S.R. & O. 1928 (No. 246) p. 601. (b) 53 & 54 Vict. c. 37.

3. This Order shall come into operation on the 30th day of June, 1951, and shall be published in the Northern Rhodesia Gazette.

E. C. E. Leadbitter.

SCHEDULE

The Northern Rhodesia (Native Reserves) Supplemental Order in Council, 1929(a).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1929(b).

The Northern Rhodesia Crown Lands and Native Reserves (Tanganyika District) Order in Council, 1929(c).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1931(d).

The Northern Rhodesia (Native Reserves) Amendment (No. 2) Order in Council, 1931(e).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1933(f).

The Northern Rhodesia (Native Reserves) Amendment (No. 2) Order in Council, 1933(g).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1936(h).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1937(i).

The Northern Rhodesia Crown Lands and Native Reserves (Tanganyika District) Order in Council, 1938(j).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1943(k).

The Northern Rhodesia (Native Reserves) Amendment Order in Council, 1947(l).

The Northern Rhodesia (Native Trust Land) Order in Council, 1947(m).

The Northern Rhodesia (Native Reserves) (Amendment) Order in Council, 1950(n).

EXPLANATORY NOTE

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

The purpose of this Order is to define the meaning of "public purpose" for the purpose of Section 6 of the principal Order. In particular, it is necessary that the Governor, where he is satisfied that the operations of a corporation controlled by the Government of Northern Rhodesia are in the general interests of the Territory as a whole, should be able to set aside land in any Native Reserve for the purposes of such corporation.

(a) S.R. & O. 1929 (No. 103) p. 457.
(b) S.R. & O. 1929 (No. 651) p. 467.
(c) S.R. & O. 1929 (No. 1002) p. 468.
(d) S.R. & O. 1931 (No. 167) p. 453.
(e) S.R. & O. 1931 (No. 849) p. 458.
(f) S.R. & O. 1933 (No. 227) p. 824.
(g) S.R. & O. 1933 (No. 488) p. 828.
(h) S.R. & O. 1936 (No. 1380) I, p. 936.
(i) S.R. & O. 1937 (No. 760) p. 809.
(j) S.R. & O. 1938 (No. 181) I, p. 1309.
(k) S.R. & O. 1943 (No. 76) I, p. 295.
(l) S.R. & O. 1947 (No. 194) I, p. 778.
(m) S.R. & O. 1947 (No. 2214) I, p. 779.
(n) S.I. 1950 (No. 1966) II, p. 95.