

**SOMALILAND  
PROTECTORATE, ORDINANCES  
AND REGULATIONS,  
VOL. II, 1906-1907**

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Somaliland Protectorate, Ordinances and Regulations, Vol. II, 1906-1907 by Various

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**VARIOUS**

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PROTECTORATE, ORDINANCES  
AND REGULATIONS,  
VOL. II, 1906-1907**



# SOMALILAND PROTECTORATE.

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## ORDINANCES AND REGULATIONS.

VOL. II.

1906-1907.

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# ORDINANCES AND REGULATIONS.

## ORDER IN COUNCIL.

### SOMALILAND ORDER IN COUNCIL, 1906.

*Buckingham Palace, 8th January, 1906.*

AT the COURT at *Buckingham Palace*, the 8th day of *January*, 1906.

#### PRESENT:

The KING'S Most Excellent Majesty in Council.

WHEREAS by an Order in Council bearing date the 7th day of October, 1899, and known as "The Somaliland Order in Council, 1899" (hereinafter referred to as the Principal Order,) provision was made for the administration of certain territories in East Africa known as the Somaliland Protectorate, wherein His Majesty has power and jurisdiction within the limits in the said Order in Council described and set forth:

And whereas the said Principal Order was amended in certain particulars by "The Somaliland Order in Council, 1903," and "The Somaliland Order in Council, 1904":

And whereas it is expedient to further amend the said Principal Order and also to amend "The Somaliland Order in Council, 1903," and "The Somaliland Order in Council, 1904," in certain particulars:

Now, Therefore, His Majesty, by virtue and in exercise of the powers by "The Foreign Jurisdiction Act, 1890," or otherwise in His Majesty vested, is pleased, by and with the advice of His Privy Council, to order, and it is hereby ordered, as follows:—

1. This Order may be cited as "The Somaliland Order in Council, 1906," and shall be read and construed as one with the Principal Order, "The Somaliland Order in Council, 1903," and "The Somaliland Order in Council, 1904."

2. The Principal Order is amended by the insertion between Part III. and Part IV. thereof of the following provisions under the heading:

#### "PART III.A.—Legislation.

"9.—(1) The Commissioner may make Ordinances for the administration of justice, the raising of revenue, and generally for the peace, order, and good government of all persons in the Protectorate.

"(2) The Commissioner shall observe any general or special instructions of the Secretary of State with respect to the previous submission to the Secretary of State of draft Ordinances, to the making of Ordinances for particular purposes, to the amendment of Ordinances or draft Ordinances, and to other matters in relation thereto; but nothing in this provision shall affect the validity of any Ordinance.

"(3) In making Ordinances, the Commissioner shall respect existing native laws and customs except so far as the same may be opposed to justice or morality.

"(4) The Commissioner shall sign every Ordinance made by him, and shall at the first available opportunity transmit an authenticated copy thereof to the Secretary of State.

"(5) The Secretary of State may disallow any Ordinance, wholly or in part, and upon such disallowance being publicly notified, the provisions so disallowed shall thereupon cease to have effect, but without prejudice to anything lawfully done or suffered thereunder.

"(6) The Ordinances of each year shall be numbered consecutively, and each may be cited by its number and year, or by its short title, if any.

"(7) Where a date for the commencement of an Ordinance is not fixed in the Ordinance, it shall come into force on the day on which it is promulgated by the Commissioner.

"(8) An Ordinance may apply to the Protectorate any Act or law of the United Kingdom or of any legislature of India or of any Colony, subject to any exceptions and modifications.

"(9) The Commissioner may by Ordinance repeal or amend with respect to the Protectorate any enactments, Acts, laws or ordinances which are made applicable or have been brought into operation in the Protectorate by or under any of the provisions of Articles 7 and 9 of the Principal Order or Article 9 of 'The Somaliland Order in Council, 1904.'

"(10) Every Ordinance shall, unless a contrary intention appears, extend to natives and may in relation to natives comprise such special provisions, modifications and penalties as the Commissioner may think fit.

"(11) The Commissioner shall, at the first available opportunity after any rules or regulations are made under any Ordinance by any person or body authorized, transmit an authenticated copy thereof to the Secretary of State.

"(12) An Ordinance shall not be repealable by any rules or regulations made under an Ordinance.

"(13) An Ordinance varying or affecting any Order in Council relating to the Protectorate shall not come into force unless it has been previously approved by the Secretary of State, and such approval shall be recited therein."

3. Articles 7 (c), 7 (e) (iii), 9, 32, and 33 of the Principal Order, Article 3 of "The Somaliland Order in Council, 1903," and Articles 9 and 10 of "The Somaliland Order in Council, 1904," are hereby repealed without prejudice to anything lawfully done thereunder, and provided that all King's Regulations and Orders of the Secretary of State made under the provisions of any of the said repealed Articles shall continue of full force and effect unless and until repealed or amended by any Ordinance made by the Commissioner as herein-before provided.

4. The term "Regulations" in Article 22 of the Principal Order, and the term "King's Regulations" in Articles 7 (3), 8 (3),

and 12 of "The Somaliland Order in Council, 1904," shall be deemed to include any Ordinance made under the provisions of this Order, and the said Articles shall be read and construed accordingly.

5. His Majesty may from time to time revoke, alter, add to, or amend this Order.

And the Right Honourable the Earl of Elgin, K.G., one of His Majesty's Principal Secretaries of State, is to give the necessary directions herein.

A. W. FITZROY.

## SOMALILAND PROTECTORATE.

### NOTICE.

The following Ordinance, made by His Majesty's Commissioner for the Somaliland Protectorate, is published for general information.

(Signed) H. A. BYATT,

*Secretary to Administration.*

BERBERA, November 21, 1906.

### AN ORDINANCE

Enacted by His Majesty's Commissioner for the Somaliland Protectorate.

(Signed) H. E. S. CORDEAUX,

*His Majesty's Commissioner.*

BERBERA, November 21, 1906.

### No. 1 of 1906.

### SALE OF POISONS.

It is hereby enacted as follows:—

1. For the purposes of this Ordinance the term "Poisons" shall mean such articles as may be comprised in the Schedule hereto, provided that His Majesty's Commissioner and Commander-in-Chief (hereinafter referred to as the Commissioner) may, by public Notification at any time, add any article to the Schedule. Definition.

2. It shall be unlawful for any person to import, sell, or keep open shop for selling by wholesale, retailing, dispensing, or compounding poisons, unless such person shall hold a licence issued under this Ordinance by the Commissioner, or such Officers as may be designated by Rules made under this Ordinance. Licence necessary.

3. The Commissioner may make rules designating the Officers by whom, and setting forth the terms and conditions upon which, Power to make rules.