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**(ix) Gibraltar**

**THE GIBRALTAR PRIZE COURT (FEES) ORDER IN COUNCIL,  
1940.**

**1940 No. 604**

At the Court at Buckingham Palace, the 17th day of April, 1940

PRESENT,

The King's Most Excellent Majesty.

Lord President.

Captain Euan Wallace.

Earl of Lucan.

Sir Reginald Dorman-Smith

57 & 58 Vict.

Whereas by section three of the Prize Courts Act, 1894, it is provided that if any Colonial Court of Admiralty within the meaning of the Colonial Courts of Admiralty Act, 1890, is authorised under the Prize Courts Act,

c. 39.

53 & 54 Vict.

c. 27.

## PRIZE COURTS

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1894, or otherwise to act as a prize court, all fees arising in respect of prize business transacted in the court shall be fixed, collected, and applied in like manner as the fees arising in respect of the Admiralty business of the court under the Colonial Courts of Admiralty Act, 1890 :

And whereas the Supreme Court of Gibraltar (hereinafter called the Court) is a Colonial Court of Admiralty authorised to act as a prize court :

And whereas by virtue of section seven of the Colonial Courts of Admiralty Act, 1890, the fees arising in respect of the Admiralty business of the Court under that Act are regulated by rules of court made by the same authority and in the same manner as rules touching the fees in the said Court in the exercise of its ordinary civil jurisdiction are made, provided that such rules may not, save as provided by that section, come into operation until they have been approved by His Majesty in Council, but on coming into operation are to have full effect as if enacted in the Act :

And whereas the Rules of Court mentioned in the Schedule hereto, providing for the fees to be taken in prize matters in the Court, have been made by the proper authority and in the proper manner in accordance with the above mentioned provisions :

Now, therefore, His Majesty, by virtue of the powers by the Prize Courts Act, 1894, and the Colonial Courts of Admiralty Act, 1890, or otherwise in Him 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 Gibraltar Prize Court (Fees) Order in Council, 1940.
2. The Rules of Court mentioned in the Schedule hereto are approved.

*Rupert B. Howorth.*

### SCHEDULE

The Supreme Court Gibraltar (Prize Court Fees) Rules, 1940, made on the 19th day of February, 1940, by the acting Chief Justice of the Supreme Court of Gibraltar under the Supreme Court Order (Cap. 101 of the Laws of Gibraltar, 1935), and approved by the Governor.

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