

ORDER IN COUNCIL MADE UNDER THE COLONIAL COURTS OF ADMIRALTY ACT, 1890 (UNITED KINGDOM) APPROVING THE ADMIRALTY RULES.

AT THE COURT AT BUCKINGHAM PALACE,

THE 1ST DAY OF JUNE, 1926.⁽¹⁾

Present:

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by the *Colonial Courts of Admiralty Act, 1890*, it is, amongst other things, provided that Rules of Court for Regulating the procedure and practice (including fees and costs) in a Court in a British Possession in the exercise of the jurisdiction conferred by the said Act, whether original or appellate, may be made by the same authority and in the same manner as rules touching the practice, procedure, fees and costs in the said Court in the exercise of its ordinary Civil Jurisdiction respectively are made:

Provided that such Rules of Court shall not come into operation until they have been approved by His Majesty in Council, but on coming into operation shall have full effect as if enacted in the said Act:

And whereas it has been made to appear to His Majesty that it is expedient that the Rules of Court hereto annexed, having been duly prepared by the proper authority as required by the said Act, should be established and be in force in the Central Court of the Territory of Papua in its Admiralty Jurisdiction on the first day of the month succeeding the month in which the approval of His Majesty in Council shall be notified in the *Territory of Papua Government Gazette*:

And whereas by Sub-section 2 of Section 7 of the said Act it is provided that His Majesty in Council, in approving Rules made under that section, may declare that Rules so made with respect to any matters which appear to His Majesty to be matters of detail or of local concern may be revoked, varied, or added to, without the approval of His Majesty in Council:

(1) Published in *Papua Govt. Gaz.* of 3.11.1926.

Order in Council under Colonial Courts of Admiralty Act, 1890.

And whereas it has been made to appear to His Majesty that it is expedient to declare that the Rules of Court hereto annexed may, with respect to any matters of detail or local concern, be revoked, varied, or added to, without the approval of His Majesty in Council:

Now, therefore, His Majesty is pleased, by and with the advice of His Privy Council, to approve the Rules of Court⁽²⁾ hereto annexed, and to order, as it is hereby ordered, that the said Rules of Court shall come into force in the Central Court of the Territory of Papua in its Admiralty Jurisdiction on the first day of the month succeeding the month in which the approval thereof shall be notified in the *Territory of Papua Government Gazette*.

And His Majesty is further pleased, by and with the like advice, to declare, and it is hereby declared, that the said Rules of Court hereto annexed may, with respect to any matters of detail or local concern, be revoked, varied, or added to, without the approval of His Majesty in Council.

And the Right Honourable Leopold Charles Stennett Amery, one of His Majesty's Principal Secretaries of State, is to give the necessary directions herein accordingly.

M. P. A. Hankey.

(2) See the *Admiralty Rules*, printed on p. 870.

COURTS-