1962 No. 2598

EAST AFRICA

The Eastern Africa Court of Appeal (Revocation) Order in Council 1962

Made - - - -	*28th November* 1962
Laid before Parliament	*4th December* 1962
Coming into Operation	*9th December* 1962

At the Court at Buckingham Palace, the 28th day of November 1962

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers in that behalf by section 112 of the Government of India Act 1833(a), by the British Settlements Acts 1887 and 1945(b), the Foreign Jurisdiction Act 1890(c), 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 Eastern Africa Court of Appeal (Revocation) Order in Council 1962.

(2) This Order shall come into operation on 9th December 1962.

Revocation.

2. The Eastern Africa Court of Appeal Order in Council 1961(d) and the Eastern Africa Court of Appeal (Amendment) Order in Council 1962(e) are revoked.

Construction.

3. Nothing in the Eastern Africa Court of Appeal Order in Council 1961 shall be construed as precluding the enactment by the East African Common Services Organization before the revocation of that Order of a measure making provision for transferring the persons who immediately before that revocation were holding office as President, Vice-President or Justice of Appeal of Her Majesty's Court of Appeal for Eastern Africa or as a Registrar, officer or servant of that court to corresponding offices in the Court of Appeal for Eastern Africa established under the Constitution of that Organization.

Power to amend existing laws.

4.—(1) The Governor of any territory to which this section applies may by order made at any time within six months after the commencement of this Order make such amendments to any law in force in that territory as may appear to him to be necessary or expedient for the purpose of enabling the Court of Appeal for Eastern Africa established under the Constitution of the East African Common Services Organization to exercise any jurisdiction or powers that were exercisable on 8th December 1962 in relation to that territory by Her Majesty's Court of Appeal for Eastern Africa.

(a) 3 & 4 Will. 4. c. 85. (b) 50 & 51 Vict. c. 54 and 9 & 10 Geo. 6. c. 7.
(c) 53 & 54 Vict. c. 37. (d) S.I. 1961/2323 (1961 III, p. 4301).
(e) S.I. 1962/2174 (1962 III, p. 2743).

(2) The territories to which this section applies are—

(*a*) Aden, Kamaran, Perim and the Kuria Muria Islands;

(*b*) St. Helena and its dependencies;

(*c*) Seychelles; and

(*d*) Zanzibar.

(3) In this section "the Governor" includes—

(*a*) the British Resident in Zanzibar; and

(*b*) with effect from the appointed day as defined by the Aden (Constitution) Order in Council 1962(a), the High Commissioner for Aden and the Protectorate of South Arabia.

W. G. Agnew.

EXPLANATORY NOTE

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

This Order revokes the Eastern Africa Court of Appeal Orders in Council 1961 and 1962 and makes provision so that the jurisdiction exercised by Her Majesty's Court of Appeal for Eastern Africa in respect of Appeals from Aden, St. Helena, Seychelles and Zanzibar may be transferred to the Court of Appeal for Eastern Africa established under the Constitution of the East African Common Services Organization.

(a) S.I. 1962/2177 (1962 III, p. 2904).