1969 No. 367

JUDICIAL COMMITTEE

The Botswana (Procedure in Appeals to Judicial Committee of Privy Council) (Amendment) Order 1969

Made - - - - 18*th March* 1969
Coming into Operation 14*th April* 1969

At the Court at Buckingham Palace, the 18th day of March 1969

Present,

The Queen's Most Excellent Majesty in Council

Her Majesty, by virtue and in exercise of the powers conferred on Her by section 24 of the Judicial Committee Act 1833(**a**) as applied by section 5 of the Botswana Independence Act 1966(**b**) 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, commencement and construction.

1.—(1) This Order may be cited as the Botswana (Procedure in Appeals to Judicial Committee of Privy Council) (Amendment) Order 1969 and shall come into operation on 14th April 1969.

(2) This Order shall be construed as one with the Botswana (Procedure in Appeals to Judicial Committee of Privy Council) Order 1966(**c**) (hereinafter referred to as " the principal Order ") and that Order and this Order may be cited together as the Botswana (Procedure in Appeals to Judicial Committee of Privy Council) Orders 1966 and 1969.

Amendment of section 3 of principal Order.

2. Section 3 of the principal Order is amended by the deletion of the words " as amended by the Judicial Committee (Fees) Rules 1963 " and the substitution therefor of the words " as from time to time amended ".

Amendment of Schedule 1 to principal Order.

3. The heading to Schedule 1 to the principal Order is amended by deleting the words " as amended by the Judicial Committee (Fees) Rules 1963 " ; and that schedule is amended—

(*a*) by the addition at the end of paragraph 1 of the words " and any reference to an Order of Her Majesty in Council or to an Order in Council shall, without prejudice to the provisions of paragraphs 9 and 10 of this schedule, be construed accordingly " ; and

(*b*) by the insertion after paragraph 5 of the following paragraph—

' 5A. For the words " Her Majesty " in Rule 11A where those words secondly occur there shall be substituted the words " the Judicial Committee ".'

W. G. Agnew.

(a) 1833 c. 41. (b) 1966 c. 23. (c) S.I. 1966/1174 (1966 III, p. 3037).

EXPLANATORY NOTE

(This Note is not part of the Order.)

The Judicial Committee of the Privy Council exercises its jurisdiction in respect of appeals from the Court of Appeal for Botswana in accordance with the Judicial Committee Rules 1957 as amended by the Judicial Committee (Fees) Rules 1963. This Order makes provision for such exercise to be in accordance with the 1957 Rules as from time to time amended.