

NOTICES.

COLONIAL SECRETARY'S DEPARTMENT.

No. 233.—The following Order in Council is published for general information.

AT THE COURT AT BUCKINGHAM PALACE,

THE 21ST DAY OF DECEMBER, 1920.

PRESENT,

THE KING'S MOST EXCELLENT MAJESTY IN COUNCIL.

WHEREAS by Treaty, grant, usage, sufferance, and other lawful means, His Majesty the King has jurisdiction in China:

Now, therefore, His Majesty, by virtue and in exercise of the powers in this 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:—

1. This Order may be cited as "The China (Amendment) Order in Council, No. 3, 1920," and shall be read as one with "The China Order in Council, 1904" (hereinafter called the "Principal Order"), and with any Order amending the same, and the provisions of Article 170 of the Principal Order shall in particular apply to this Order.

2. Every person subject to the criminal jurisdiction of the Court who has acted, is acting, or is about to act in a manner prejudicial to the public safety, or to the defence, peace or security of His Majesty's Dominions, or of any part of them, shall be guilty of a grave offence against the Principal Order, and may, in addition to, or in lieu of, any other punishment, be ordered to give security for good behaviour or to be deported.

3. Every person subject to the criminal jurisdiction of the Court who prints, publishes, or offers for sale any printed or written newspaper or other publication containing seditious matter, or has in his possession with intent to publish or distribute any such newspaper or other publication, shall be guilty of a grave offence against the Principal Order, and may, in addition to, or in lieu of, any other punishment, be ordered to give security for good behaviour or to be deported.

4. In addition and without prejudice to any powers which the Court may possess to order the exclusion of the public from any proceedings, if, in the course of the trial of a person for an offence under this Order, application is made by the prosecutor, in the interests of national safety, that all or any portion of the public should be excluded during any part of the hearing, the Court may make an order to that effect, but the passing of sentence shall in any case take place in public.

5. Article 2 (1) of "The China and Corea (Amendment) Order in Council, 1909," and the whole of "The China (War Powers) Order in Council, 1917," are hereby repealed, but this repeal shall not (a) affect the past operation thereof or any right, title, obligation or liability thereunder; or (b) interfere with the institution or prosecution of any legal proceeding thereunder.

6. This order is in substitution for "The China (Amendment) Order in Council, 1920," which has not taken effect and is hereby revoked.

And the Right Honourable George Nathaniel, Earl Curzon of Kedleston, K.G., &c., one of His Majesty's Principal Secretaries of State, is to give the necessary directions herein.

ALMERIC FITZROY.