

this Order, and in respect of the registration of any instrument under this Order.

(b.) But the Court may in any case if it thinks fit, on account of the poverty of a party, or for any other reason, dispense in whole or in part with the payment of any fee chargeable in respect of such matter.

(c.) The Court shall in every such case forthwith report the dispensation to the Consul-General, and he shall give such directions thereon as he thinks fit.

(d.) Nothing in this Order shall affect any Order in Council prescribing a Table of fees to be taken by Consular officers; and, where a fee is taken under that Order, no fee shall be taken in respect of the same matter under this Order.

51.—(a.) All fees, charges, expenses, costs, fines, damages, and other money payable under this Order, or under any law made applicable by this Order, may be enforced under order of the Court by attachment and sale of goods, and, in case of deficiency, by imprisonment, which may extend to one month.

(b.) Any bill of sale or mortgage, or transfer of property, made with the view of avoiding such attachment or sale, shall not be effectual to defeat the provisions of this Order.

(c.) All fees, penalties, fines, and forfeitures levied under this Order, except such as may under Treaty be paid to the Sultan of Zanzibar, shall be paid to the public account, and shall be applied in such manner as the Secretary of State, with the concurrence of the Treasury, may direct.

52. Subject to the other provisions of this Order, all expenses of removal of prisoners and others, and the expenses of deportation and of the sending of any person to Bombay, or to any part of Her Majesty's dominions or Protectorates, including expenses of maintenance, shall be defrayed in such manner as the Secretary of State, with the concurrence of the Treasury, directs.

53.—(a.) If an officer of the Court employed to execute an order loses, by neglect or omission, the opportunity of executing it, then, on complaint of the person aggrieved and proof of the fact alleged, the Court may, if it thinks fit, order the officer to pay the damages sustained by the person complaining, or part thereof.

(b.) The order may be enforced as an order directing payment of money.

54.—(a.) If a clerk or officer of the Court, acting under pretence of the process of authority of the Court, is charged with extortion, or with not paying over money duly levied, or with other misconduct, the Court may, if it thinks fit, inquire into the charge in a summary way, and may for that purpose summon and enforce the attendance of all necessary persons as in an action, and may make such order for the repayment of any money extorted, or for the payment over of any money levied, and for the payment of such damages and costs, as the Court thinks fit.

(b.) The Court may also, if it thinks fit, on the same inquiry, impose on the clerk or officer a fine not exceeding 50 rupees for each offence.

(c.) A clerk or officer punished under this Article shall not, without the leave of the Court, be liable to an action in respect of the same matter; and any such action, if already or afterwards begun, may be stayed by the Court in such manner and on such terms as the Court thinks fit.

(d.) Nothing in this Article shall be deemed to prevent any person from being prosecuted under any other law for any act or omission punishable under this Article, or from being liable under that other law to any higher punishment or penalty than that provided by this Article. Provided that

no person shall be punished twice for the same offence.

55. The Consul-General, or any Consular officer appointed by him in that behalf, may exercise any power conferred on any Justices of the Peace within Her Majesty's dominions by any Act of Parliament for the time being in force, regulating merchant seamen or the mercantile marine.

56. Not later than the thirty-first March in each year the Consul-General shall send to the Secretary of State a Report on the operation of this Order up to the thirty-first December in the previous year showing, for the then last twelve months, the number and nature of the proceedings, criminal or civil, taken under this Order, and the result thereof; and the number and amount of fees received, and containing an abstract of the list of registered British subjects, and such other information, and being in such form as the Secretary of State from time to time directs.

#### PART IX.—*Repeal and Transitory Provisions.*

57.—(a.) From the commencement of this Order the Orders in Council described in the Second Schedule to this Order shall be repealed as to Zanzibar, but this repeal shall not—

(i.) Affect the past operation of any of the repealed Orders, or any Regulation, Rule, or appointment made, or any right, title, obligation, or liability accrued, or the validity or invalidity of anything done or suffered, under any of those Orders before the commencement of this Order;

(ii.) Interfere with the institution or prosecution of any proceeding or suit, criminal or civil, in respect of any offence committed against, or forfeiture incurred, or liability accrued under, or in consequence of any provision of the repealed Orders, or any regulation made thereunder;

(iii.) Take away or abridge any protection or benefit given or to be enjoyed in relation thereto.

(b.) Notwithstanding the repeal of the Orders in Council aforesaid, or any other thing in this Order, every Regulation, Rule, appointment, and other thing in this Article mentioned shall continue and be as if this Order had not been made, but so that the same may be revoked, altered, or otherwise dealt with under this Order, as if it had been made or done under this Order.

58. Criminal or civil proceedings begun under any Order in Council repealed by this Order, and pending at the commencement of this Order, shall, from and after that time, be regulated by the provisions of this Order, as far as the nature and circumstances of each case admit.

59. This Order shall commence and have effect as follows:—

(1.) As to the making of any warrant or appointment under this Order, immediately from and after the date of this Order.

(2.) As to the framing of Rules of Procedure or Regulations, and the approval thereof by the Secretary of State, immediately from and after the date of this Order.

(3.) As to all other matters and provisions comprised and contained in this Order, immediately from and after the expiration of one month after this Order is first exhibited in the public office of the Consul-General; for which purpose he is hereby required forthwith, on receipt by him of a copy of this Order, to affix and exhibit the same conspicuously in his public office, and he is also hereby required to keep the same so affixed and exhibited during one month from the first exhibition thereof; and notice of the time of such first exhibition shall, as soon thereafter as practicable, be published in Zanzibar in such manner as the