

Samoa Reciprocal Administration Order, 1930.

BLEDISLOE, Governor-General.

ORDER IN COUNCIL.

At the Government House at Wellington, this 15th day of September, 1930.

Present :

HIS EXCELLENCY THE GOVERNOR-GENERAL IN COUNCIL.

WHEREAS by section three hundred and seventy of the Samoa Act, 1921 (hereinafter called "the said Act"), it is enacted that, subject to the said Act and subject to any regulation or ordinance which may enact different provisions in that behalf, the Administration Act, 1908, shall so far as applicable be in force in Samoa :

And whereas it is desirable to modify certain of the provisions of that Act in its application to Samoa :

Now, therefore, His Excellency the Governor-General of the Dominion of New Zealand, acting by and with the advice and consent of the Executive Council of the said Dominion, and in pursuance of the authority to make regulations for the peace, order, and good government of Samoa conferred upon him by the said Act, and of all other powers and authorities enabling him in that behalf, doth hereby make the following regulations.

REGULATIONS.

1. (a) These regulations may be cited as "The Samoa Reciprocal Administration Order, 1930."

(b) These regulations shall come into force on the 22nd day of September, 1930.

(c) These regulations shall, for general purposes of interpretation, be read together with and deemed to form part of the Administration Act, 1908, in its application to Samoa.

(d) Part II of the Administration Act, 1908, shall henceforth have no application to Samoa, but the provisions of these regulations shall have effect in lieu thereof.

2. In these regulations, if not inconsistent with the context,---

"Administration" includes probate of the will of a deceased person and letters of administration of the estate of a deceased person granted, whether with or without the will annexed and whether for general, special, or limited purposes, and in the case of the Public Trustee includes an order to administer and also includes confirmation of executor in Scotland, and any instrument having in the jurisdiction of the Court by which it is granted the effect of probate or letters of administration granted in Samoa, and also includes any exemplification of the same or duplicate sealed with the seal of the Court granting the same, or copy thereof certified as correct, by or under the authority of the Court granting the same respectively.

3. Estate in Samoa belonging to any person who dies elsewhere than in Samoa shall not vest in any person under any bequest or devise or under an intestacy or by inheritance until administration of such estate is granted in Samoa, or, if administration of such estate has been granted in any place out of Samoa, until such administration is resealed in Samoa as hereinafter provided.

4. Upon such estate becoming legally vested in accordance with the provisions of these regulations the legal estate therein shall vest as from the time of the death of the person from whom it is obtained.

5. Where administration granted by any competent Court in any part of His Majesty's Dominions or in any British Protectorate or Mandated Territory or by any competent Court having jurisdiction out of His Majesty's Dominions in pursuance of any Order in Council made by His Majesty is produced to, and a copy thereof deposited with, the Registrar of the High Court of Western Samoa, such administration shall