STATUTORY INSTRUMENTS

1973 No. 1084

JUDICIAL COMMITTEE

The Turks and Caicos Islands (Appeal to Privy Council) (Amendment) Order 1973

Made - - - -	*20th June* 1973
Coming into Operation	*On a date to be appointed by the Governor of the Turks and Caicos Islands.*

At the Court at Windsor Castle, the 20th day of June 1973

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in the exercise of the powers in that behalf by section 1 of the Judicial Committee Act 1844(**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 and commencement

1.—(1) This Order may be cited as the Turks and Caicos (Appeal to Privy Council) (Amendment) Order 1973 and shall come into operation on a date to be appointed by the Governor of the Turks and Caicos Islands.

(2) This Order shall be construed as one with the Turks and Caicos Islands (Appeal to Privy Council) Order 1965(**b**) (hereinafter referred to as " the principal Order ") and that Order and this Order may be cited together as the Turks and Caicos Islands (Appeal to Privy Council) Orders 1965 and 1973.

Amendment of section 2 of principal Order

2. Section 2(1) of the principal Order is amended:—

(*a*) by substituting for the definition of " Court " the following definition:—

" " Court " means the Court of Appeal for the Turks and Caicos Islands ; " ;

(*b*) by inserting the following definition in its proper alphabetical position—

" " the Bahama Islands " means The Commonwealth of The Bahamas ; ".

Revocation of section 22 of principal Order

3. Section 22 of the principal Order is revoked.

(**a**) 1844 c. 69. (**b**) S.I. 1965/1863 (1965 III, p. 5643).

Pending proceedings

4.—(1) In respect of any judgment of the Court of Appeal for the Bahama Islands, given in the exercise of the jurisdiction conferred upon it by section 41 of the Turks and Caicos Islands (Constitution) Order 1969(**a**) before the commencement of this Order, an appeal may be commenced, continued and concluded or continued and concluded, as the case may be, in accordance with the provisions of the principal Order as nearly as may be as if it were an appeal from a judgment of the Court.

(2) Any Order that Her Majesty in Council may see fit to make on any such appeal or any Order made by Her Majesty in Council before the commencement of this Order on an appeal from a judgment of the Court of Appeal for the Bahama Islands given in the exercise of such jurisdiction, but not enforced before such commencement, may be enforced as if it were an Order made on appeal from the judgment of the Court.

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order amends the principal Order by substituting references to the new Court of Appeal for the Turks and Caicos Islands established by the Turks and Caicos Islands (Constitution) (Amendment) Order 1973 in place of references to the Court of Appeal for the Bahama Islands, (which previously had jurisdiction to hear appeals from the Turks and Caicos Islands). The Order also contains transitional provisions.

(**a**) S.I. 1969/736 (1969 II, p. 1992).

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