

The Samoa Customs Consolidation Order, 1923.

JELlicoe, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 3rd day of September, 1923.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

HIS Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of that Dominion, and in pursuance of the authority to make regulations for the peace, order, and good government of Samoa conferred upon him by the Samoa Act, 1921, and of all other powers and authorities enabling him in that behalf, doth hereby revoke all Orders in Council heretofore made relating to the Samoa Customs, and in lieu thereof doth hereby make the following regulations.

REGULATIONS.

1. THESE regulations may be cited as the Samoa Customs Consolidation Order, 1923 (hereinafter referred to as "this Order"), and shall come into operation on the first day of October, one thousand nine hundred and twenty-three.

2. The Customs Act, 1913, shall be in force in Samoa subject to any modifications made by this Order or by any other Order in Council which may be in force in Samoa.

3. In its application to Samoa all references in that Act to New Zealand shall be read as references to Samoa.

4. Collectors and other officers of Customs stationed in Samoa shall as such be officers of the Samoan Public Service, and their appointment and tenure shall be governed by the Samoa Act, 1921, notwithstanding anything to the contrary in the Customs Act, 1913.

5. (1.) All actions and other proceedings, whether civil or criminal, under the Customs Act, 1913, in relation to goods imported into or exported from Samoa, or in relation to any offence committed or cause of action arising wholly or in part in Samoa, may be instituted and taken either—

(a.) In New Zealand, in the same manner as if Samoa formed part of New Zealand ; or

(b.) In the High Court of Western Samoa.

(2.) For the purposes of any such proceedings in the High Court all references in the Customs Act, 1913, to the Supreme Court or to a Magistrate shall be read as references to the High Court.

6. Orders in Council made under sections forty-six or forty-seven of the Customs Act, 1913, prohibiting the importation or exportation of any class of goods (whether such orders are made before or after the commencement of this Order) shall not be in force in Samoa.

7. When the importation or exportation of any goods into or from Samoa is prohibited by this or any other Order in Council in force in Samoa, or by any Ordinance, the Customs Act, 1913, shall apply to such goods in the same manner as if the importation or exportation thereof had been lawfully prohibited by or in pursuance of sections forty-six or forty-seven of that Act.

8. In the application of the Customs Act, 1913, to Samoa this Order shall be deemed to be part thereof, and the said Act and this Order shall operate accordingly, and this Order shall be deemed to be included within the expression "Customs Acts" as used in that Act. The Customs Acts as defined in section three of the Customs Act, 1913, shall be in force in Samoa, and shall be read along with and shall be deemed