

to hold, exercise, and enjoy any jurisdiction which His Majesty now has or may at any time hereafter have within a foreign country in the same and as ample a manner as if His Majesty had acquired that jurisdiction by the cession or conquest of territory :

And whereas by certain Letters Patent under the Great Seal of the United Kingdom of Great Britain and Ireland, bearing date at Westminster the thirteenth day of January, one thousand eight hundred and eighty-six, the Settlement of Lagos was constituted a Colony, under the title of the Colony of Lagos, and a Legislative Council was appointed for the said Colony, with certain powers and authority, to legislate for the said Colony, as in the said Letters Patent is more fully set forth :

And whereas His Majesty has this day, by and with the advice of His Privy Council, been pleased to direct that Letters Patent be passed under the Great Seal of the United Kingdom of Great Britain and Ireland for the purpose of providing, amongst other things, that the said Colony of Lagos shall in future be known as the Colony of Southern Nigeria, as in the said Letters Patent more fully appears; and the draft of the said Letters Patent has this day been approved by His Majesty in Council :

And whereas by an Order of Her late Majesty Queen Victoria in Council bearing date the twenty-ninth day of December, one thousand eight hundred and eighty-seven, and by an Order of His Majesty in Council bearing date the twenty-fourth day of July, one thousand nine hundred and one, and known as the Lagos Protectorate Order in Council, 1901, it was provided that the Legislative Council for the time being of the Colony of Lagos might exercise and provide for giving effect to all such powers as His Majesty might, at any time either before or after the passing of the said Orders have acquired or might acquire within such of the territories of the West Coast of Africa near or adjacent to the Colony of Lagos, as in the said Orders were described :

And whereas by an Order of Her late Majesty Queen Victoria in Council bearing date the twenty-seventh day of December, one thousand eight hundred and ninety-nine, and known as the Southern Nigeria Order in Council, 1899, provision was made for the peace, order, and good government of the territories therein described and known as Southern Nigeria, and for the appointment of a High Commissioner, with power on Her late Majesty's behalf to appoint Commissioners and other officers, and by proclamation to provide for the peace, order, and good government of Southern Nigeria and all persons therein :

And whereas it is expedient that the aforesaid powers of the said High Commissioner should in future be exercised by the Governor of the Colony of Southern Nigeria, and by the Legislative Council of the said Colony of Southern Nigeria respectively, as hereinafter provided :

Now, therefore, His Majesty, by virtue and in exercise of the powers by the Foreign Jurisdiction Act, 1890, or otherwise in His Majesty vested, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows :—

I. This Order may be cited as the Southern Nigeria Protectorate Order in Council, 1906.

II. This Order shall apply to the territories of Africa which are bounded on the south by the Atlantic Ocean, on the west by the line of the frontier between the British and French territories, on the north and north-east by the British

Protectorate of Northern Nigeria, and on the east by the frontier between the British and German territories.

Provided always, that such parts of the territories so bounded as are within that portion of His Majesty's Dominions which is hereafter to be known as the Colony of Southern Nigeria, shall not be included within the limits of this Order. The territories within the limits of this Order shall be known and described as the Protectorate of Southern Nigeria.

III. In this Order, unless the subject or context otherwise requires,—

“His Majesty” includes His Majesty's heirs and successors.

“Secretary of State” means one of His Majesty's Principal Secretaries of State.

“Treaty” includes any treaty, convention, agreement, or arrangement, made by or on behalf of Her late Majesty Queen Victoria or of His Majesty with any civilised Power, or with any Native tribe, people, chief, or king, and any regulation appended to any such treaty, convention, agreement, or arrangement.

“Governor” includes the officer for the time being administering the Government of the Colony of Southern Nigeria.

IV. It shall be lawful for the Legislative Council for the time being of the Colony of Southern Nigeria by any ordinance or ordinances to exercise and provide for giving effect to all such powers and jurisdiction as His Majesty may at any time before the passing of this Order have acquired or exercised in the said territories or any of them.

Provided as follows :—

(1.) That nothing in any such ordinance or ordinances contained shall take away or affect any rights secured to any natives in the said territories by any treaties or agreements made on behalf or with the sanction of Her late Majesty Queen Victoria or of His Majesty, and all such treaties and agreements shall be and remain operative and in force, and all pledges and undertakings therein contained shall remain mutually binding on all parties to the same.

(2.) That all laws, ordinances, proclamations, bye-laws and regulations of whatsoever nature in force at the date of the commencement of this Order within the said territories or any of them shall continue in force until repealed or revoked by or in pursuance of any law or ordinance passed by the Legislative Council of the Colony of Southern Nigeria.

(3.) That every suit, action, complaint, matter, or thing which shall be depending in any Court within the said territories at the commencement of this Order shall and may be proceeded with in such Court in like manner as if this Order had not been passed.

V. The Governor for the time being of the Colony of Southern Nigeria shall have a negative voice in the passing of all such ordinances as aforesaid. And the right is hereby reserved to His Majesty, to disallow any such ordinances as aforesaid in whole or in part, such disallowance being signified to the said Governor through one of His Majesty's Principal Secretaries of State, and also to make and establish from time to time, with the advice or consent of Parliament, or with the advice of His Privy Council, all such laws or ordinances as may to Him appear necessary for the exercise of such powers and jurisdiction as aforesaid as fully as if this Order had not been made.

VI. In the making and establishing of all such ordinances, the Legislative Council shall conform to and observe all such rules and regulations as may from time to time be appointed by any