

had been granted for the like purpose in the United Kingdom under the Merchant Shipping Act, 1894.

2. All the provisions of the third part of the said Act which relate to passenger steamers' certificates shall, without modification, apply to the certificates for foreign-going passenger steamers granted in Hong Kong.

3. This Order may be cited as 'The Merchant Shipping Passenger Steamers (Hong Kong) Order, 1928.'

M. P. A. Hankey.

At the Court at *Buckingham Palace*, the 22nd day of *March*, 1928.

PRESENT,

The KING's Most Excellent Majesty in Council.

WHEREAS the territories of Africa formerly known as North-Eastern Rhodesia and North-Western Rhodesia but known since the 17th day of August 1911, the date of the commencement of the Northern Rhodesia Order in Council, 1911, as Northern Rhodesia 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 in Northern Rhodesia:

And whereas by an Order of His Majesty in Council bearing date the 4th day of May 1911 and entitled "The Northern Rhodesia Order in Council, 1911" provision was made for the exercise of His Majesty's jurisdiction in Northern Rhodesia and for the general administration of affairs therein by the British South Africa Company, subject to certain provisions in the said Order contained with regard to the occupation by natives of land in Northern Rhodesia:

And whereas by an Agreement bearing date the 29th day of September 1923 made between His Majesty's Principal Secretary of State for the Colonies on behalf of His Majesty (in the said Agreement referred to as "the Crown") of the one part and the British South Africa Company (therein and hereinafter referred to as "the Company") of the other part it was amongst other things provided that the Crown should as from the 1st day of April 1924 relieve the Company of the administration of Northern Rhodesia and that—

(a) The Company as from the 1st day of April 1924 assigned and transferred to the Crown all such rights and interests in lands as it claimed to have acquired by virtue of the concessions granted by Lewanika, upon which date the full and entire control of the lands throughout North-Western Rhodesia as well as elsewhere in Northern Rhodesia should be taken over by the Crown and thereupon (subject to certain provisions with regard to the rights of the Company to lands and minerals contained in the said Agreement) the Crown should be completely free to administer such lands in such manner as the Crown might in its discretion deem best in the interest of the native population and in the public interests generally:

(b) The Crown should recognise all alienations of land which had been made by

the Company in Northern Rhodesia before the 1st day of April 1924:

(c) As regards the Concession granted by the Company to the North Charterland Exploration Company the Crown reserved the right to set apart such native Reserves in the area granted to that Company, such area being wholly within the limits of Northern Rhodesia, as the Crown might deem proper:

And whereas in accordance with the said Agreement the Crown did as from the 1st day of April 1924 relieve the Company of the administration of Northern Rhodesia and by an Order of His Majesty in Council bearing date the 20th day of February 1924 and entitled the Northern Rhodesia Order in Council 1924 provision was made for the administration of Northern Rhodesia by a Governor to be appointed by His Majesty:

And whereas the Governor appointed Commissioners on the 10th day of October 1924 to make inquiry as to what land should be reserved for natives within the area granted by the said Concession to the North Charterland Exploration Company and received a report accordingly from the said Commissioners:

And whereas by reason of the premises it is desirable to declare what land within Northern Rhodesia shall be Crown Land and Native Reserves respectively and to confirm certain alienations of land within Northern Rhodesia:

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:—

1. This Order may be cited as the Northern Rhodesia (Crown Lands and Native Reserves) Order in Council, 1928, and shall be read and construed as one with the Northern Rhodesia Order in Council, 1924.

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

The expression "Crown Lands" means all lands and rights or interests in any lands in Northern Rhodesia other than (1) the three freehold areas hereinafter referred to vested in the Company, (2) lands and any rights or interests therein vested in any person deriving title from the Company, (3) any mineral rights of which the Company has been recognised as the owner by the Crown under the hereinbefore recited Agreement of the 29th day of September 1923, (4) any land or mineral rights to which the Paramount Chief and People of the Barotse are entitled, (5) lands granted in perpetuity to any person by the Governor of Northern Rhodesia between the 1st day of April 1924 and the coming into operation of this Order, and (6) Native Reserves;

The expression "Native Reserves" means the lands set apart by this Order for the sole and exclusive use of the natives of Northern Rhodesia and any lands which may hereafter be constituted Native Reserves by any Order in Council amending or adding to this Order;

The expression "The Secretary of State" means the person for the time being holding the office of His Majesty's Principal Secretary of State for the Colonies: