

And that upon the publication in the London Gazette of any such Order in Council as last aforesaid, the provisions therein contained shall, from a date to be mentioned for the purpose in such Order, take effect as if they had been contained in the Act; and that it shall be lawful for Her Majesty in Council to revoke any order made under this section.

And whereas the Legislature of the British Possession of New South Wales has provided for the examination of, and grant of certificates of competency for foreign-going ships, to persons intending to act as masters, first mates, or second mates, or as first-class engineers, or second-class engineers, on board British ships, which certificates are hereinafter denominated Colonial Certificates of Competency, and the Board of Trade have reported to Her Majesty that they are satisfied that the said examinations are so conducted as to be equally efficient as the examinations for the same purpose in the United Kingdom, under the Acts relating to Merchant Shipping, and that the certificates are granted on such principles as to show the like qualifications and competency as those granted under the said Acts, and are liable to be forfeited for the like reasons and in the like manner.

Now, therefore, Her Majesty, in exercise of the power vested in Her by the said recited Act, by and with the advice of Her Privy Council, is pleased—

- (1.) To declare that the said colonial certificates of competency granted by the Marine Board of the said possession of New South Wales shall be of the same force as if they had been granted under the said Acts.
- (2.) To declare that all the provisions of the said Acts which relate to certificates of competency for the foreign trade granted under those Acts, except so much of the one hundred and thirty-ninth section of "The Merchant Shipping Act, 1854," and the tenth section of "The Merchant Shipping Act Amendment Act, 1862," as requires the delivery by the Board of Trade to any master, mate, or engineer, or a copy of any certificate to which he appears to be entitled as therein mentioned; so much of the third paragraph of the twenty-third section of the said last-mentioned Act, as requires at the conclusion of a case relating to the cancelling or suspending of a certificate, such certificate, if cancelled or suspended, to be forwarded to the Board of Trade, and the whole of the provisions of the fourth paragraph of the same section shall apply to such colonial certificates of competency.
- (3.) To impose and make the conditions and regulations following, numbered 1 to 10 respectively, with respect to the said Colonial certificates of competency, and to the use, issue, delivery, cancellation, and suspension thereof, and to impose for the breach of such conditions and regulations, the penalties therein mentioned.

*Form of Certificate.*

1. Every such Colonial Certificate of Competency shall be on parchment, and as nearly as possible similar in shape and form to the corresponding Certificate of Competency for the foreign trade, granted by the Board of Trade under the Acts relating to Merchant Shipping.

*Name of Possession to be inserted.*

2. Every such Colonial Certificate of Competency shall have the name of the said possession of New South Wales, inserted prominently on its face and back.

*Certificates to be numbered consecutively.*

3. Such Colonial Certificates of Competency shall be numbered in consecutive order.

*List of Certificates granted, cancelled, &c., to be sent to the Registrar-General of Seamen.*

4. The Government of the said possession shall furnish the Registrar-General of Seamen in London from time to time, with accurate lists of all such Colonial Certificates of Competency as may be granted by the Marine Board of the said possession as aforesaid, or as may, for any cause whatsoever, be cancelled, suspended, renewed, or re-issued.

*Three years' domicile or service necessary.*

5. Such Colonial Certificates of Competency shall be granted only to persons who have been domiciled in the said possession, or who have served in ships registered therein, for a period of; or for periods amounting to, at least three years immediately preceding their application for such Colonial Certificates.

Certificates of Competency granted contrary to this regulation shall be regarded as improperly granted.

*Certificates not to be granted when former are cancelled.*

6. Such Colonial Certificates of Competency shall not be granted to any person who may have had a certificate, whether granted by the Board of Trade or by the Government of a British possession, cancelled or suspended under the provisions of the said Acts, or of any Act for the time being in force, in any part of Her Majesty's dominions, unless the period of suspension has expired, or unless intimation has been received from the Board of Trade, or the Government by whom the cancelled or suspended certificate was originally granted, to the effect that no objection to the grant of such Colonial Certificate is known to exist, or unless a new certificate has been granted to him by such Board or Government, and in the last-named event no such Colonial Certificate of Competency shall be for a higher grade than the certificate so last granted as aforesaid. Colonial Certificates of Competency granted contrary to this regulation shall be regarded as improperly granted.

*Certificates improperly granted, may be cancelled without formal investigation.*

7. Any such Colonial Certificate of Competency which appears from information subsequently acquired or otherwise, to have been improperly granted, whether in the above or in any other respect, may be cancelled by the Governor for the time being, or the Marine Board of the said possession, or by the Board of Trade in the United Kingdom, without any formal investigation under "The Merchant Shipping Act, 1854," and the holder of such certificate shall thereupon deliver it to the Board of Trade or the Governor for the time being, or the Marine Board of the said possession, or as they or either of them may direct; and in default thereof, shall incur a penalty not exceeding fifty pounds, which shall be recoverable in the same manner as penalties imposed by the Acts relating to Merchant Shipping are thereby made recoverable.

*Cancellation, &c., of a Certificate, shall involve cancellation of all the other Certificates possessed by its Owner.*

8. Every decision with respect to the cancellation or suspension of a certificate pronounced by any Board, Court, or Tribunal, under the provi-