
 STATUTORY INSTRUMENTS

1966 No. 1598

MUSCAT

The Muscat (Revoking) Order 1966

Made - 21st December 1966
Laid before Parliament 30th December 1966
Coming into Operation 1st January 1967

At the Court at Buckingham Palace, the 21st day of December 1966

Present,

The Queen's Most Excellent Majesty in Council

Whereas by treaty, capitulation, grant, usage, sufferance, and other lawful means Her Majesty The Queen has jurisdiction within the territories of the Sultan of Muscat and Oman ;

And Whereas provision was made for the exercise of such jurisdiction by the Muscat Orders 1955 to 1962(a) ;

And Whereas the said jurisdiction terminates on 31st December 1966 ;

Now, therefore, Her Majesty, by virtue and in exercise of the powers in this behalf by the Foreign Jurisdiction Acts 1890 and 1913(b) or otherwise in Her Majesty vested, is pleased, by and with the advice of Her Privy Council, to order, and it is hereby ordered, as follows :—

1.—(1) On the date of the coming into operation of this Order, Her Britannic Majesty's Consular Court for Muscat, Her Britannic Majesty's Chief Court for the Persian Gulf and Her Britannic Majesty's Full Court for the Persian Gulf shall cease to exercise jurisdiction under the Muscat Orders 1955 to 1962, and the appointments of the Judge, Assistant Judges, and all officers of Her Britannic Majesty's Consular Court for Muscat shall terminate.

(2) Any proceedings under the Muscat Orders 1955 to 1962 pending at that date before those Courts shall be remitted to the Courts of the Sultan of Muscat and Oman at the stage they have then reached, and the records of such cases shall be handed over to the said Sultan's Courts.

(3) The records of the Courts referred to in paragraph (1) of this Article which relate to matters to which the Muscat Orders 1955 to 1962 extended, other than the records mentioned in paragraph (2) of this Article, shall be retained in the office of Her Majesty's Senior Consular Officer appointed to reside at Muscat for not less than ten years after the coming into operation of this Order, and certified copies thereof shall, on the application of any properly interested party or of the Government of Muscat and Oman or of any Muscati Court having jurisdiction in the matter, be supplied in accordance with such instructions as may be issued for this purpose and on the payment of such fees as may be fixed from time to time by Her Majesty by Order in Council under the Consular Salaries and Fees Act 1891(c).

(a) S.I. 1955/1641, 1958/144, 1959/1037, 1962/168 (1955 I, p. 1211 ; 1958 I, p. 1522 ; 1959 I, p. 1803 ; 1962 I, p. 172).

(b) 1890 c. 37 and 1913 c. 16.

(c) 1891 c. 36.

2. Where a bond has been taken in connection with the administration of the estate of a deceased person or of a lunatic or otherwise in any proceeding before Her Britannic Majesty's Consular Court for Muscat and remains undischarged on 31st December 1966, such a bond shall be deemed to have been assigned on that date to the appropriate Muscati authority or persons interested.

3. Printed copies of this Order shall be exhibited in the offices of Her Majesty's Senior Consular Officer appointed to reside at Muscat until the expiration of three months after the closure of Her Britannic Majesty's Consular Court for Muscat in accordance with Article 1 of this Order.

4. The Muscat Orders 1955 to 1962 and all Regulations, rules and orders made thereunder are hereby revoked; but this revocation shall not affect their past operation or the validity or invalidity of anything done or suffered under them before the entry into force of this Order.

5. This Order shall come into operation on 1st January 1967 and may be cited as the Muscat (Revoking) Order 1966.

N. E. Leigh.

EXPLANATORY NOTE

(This Note is not part of the Order.)

This Order revokes the Muscat Orders 1955 to 1962 which provided for the exercise of Her Majesty's jurisdiction in the territories of the Sultan of Muscat and Oman and provides also that any proceedings under those Orders which on 1st January 1967 are still pending in any of the Courts established by those Orders shall be transferred to the Sultan's Courts.