STATUTORY INSTRUMENTS

1962 No. 403

RHODESIA AND NYASALAND FEDERATION

The Northern Rhodesia (Native Reserves) (Amendment) Order in Council, 1962

Made - - - -	*26th February*, 1962
Laid before Parliament	*2nd March*, 1962
Coming into Operation	*On a day to be appointed by the Governor under Article* 1 (3).

At the Court at Buckingham Palace, the 26th day of February, 1962

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers by the Foreign Jurisdiction Act, 1890(a), 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 Reserves) (Amendment) Order in Council, 1962, and shall be construed as one with the Northern Rhodesia (Crown Lands and Native Reserves) Orders in Council, 1928 to 1961(b).

(2) This Order and the Northern Rhodesia (Crown Lands and Native Reserves) Orders in Council, 1928 to 1961, may be cited together as the Northern Rhodesia (Crown Lands and Native Reserves) Orders in Council, 1928 to 1962.

(3) This Order shall be published in the Northern Rhodesia Gazette and in such other manner as the Governor shall think fit, and shall come into operation on such day as the Governor may by proclamation published in the said Gazette appoint, which day shall not be earlier than the day after the day upon which this Order shall have been laid before both Houses of Parliament.

Amendment of Article 2 of the Northern Rhodesia (Crown Lands and Native Reserves) Order in Council, 1928.

2. Article 2 of the Northern Rhodesia (Crown Lands and Native Reserves) Order in Council, 1928(c) (hereinafter called " the principal

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

(b) S.R. & O. 1928/246, 1936/1380, 1947/2214 (Rev. VIII, p. 173: 1928, p. 601; 1936 I, p. 936; 1947 I, p. 779); 1929/103, 651, 1931/167, 849, 1933/227, 488, 1937/760, 1943/76, 1947/194 (Rev. VIII, p. 182: 1929, pp. 457, 467; 1931, pp. 453, 458; 1933, pp. 824, 828; 1937, p. 809; 1943 I, p. 295; 1947 I, p. 778); 1929/1002, 1938/181 (Rev. VIII, p. 193: 1929, p. 468; 1938 I, p. 1309); S.I. 1950/1966, 1951/1168, 1955/1953, 1956/1892, 1960/2209, 1961/1503 (1950 II, p. 95; 1951 II, p. 96; 1955 II, p. 2211; 1956 II, p. 1990; 1960 III, p. 2906; 1961 II, p. 3057).

(c) S.R. & O. 1928/246 (Rev. VIII, p. 173: 1928, p. 601).

Order") is amended by the insertion of the symbol and number "(1)" immediately after the number "2" at the beginning thereof, and by the addition thereto of the following paragraph—

"(2) The Interpretation Act, 1889(a), shall apply, with the necessary adaptations, for the purpose of interpreting this Order and otherwise in relation thereto as it applies for the purposes of interpreting, and in relation to, Acts of Parliament of the United Kingdom."

Amendment of Article 6 of the Northern Rhodesia (Crown Lands and Native Reserves) Order in Council, 1928.

3. Article 6 of the principal Order is amended by the addition immediately after paragraph (3) of the following new paragraph—

"(4) The Governor may, with the approval of the Secretary of State, by regulation direct that any law enacted by the legislature of Northern Rhodesia shall apply in relation to Native Reserves notwithstanding that it affects the use and occupation by natives of Natives Reserves; and any such law shall apply in relation to Natives Reserves accordingly, subject to such modifications, adaptations, qualifications and exceptions (if any) as may be prescribed in any regulation made by the Governor as aforesaid."

Validation.

4. Any law enacted by the legislature of Northern Rhodesia and in force during any period before the commencement of this Order shall be deemed to have full force and effect in relation to Native Reserves during that period notwithstanding that the law affects the use and occupation by natives of Native Reserves, and accordingly anything done by any person or authority in relation to Native Reserves during that period in purported exercise of powers conferred by that law shall be deemed for all purposes to have been validly and effectively done.

W. G. Agnew.

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 enable the Governor, with the approval of the Secretary of State, to apply laws of the legislature of Northern Rhodesia to Native Reserves.

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