

And whereas the said scheme has been approved by Her Majesty in Council, now, therefore, Her Majesty, by and with the advice of Her said Council, is pleased hereby to ratify the said scheme, and to order and direct, that the same, and every part thereof, shall take effect immediately from and after the time when this Order shall have been duly published in the London Gazette, pursuant to the said Act; and Her Majesty, by and with the like advice, is pleased hereby to direct, that this Order be forthwith registered by the Registrar of the diocese of Canterbury.

C. C. Greville.

AT the Court at *Buckingham-Palace*, the 9th day of *December* 1840.

PRESENT,

The QUEEN's Most Excellent Majesty in Council.

WHEREAS, on the fifteenth day of June one thousand eight hundred and forty, an Order was made by Her Majesty in Council, which Order was in the following words :

“ WHEREAS, on the sixteenth day of February one thousand eight hundred and thirty-nine, an Ordinance was made by the Officer then administering the Government of St. Lucia, by and with the advice and consent of the Legislative Council and Government of the said island, which Ordinance was in the following words, viz.

“ An Ordinance to legalize the proceedings and judicial acts of a court presided over by Patrick Francis Gahan, Esq. and to indemnify all persons who have acted under the authority of such court, and the judges thereof.

“ Whereas his Excellency Colonel Thomas Bunbury, lately administering the Civil Government of this said island of St. Lucia, was pleased to grant, under his hand and the seal of the said colony, three several Commissions, to wit, a certain Commission of Provisional Chief Justice of the said island to Patrick Francis Gahan, Esq. the Queen's Counsel, the same bearing date the second day of January, in the year one thousand eight hundred and thirty-eight; and the other Commissions of Provisional First and Second Puisne Judges of the said island to Charles Henry Cox and Duncan Ferguson, Esqrs. the same bearing

date the fourth and fifth days respectively of the said month of January, in the year one thousand eight hundred and thirty-eight :

“ And whereas, in and by virtue of the said commissions and appointments, the said Patrick Francis Gahan, Charles Henry Cox, and Duncan Ferguson, as such judges as aforesaid, then and afterwards, from time to time, did meet and sit, as such judges as aforesaid, and did hold several courts to hear and determine actions and causes both in civil and criminal matters; and also did award, in such said actions and causes, orders and sentences, of which some have been wholly or in part executed, some are still without execution, and several have been, from time to time, reversed and annulled:

“ And whereas a question having arisen in respect to the regularity of such said commissions and appointments, the same was referred to the Law Officers of the Crown for their opinion :

“ And whereas the said Law Officers of the Crown have declared the said commissions and appointments of the said judges as aforesaid to have been irregular; wherefore the late judicial acts of the said court thus appointed as aforesaid are invalidated :

“ And whereas it is expedient and necessary to obviate the embarrassment which may ensue from the invalidity of such judicial acts of the said court as aforesaid, and to indemnify all persons who have acted under the orders or sentences of the said court, and to give to those orders and sentences of the said court, so far as they may not hitherto have been set aside, the same authority which would have belonged to them if the constitution of the said court had been regular :

“ Now, therefore, be it, and it is hereby, enacted and ordained, by his Excellency Matthias Everard, Esq. C. B. and K. H. Lieutenant-Colonel of the 14th Regiment of Foot, commanding Her Majesty's troops in the island of Saint Lucia and its dependencies, and administering the Civil Government of the said island, by and with the advice and consent of the Legislative Council of the said island, in and by virtue of the powers and authority in him and them vested by Her Majesty in that behalf, that all and every rule, order, sentence, decree, or other judicial act made, given, pronounced, or awarded by the whole or by the majority of the said Court presided over by the said Patrick Francis Gahan, Esq. acting as such Provisional Chief Justice as aforesaid, and com-