

3. Suspension of the 1911 Act in British Possessions (a)

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| (1) <i>Australia.</i> | | (3) <i>Mauritius</i> , p. 1130. |
| (2) <i>Malta</i> , p. 1128. | | (4) <i>Straits Settlements</i> , p. 1131. |

(1) Australia

THE OFFICIAL SECRETS (COMMONWEALTH OF AUSTRALIA) ORDER IN COUNCIL, 1915.

1915 No. 1199

At the Court at Buckingham Palace, the 30th day of November, 1915.

PRESENT,

The King's Most Excellent Majesty.

Lord President

Mr. Chancellor of the

Lord Stamfordham

Duchy of Lancaster

Sir Frederick Ponsonby.

Whereas by Section 11 of the Official Secrets Act, 1911, it is provided that if by any law made before or after the passing of the said Act by the Legislature of any British Possession provisions are made which appear to His Majesty to be of the like effect as those contained in the said Act, His Majesty may, by Order in Council, suspend the operation within that British Possession of the said Act, or of any part thereof, so long as that law continues in force there, and no longer : 1 & 2 Geo. 5. c. 28.

Provided that the suspension of the said Act, or of any part thereof, in any British Possession shall not extend to the holder of an Office under His Majesty who is not appointed to that Office by the Government of that Possession :

And whereas by an Act numbered 12 of 1914, and duly enacted by the Parliament of the Commonwealth of Australia, the short title of which is "The Crimes Act, 1914," provisions are made which appear to His Majesty to be of the like effect as those contained in the said Act :

And whereas it is expedient to suspend the operation of the said Act in the Commonwealth of Australia, so long as the said provisions of the said Crimes Act, 1914, continue in force there :

(a) For the Orders in Council relating to :—

Burma *see* S.R. & O. 1937 (No. 407) p. 1908.

India *see* S.R. & O. 1923 (No. 1517) p. 732.

Now, therefore, His Majesty, by virtue and in exercise of the powers by the Official Secrets Act, 1911, 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 Official Secrets (Commonwealth of Australia) Order in Council, 1915”.

2. The operation in the Commonwealth of Australia of the Official Secrets Act, 1911, is hereby suspended, so long as such provisions of the Crimes Act, 1914, enacted by the Parliament of the Commonwealth of Australia, as are of the like effect as those contained in the Official Secrets Act, 1911, continue in force in the Commonwealth of Australia and no longer, but the suspension of the said Act in the Commonwealth of Australia shall not extend to the holder of an Office under His Majesty who is not appointed to that Office by the Government of the Commonwealth.

Almeric FitzRoy.
