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TUESDAY, JANUARY 14, 1908.

At the Court at *Buckingham Palace*, the 21st day of *December*, 1907.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS the territories of Africa now known as the Nyasaland Protectorate are under the protection of His Majesty the King:

And whereas by treaty, grant, usage, sufferance, and other lawful means, His Majesty has power and jurisdiction within the said Protectorate:

And whereas by an Order of His Majesty in Council bearing date the eleventh day of August, one thousand nine hundred and two, and entitled "The British Central Africa Order in Council, 1902," provision was made for the exercise of His Majesty's jurisdiction within the said Protectorate:

And whereas by an Order of His Majesty in Council, bearing date the sixth day of July, one thousand nine hundred and seven, and known as "The Nyasaland Order in Council, 1907," it was provided that the territories theretofore known as the British Central Africa Protectorate should be known as the Nyasaland Protectorate, and that wherever in the British Central Africa Order in Council, 1902, or any other Order in Council, ordinances, laws, proclamations, rules, or regulations relating to the said territories the name British Central Africa occurs the name Nyasaland should be read in place thereof:

And whereas by section 15 of the said British Central Africa Order in Council, 1902, it was ordered that there should be a Court of Record in the Protectorate with full jurisdiction, civil and criminal, over all persons and over all matters

in the Protectorate, and that such civil and criminal jurisdiction should be exercised in conformity with the substance of the law for the time being in force in England:

And whereas doubts have arisen respecting the extent to which the law of England is in force in the Protectorate, and it is expedient to remove such doubts:

Now, therefore, His Majesty, by virtue and in exercise of the powers on that behalf 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 Nyasaland Order in Council, 1907 (No. 2)."

II. Subsection (2) of section 15 of the British Central Africa Order in Council, 1902, is hereby revoked, without prejudice to anything lawfully done thereunder, and in place of the said subsection the following shall be substituted:—

"(2) Such civil and criminal jurisdiction shall, so far as circumstances admit, be exercised in conformity with the substance of the common law, doctrines of equity, and statutes of general application in force in England, on the eleventh day of August, one thousand nine hundred and two, and with the powers vested in, and according to the procedure and practice observed by and before Courts of Justice, and Justices of the Peace in England, according to their respective jurisdictions and authorities at that date, save in so far as the same may at any time before the commencement of this Order have been, or hereafter may be, modified or amended by or under the authority of any Order of His Majesty in Council, or by any Ordinance or Ordinances passed in and for the Protectorate."