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FRIDAY, AUGUST 23, 1878.

At the Court at *Osborne House, Isle of Wight*,
the 14th day of *August*, 1878.

PRESENT,

The QUEEN'S Most Excellent Majesty in Council.

WHEREAS Her Majesty the Queen has power and jurisdiction over Her Majesty's subjects resident in or resorting to China and Japan :

Now, therefore, Her Majesty, by virtue of the powers in this behalf by the Foreign Jurisdiction Acts, 1843 to 1875, and by the Act of Parliament of the session of the sixth and seventh years of Her Majesty's reign (chapter 80), "for the better government of Her Majesty's subjects resorting to China," or otherwise, in Her vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :

Preliminary.

1. This Order may be cited as "The China and Japan Order in Council, 1878."

2. This Order shall commence and have effect as follows :

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

(b.) 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 Her Majesty's Consul-General for the district of the Consulate of Shanghai; for which purpose Her Majesty's Consul-General or other principal Consular Officer for the time being for that district is hereby required forthwith, on receipt by him from Her Majesty's Minister in China of a copy of this Order, with instructions in this behalf, to affix and exhibit this Order conspicuously in that public office, and to keep the same so affixed and exhibited during one month thereafter; of the time of which first exhibition notice shall be published as soon thereafter as practicable in each Consular district in China and in Japan, in such manner as Her Majesty's Ministers there respectively direct; and the time of the expiration of that month shall be deemed the time of the commencement of this Order.

3.—(1.) Articles 9 to 22, both inclusive, of the China and Japan Order in Council, 1865, are hereby revoked.

(2.) Articles 36 and 37 of that Order are hereby revoked as regards Japan only.

(3.) In this Order "The Secretary of State" means one of Her Majesty's Principal Secretaries of State.

(4.) Subject to the foregoing provisions, this Order shall be read as one with the China and Japan Order in Council, 1865.

(5.) A copy of this Order shall be kept exhibited conspicuously in each Court and Consulate in China and in Japan.

(6.) Printed copies thereof shall be provided, and shall be sold at such reasonable price as Her Majesty's Ministers there respectively direct.

Supreme Court for China and Japan.

4.—(1.) There shall be a Chief Justice and an Assistant-Judge of the Supreme Court for China and Japan.

(2.) The Assistant-Judge shall be the Registrar of the Supreme Court; and the office of Law Secretary of the Supreme Court is hereby abolished.

(3.) The Assistant-Judge shall hear and determine such causes and matters, civil and criminal, and transact such other part of the business of the Supreme Court, as the Chief Justice from time to time by general order, or otherwise, directs; and for that purpose the Assistant-Judge shall have all the like jurisdiction, power, and authority as the Chief Justice.

(4.) Any party to a suit or proceeding wherein any matter or question is heard and determined by the Assistant-Judge shall be entitled, as of course, to a rehearing before the Chief Justice, sitting with the Assistant-Judge, or, in the unavoidable absence of the Assistant-Judge, alone.

(5.) If, on any such rehearing, there is a difference of opinion between the Chief Justice and the Assistant-Judge, the opinion of the Chief Justice shall prevail.

(6.) Throughout the China and Japan Order in Council, 1865, and the Rules made thereunder, the Chief Justice of the Supreme Court shall, as regards China, be deemed to be therein substituted for the Judge of the Supreme Court.

(7.) There shall be attached to the Supreme Court a Chief Clerk, and so many officers and clerks as the Secretary of State from time to time thinks fit.

Court for Japan.

5.—(1.) There shall be in and for Japan a Court styled Her Britannic Majesty's Court for Japan.