EXPLANATORY NOTE

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

1. This Order, which revokes and for the most part re-enacts the Trucial States Order in Council, 1950 (S.I. 1950/1967 (1950 II, p. 1181)), gives effect to further reform and development of the judicial system in the Trucial States.

2. The major reform is to be found in Part VIII of the Order which has been amended to conform more closely to the provisions contained in the corresponding Parts of the Orders for the other Persian Gulf States. In addition, the opportunity has been taken to insert certain provisions contained in these other Orders so that, as far as possible, all the Orders relating to the Persian Gulf States are now basically similar in form and content.

3. Provision has been made in Article 28 (2) to permit orders of deportation to be made in such cases, other than those set out in Article 28 (1), as may be provided by Queen's Regulation made under the Order.

1956 No. 830

The Trucial States (Amendment) Order, 1956

Made - - - -	*1st June*, 1956
Laid before Parliament	*6th June*, 1956
Coming into Operation	*1st July*, 1956

At the Court at Buckingham Palace, the 1st day of June, 1956

Present,

The Queen's Most Excellent Majesty in Council

Whereas by treaty, capitulation, grant, usage, sufferance, and other lawful means Her Majesty the Queen has jurisdiction within the territories of the Rulers of Dubai, Sharjah, Ras-al-Khaimah, Ajman, Umm al Qaiwain, Abu Dhabi and Fujairah;

And Whereas provision was made for the exercise of such jurisdiction by the Trucial States Order, 1956(a) (hereinafter referred to as "the Principal Order");

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(b), or otherwise

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(a) S.I. 1956/90 (p. 2413 above). (b) 53 & 54 Vict. c. 37 and 3 & 4 Geo. 5. c. 16.

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. The Principal Order shall be amended in accordance with the following provisions :—

(1) In the definition of " British aircraft " in Article 4 there shall be added the words " or in Pakistan " after the word " India ".

(2) In the definition of " British Ship " in Article 4 there shall be added the words " or in Pakistan " after the word " India ".

(3) In sub-paragraph (3) of the definition of " British subject " in Article 4 there shall be added the words " or of Pakistan " after the word " India ".

(4) In paragraph 1 of Article 24 there shall be added the words " or Pakistan " after the word " India ".

(5) The following Article shall be added after Article 39 :—

39A.—(1) The Secretary of State may, either upon the recommendation of Her Majesty's Political Resident, or upon such medical evidence or other grounds as he may think fit, mitigate or remit any punishment awarded by the Chief Court or by the Court for Trucial States.

(2) Nothing in this Order shall affect Her Majesty's prerogative of mercy.

2. This Order may be cited as the Trucial States (Amendment) Order, 1956, and the Principal Order and this Order may be cited together as the Trucial States Orders, 1956.

3. This Order shall come into force on the first day of July, 1956.

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

W. G. Agnew.

EXPLANATORY NOTE

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

This Order amends the Trucial States Order, 1956 (referred to as " the Principal Order "). The amendments—

(1) give effect to the changes necessary on Pakistan ceasing to be part of Her Majesty's dominions on becoming a Republic within the Commonwealth ;

(2) give power to the Secretary of State to mitigate or remit any punishment awarded by the Courts. This power was formerly exercised by the Secretary of State under the Indian Code of Criminal Procedure which has now been repealed in its application to the Trucial States on the making of Criminal Procedure Rules by the Judge of the Chief Court under Article 77 of the Principal Order.