

tory of Western Samoa conferred upon him by the Western Samoa Order in Council, 1920, made by His Majesty on the eleventh day of March, nineteen hundred and twenty, under the Foreign Jurisdiction Act, 1890, and further in pursuance of the Treaties of Peace Act, 1919, and of all other powers and authorities enabling him in that behalf, doth hereby order as follows:—

1. This Order may be cited as the Samoa Land Registration Amendment Order, 1921, and shall be read with and form part of the Samoa Land Registration Order, 1920.

2. This Order shall come into force on the first day of January, nineteen hundred and twenty-two, save as hereinafter specially provided.

3. (a.) It shall be lawful from time to time to provide by Ordinance for the practice and procedure of land registration in Western Samoa, provided that no such Ordinance shall be repugnant to the Samoa Land Registration Order, 1920, or any amendment thereof.

(b.) If any such Ordinance is in part repugnant to the Samoa Land Registration Order, 1920, or any amendment thereof, 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*.

4. Notwithstanding anything hereinbefore contained or implied, it shall be lawful to enact by Ordinance that an Act of the General Assembly of New Zealand intituled the Land Transfer Act, 1915, or any other Act passed in substitution therefor, shall be in force in the Territory of Western Samoa with such modifications as may be deemed requisite for such territory.

5. Subclause (d) of clause four of the Samoa Land Registration Order, 1920, defining instrument of title, is hereby amended by adding thereto the following words, "or of any other Court of competent jurisdiction."

6. (a.) Clause fourteen of the Samoa Land Registration Order, 1920, is hereby amended by adding thereto the following: "Provided always that nothing herein expressed or implied shall be deemed to prevent the registration of any instrument which, but for the fact that the legal estate or interest is vested in a mortgagee, would when duly registered affect the legal estate or interest in any land authorized to be placed on the Land Register."

(b.) This clause shall be deemed to have been in force since the coming into operation of the Samoa Land Registration Order, 1920.

7. (a.) Clause eighteen of the Samoa Land Registration Order, 1920, is hereby amended by adding after the words "legal title to land" the following words, "or the interest of any person registered on the Land Register."

(b.) This clause shall be deemed to have been in force since the coming into operation of the Samoa Land Registration Order, 1920.

8. (a.) Clause nineteen of the Samoa Land Registration Order, 1920, is hereby amended by adding thereto the following: "Provided that nothing in this clause shall be deemed to apply to any order of Court, Crown grant, or any Warrant, notice, or other instrument of executive authority."

(b.) This clause shall be deemed to have been in force since the coming into operation of the Samoa Land Registration Order, 1920.

9. Any person—

(a.) Claiming to be entitled to or to be beneficially interested in any land, estate, or interest authorized to be included in the Land Register by virtue of any unregistered agreement or other instrument or transmission or of any trust, expressed or implied, or otherwise howsoever; or

(b.) Transferring or conveying any estate or interest in land authorized to be included on the Land Register to any other person to be held in trust;