STATUTORY INSTRUMENTS

1964 No. 2044

JUDICIAL COMMITTEE

The Uganda (Pending Appeal to Privy Council) Order 1964

Made - - - - 22nd December 1964

At the Court at Buckingham Palace, the 22nd day of December 1964

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers conferred by Section 3 of the Uganda Act 1964(a), is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

1.—(1) This Order may be cited as the Uganda (Pending Appeal to Privy Council) Order 1964 and shall have effect from 9th October 1963.

(2) In this Order—

"pending appeal" means an appeal from the Court of Appeal for Eastern Africa on appeal from a Court or Judge in Uganda the records in which were registered in the Privy Council Office before the 9th October 1963.

"the Committee" means the Judicial Committee of the Privy Council.

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

2.—(1) The Committee shall have jurisdiction to continue and dispose of the pending appeal and to make such judgment and order thereon as they consider appropriate.

(2) The provisions of the Judicial Committee Act 1833(c) and of any rules made thereunder shall apply in relation to the pending appeal but only in so far as those provisions relate to the powers of the Committee and the procedure to be adopted with respect to such appeal and for that purpose they shall be construed with such modifications, adaptations, qualifications and exceptions as may be necessary by reason of the nature of that appeal or otherwise to bring them into conformity with the provisions of this Order.

W. G. Agnew.

(a) 1964 c. 20. (b) 52 & 53 Vict. c. 63. (c) 3 & 4 Will. 4. c. 41.

EXPLANATORY NOTE

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

This Order confers jurisdiction on the Judicial Committee of the Privy Council to continue and dispose of the appeal from the Eastern Africa Court of Appeal on appeal from a Court or Judge in Uganda the records in which were registered in the Privy Council Office before 9th October 1963 and to make provision regulating such appeal. The Order is to have retrospective effect from 9th October 1963 as provided for in Section 3(3) of the Uganda Act 1964.