

the Colonial Government by the Colonial Secretary or other officer or Crown Agent as aforesaid on behalf of the Colonial Government.

6. The person to whom the management of any Government ship in the service of the Colonial Government is entrusted by the Colonial Government shall be registered as provided by Section 59 (2) of the principal Act.

7. Where any provision of the Merchant Shipping Acts which by virtue of the Merchant Shipping Act, 1906, and this Order in Council is applicable to Government ships in the service of the Colonial Government imposes any duty or liability or confers any right or power upon or contemplates any act being performed by the owner of a ship such duty, liability, right or power shall, subject always to the other provisions of this Order in Council be carried out, borne, or exercised by the Colonial Government on behalf of His Majesty.

8. In this Order in Council the term Merchant Shipping Acts shall mean and include any of the Merchant Shipping Acts, any provision of which is by virtue of the Merchant Shipping Act, 1906, and this Order, applicable to Government ships.

9. The following sections and provisions of the Merchant Shipping Acts shall not apply to Government ships in the service of the Colonial Government registered in pursuance of this Order, namely:—

(i) The Merchant Shipping Act, 1894—Sections 1, 8 to 12. The provisions of Part II of the Act relating to the requirement of officers to hold certificates of competency and the production of these certificates.

(ii) The Merchant Shipping (Mercantile Marine Fund) Act, 1898 (61 & 62 Vict. c. 44)—Sections 3 and 5.

(iii) The Merchant Shipping Act, 1906—Sections 25 and 27.

Provided always that no provision of the Merchant Shipping Acts which, according to a reasonable construction, would not apply in the case of Government ships in the service of the Colonial Government, shall be deemed to apply to such ships by reason only that its application is not hereby expressly excluded.

10. Anything required or authorised by this Order in Council to be done by the Colonial Government may be done by the Colonial Secretary or other officer or Crown Agent as aforesaid.

*Rupert B. Howorth.*

At the Court at *Buckingham Palace*, the 4th day of *November*, 1938.

PRESENT,

The KING's Most Excellent Majesty.

Lord President.  
Lord Privy Seal.  
Viscount Finlay.  
Lord Atkin.  
Mr. Secretary MacDonald.  
Sir Fairfax Luxmoore.  
Sir Rayner Goddard.  
Sir Herbert du Parcq.

WHEREAS by Section 21 (1) (a) of the Foreign Marriage Act, 1892, His Majesty The King in Council is authorised to make regulations prohibiting or restricting the exercise by

marriage officers of their powers under the Act in places where sufficient facilities appear to His Majesty to exist without the exercise of those powers for the solemnization of marriages to which a British subject is a party:

And whereas by Section 21 (2) of the said Act it is provided that regulations made in pursuance of the said Section may be made *inter alia* with reference to any particular class of cases:

And whereas it appears that without the exercise of their powers under the said Act by marriage officers in China sufficient facilities exist under the forms of marriage referred to in Sections 12 and 22 of the said Act for marriages in China of British subjects who are serving in China in His Majesty's Naval or Military Forces or in the Royal Air Force:

And whereas the provisions of the Rules Publication Act, 1893, have been complied with in respect of the regulations hereinafter set forth:

Now, therefore, His Majesty, by virtue and in exercise of the powers conferred by the Foreign Marriage Act, 1892, or otherwise enabling Him in this behalf, 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 Foreign Marriages (China) Order in Council, 1938.

(2) No marriage officer in China shall solemnize any marriage between parties either of whom is serving in China in His Majesty's Naval or Military Forces or the Royal Air Force.

(3) Nothing in this Order shall be deemed to affect the powers as a marriage officer under Section 12 of the Foreign Marriage Act, 1892, of any commanding officer of any of His Majesty's ships.

*Rupert B. Howorth.*

At the Court at *Buckingham Palace*, the 4th day of *November*, 1938.

PRESENT,

The KING's Most Excellent Majesty.

Lord President.  
Lord Privy Seal.  
Viscount Finlay.  
Lord Atkin.  
Mr. Secretary MacDonald.  
Sir Fairfax Luxmoore.  
Sir Rayner Goddard.  
Sir Herbert du Parcq.

WHEREAS by Article (1) of the Reciprocal Enforcement of Judgments (General Application to His Majesty's dominions etc.) Order, 1933 (Statutory Rules and Orders, 1933, No. 1073), it is provided that Part I of the Foreign Judgments (Reciprocal Enforcement) Act, 1933 (23 Geo. 5 c. 13), shall apply to His Majesty's dominions outside the United Kingdom and to judgments obtained in the Courts of the said dominions:

And whereas by an Act of the Indian Legislature (being Act No. VIII of 1937) entitled the Code of Civil Procedure (Amendment) Act, 1937, section 44A has been inserted in the Code of Civil Procedure, 1908, and by sub-section (1) of that section it is provided that where a certified copy of a decree of any of the Superior