

he is accused had been an indictable offence and had been committed in the Straits Settlements commit him to some prison in the Straits Settlements but otherwise shall Order him to be discharged.

V. Whenever a Magistrate commits a fugitive criminal to prison in pursuance of either the 3rd or the 4th clause of this Ordinance he shall inform such fugitive criminal that he will not be surrendered until after the expiration of fifteen days and that during such fifteen days he may appeal to any Judge of the Supreme Court of the Straits Settlements.

VI. Any person who is committed to prison under the 9th clause of the principal Order or under the 3rd or 4th clause of this Order may within fifteen days from the date of such committal appeal against such committal to a Judge of the Supreme Court of the Straits Settlements and such Judge shall upon hearing such appeal either affirm the order of committal or order the appellant to be discharged from prison in which latter case no Order shall be made for his surrender to the Foreign State from which the requisition for his surrender proceeded.

VII. This Order and the principal Order shall be read and construed as one Order in Council.

C. L. Peel.

AT the Court at Osborne House, Isle of Wight, the 31st day of December, 1883.

PRESENT

The QUEEN'S Most Excellent Majesty in Council.

WHEREAS by the Merchant Shipping (Colonial) Act, 1869, it is (among other things) enacted, that where the Legislature of any British Possession provides for the examination of and grant of certificates of competency to persons intending to act as masters, mates, or engineers on board British ships, and the Board of Trade reports to Her Majesty that they are satisfied that the 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, it shall be lawful for Her Majesty, by Order in Council,—

1. To declare that the said certificates shall be of the same force as if they had been granted under the said Acts.
2. To declare that all or any of the provisions of the said Acts which relates to Certificates of Competency granted under those Acts shall apply to the certificates referred to in the said Order.
3. To impose such conditions and to make such regulations with respect to the said certificates, and to the use, issue, delivery, cancellation, and suspension thereof as to Her Majesty may seem fit, and to impose penalties not exceeding fifty pounds for the breach of such conditions and regulations.

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 as aforesaid.

And whereas the Legislature of the British Possession of Hong Kong has by the Merchant Shipping Consolidation Ordinance of 1879, pro-

vided for the examination of and grant of Certificates of Competency for foreign going ships to persons intending to act as masters, mates, or 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 powers vested in Her by the said first recited Act by and with the advice and consent of Her Privy Council, is pleased—

1. To declare that the Colonial Certificates of Competency for Foreign going ships granted by the Governor of the said possession of Hong Kong, 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 139th section of the Merchant Shipping Act, 1854, and the 10th section of the Merchant Shipping Amendment Act, 1862, as requires the delivery by the Board of Trade to any master, mate, or engineer of a copy of any certificate to which he appears to be entitled as therein mentioned, so much of the third paragraph of the 23rd 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 set out in the schedule hereto, 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.

This Order shall take effect in the said Possession of Hong Kong from and after the first day of January, one thousand eight hundred and eighty-four.

C. L. Peel.

SCHEDULE.

Conditions and Regulations imposed and made by the Board of Trade with respect to the use, issue, delivery, cancellation, and suspension of Colonial Certificates of Competency.

Interpretation Clause.

In the construction and for the purposes of these conditions and regulations, the following terms shall have the respective meanings hereinafter assigned to them, that is to say:—

“*Colonial Certificate of Competency*” shall mean a certificate of Competency for Foreign Going Ships authorised to be granted by the Legislative authority of the British Possession of Hong Kong to persons intending to act as Masters, Mates, or Engineers on board British ships on similar principles and conditions as those granted under the Imperial Acts relating to Merchant Shipping.

“*Authority*” shall mean the Governor of the said Possession of Hong Kong.