STATUTORY INSTRUMENTS

1967 No. 472

CARIBBEAN AND NORTH ATLANTIC TERRITORIES

The Virgin Islands (Emergency Powers) Order 1967

Made - - - -	23*rd March* 1967
Laid before Parliament	31*st March* 1967
Coming into Operation	*As provided in section* 1(2)

At the Court at Windsor Castle, the 23rd day of March 1967

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers vested in Her by section 5 of the West Indies Act 1962(a) and of all other powers enabling Her in that behalf, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows:—

Citation, commencement, construction and revocation.

1.—(1) This Order may be cited as the Virgin Islands (Emergency Powers) Order 1967.

(2) This Order shall come into operation on the day appointed under section 1(3) of the Virgin Islands (Constitution) Order 1967(b); and it shall be construed as one with that Order.

(3) The Leeward Islands (Emergency Powers) Order in Council 1959(c) is hereby revoked in so far as it is part of the law of the Virgin Islands.

Administrator may make emergency laws for the Virgin Islands.

2.—(1) The Administrator may, during a period of emergency, make such laws for the Virgin Islands as appear to him to be necessary or expedient for securing the public safety, the defence of the Virgin Islands or the maintenance of public order or for maintaining supplies and services essential to the life of the community.

(2) In the foregoing subsection the expression "period of emergency" means a period beginning with a declaration made by the Administrator by proclamation published in the Virgin Islands that a public emergency exists therein and ending with a declaration so made that a public emergency no longer exists therein.

(3) The Administrator shall not be obliged to consult with the Executive Council with respect to the exercise of the powers conferred upon him by this section, but he shall exercise those powers after consultation with the Chief Minister unless, in the Administrator's judgment, circumstances make it impracticable to consult with the Chief Minister.

(a) 1962 c. 19. (b) S.I. 1967/471 (1967 I, p. 1418).

(c) S.I. 1959/2206 (1959 I, p. 561).

(4) A law made under this section shall have effect notwithstanding the provisions of any other law in force in the Virgin Islands or any rule of law having effect therein.

(5) A law made under this section shall (unless previously revoked) expire at the end of the period of emergency during which it was made unless provision for its continuance in force (with or without modification) is made by the Legislature of the Virgin Islands.

(6) Upon the revocation or expiry of a law made under this section, section 38(2) of the Interpretation Act 1889(a) shall apply as if that law were an Act of Parliament which had then been repealed by another such Act.

W. G. Agnew.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order revokes the Leeward Islands (Emergency Powers) Order in Council 1959 in so far as it is part of the law of the Virgin Islands and makes fresh provision conferring on the Administrator power to make laws for the Virgin Islands for certain purposes during periods of emergency.

(a) 1889 c. 63.