

60. If any Ordinance is in part repugnant to any Act or regulation or is otherwise in part *ultra vires*, such Ordinance shall nevertheless be valid as to the residue thereof, if and so far as the residue is in substance and effect severable from the part which is so repugnant or *ultra vires*. Partial validity of Ordinances.

61. It shall not be lawful or competent by any Ordinance— Scope of Ordinances.

(a.) To affect the prerogative of the Crown or the title of His Majesty to any land.

(b.) To impose duties of Customs or export duties on goods imported into or exported from Samoa:

(c.) To establish any body corporate:

(d.) To establish any form of municipal or local government, possessed of rating, taxing, or legislative authority:

(e.) To establish any form of paper currency:

(f.) To provide as the penalty for an offence a term of imprisonment exceeding one year, or a pecuniary fine or penalty exceeding one hundred pounds.

62. It shall not be lawful or competent for the Legislative or Executive Government of Samoa— Limitation of powers of Legislative or Executive Government of Samoa.

(a.) To establish or maintain any military or naval base or any fortifications in Samoa:

(b.) To provide for the military training or service (otherwise than for the purposes of police) of the inhabitants of Samoa other than Europeans:

(c.) To borrow money otherwise than from the New Zealand Treasury in accordance with the express provision of this Order in that behalf.

PART III.

THE HIGH COURT OF WESTERN SAMOA.

63. There is hereby constituted and established in and for Samoa a Court of record, to be called the High Court of Western Samoa, for the administration of justice in the Territory. High Court established.

64. The High Court shall consist of one Judge, to be called the Chief Judge, and of such other Judges and Commissioners (if any) as the Minister of External Affairs may from time to time think necessary. Judges and Commissioners of the High Court.

65. The Judges and Commissioners of the High Court shall be appointed by the Minister and shall hold office during his pleasure, and shall receive out of the Samoan Treasury such salaries and allowances as he determines. Tenure and salaries of Judges and Commissioners.

66. Each Judge of the High Court, or any two or more Judges, may in any part of Samoa, and at any time or place, exercise all the powers of the High Court. Powers of Judges.

67. A Commissioner of the High Court shall possess and may exercise the jurisdiction of the High Court in the same manner as a Judge of that Court, with such exceptions and restrictions as may be prescribed by rules of Court. Commissioners of the High Court.

68. (1.) There shall be a Registrar of the High Court, to be appointed by the Minister and to hold office during his pleasure. Registrar of the High Court.

(2.) The Registrar shall keep the records of the High Court, and shall perform all such administrative duties in respect of that Court as the Chief Judge may from time to time direct.

69. The Minister may also appoint such Deputy Registrars of the High Court as he thinks necessary, who shall hold office during his pleasure, and who shall, subject to the control of the Registrar, possess, exercise, and perform the same powers, functions, and duties as the Registrar; and every reference in this Order to the Registrar of the High Court shall, so far as applicable, extend and apply to a Deputy Registrar accordingly. Deputy Registrars.