

Enclosure.

At the Court at Buckingham Palace, the 3rd day of November, 1927.

Present :

THE KING'S MOST EXCELLENT MAJESTY.

Secretary Sir W. Joynson-Hicks ; Sir Frederick Ponsonby ; Sir John Eldon Bankes ; Mr. Ronald McNeill ; Lord Justice Greer.

WHEREAS by treaty, capitulation, grant, usage, sufferance, or other lawful means, His Majesty the King has jurisdiction in Egypt :

And whereas provision is now made by the Ottoman Order in Council, 1910 (S.R. & O. 1910, No. 1184), (in this Order referred to as "the Principal Order"), and the Egypt Order in Council, 1915 (S.R. & O. 1915, No. 141), (in this Order referred to as "the Egypt Order"), and certain Orders amending the same for the exercise of such jurisdiction :

Now, therefore, His Majesty, by virtue and in exercise of the powers in this behalf by the Foreign Jurisdiction Acts, 1890 and 1913 (53 & 54 V, c. 37, and 3 & 4 Geo. V, c. 16), 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 Egypt (Amendment) Order in Council, 1927," and shall be read as one with the Principal Order and with the Egypt Order and with any Order amending the latter.

2. The following provision is hereby substituted for the second paragraph of Article 22 of the Principal Order :—

"As regards, however, all such matters and cases as come within the jurisdiction of the Egyptian Mixed Courts the operation of this Order is hereby suspended until His Majesty by and with the advice of His Privy Council shall otherwise order: Provided nevertheless that where (i) a British subject is charged with any act or conduct which in accordance with the law applicable under this Order constitutes an offence punishable with six months' imprisonment or any severer penalty, and (ii) such act or conduct is punishable by the said Mixed Courts with a penalty not exceeding seven days' imprisonment or a fine of one Egyptian pound, or both, and (iii) no prior charge has been laid before the said Mixed Courts in respect of such act or conduct—the Court shall have jurisdiction to try the case in accordance with the provisions of this Order."

3. Article 2 of the Egypt (Amendment) Order in Council, 1922, is hereby repealed, and the following provision is substituted in Egypt for Article 81 (1) of the Principal Order :—

"Where it is proved that there is reasonable ground to apprehend that (a) a British subject is about to commit a breach of the public peace, or that the acts or conduct of a British subject are or is likely to produce or excite to a breach of the public peace, or (b) a British subject has acted 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, or of the dominions of His Majesty the King of Egypt, or (c) a British subject has been guilty of conduct which would in the United Kingdom constitute an offence under the Vagrancy Acts, or under the Criminal Law Amendment Acts, 1885 and 1912 (48 & 49 V, c. 69, and 2 & 3 Geo. V, c. 20), the Court may, if it thinks fit, cause him to be brought before it, and require him to give security, to the satisfaction of the Court, to keep the peace, or for his future good behaviour, as the case may require."

4. Article 71 of the Principal Order is hereby repealed.

5. (1) This Order shall take effect as soon as it is first exhibited in the public office of the Supreme Court for Egypt.

(2) For that purpose the Judge of the Supreme Court shall, on the receipt by him of a certified printed copy of the Order, cause the same to be affixed and exhibited conspicuously in that office. He shall also keep the same so affixed and exhibited during one month from the first exhibition.

(3) A certified copy of this Order shall also be affixed and exhibited in the public offices of the Consular Courts at Cairo and Port Said at the same time as it is first exhibited at Alexandria, or as soon thereafter as circumstances admit.

(4) Proof shall not in any proceeding or matter be required that the provisions of this article have been complied with, nor shall any act or proceeding be invalidated by any failure to comply with any such provisions.

And the Right Honourable Sir Austen Chamberlain, K.G., one of His Majesty's Principal Secretaries of State, is to give the necessary directions herein.

M. P. A. HANKEY.

[In accordance with clause 5 this Order was exhibited on the 19th December, 1927, and thereby came into force on that date.]