

shall consist of such persons as His Majesty may direct by Instructions under His Majesty's Sign Manual and Signet, and all such persons shall hold their places in the said Council during His Majesty's pleasure.

7.—(1) The Governor may, with the approval of a Secretary of State, by Proclamation, define any boundaries of the territories for the time being within the limits of this Order, and divide those territories into provinces or districts in such manner and with such subdivisions as may be convenient for purposes of administration describing the boundaries thereof and assigning names thereto.

(2) If a question arises whether any place is or is not within the Territory, or within any province, and such question does not appear to be determined by any such Proclamation, or other evidence, it shall be referred to the Governor, and a certificate under his hand and seal shall be conclusive on the question, and judicial notice shall be taken thereof.

8.—(1) All rights in or in relation to any public lands shall vest in and may be exercised by the Governor for the time being in trust for His Majesty, or if the Secretary of State at any time with respect to all or any such lands by Order under his hand so directs, in such other trustee or trustees for His Majesty as the Secretary of State may appoint.

(2) The Secretary of State may, when he thinks fit, by a like Order remove any trustee so appointed, and may appoint any new or additional trustee or trustees.

(3) All mines and minerals being in, under or on any lands, in the occupation of any native tribe, or any members thereof, or of any person not possessed of the right to work such mines and minerals, shall vest in the Governor, or such trustee or trustees, in like manner as the mines and minerals in, under or on any public lands.

(4) The Governor, or such other trustee or trustees, may make grants or leases of any such public lands or minerals as aforesaid, or may permit such lands to be temporarily occupied on such terms and conditions as he or they may think fit, subject to the provisions of any Ordinance.

(5) Subject as aforesaid, the Governor, in His Majesty's name and on His Majesty's behalf, may make and execute, under the Public Seal, grants and dispositions of any lands within the Territory which may be lawfully granted or disposed of by His Majesty: Provided that every such grant or disposition be made in conformity either with some Order in Council or law now or hereafter in force in the Territory, or with some Instructions which may be addressed to the Governor under His Majesty's Sign Manual and Signet, or through a Secretary of State.

9. A Secretary of State, or the Governor, subject to the directions of a Secretary of State, may, on behalf of His Majesty, appoint, or authorize the appointment of, such public officers for the administration of the Territory, under such designations as he may think fit, and may prescribe their duties; and all such public officers, unless otherwise provided by law, shall hold their offices during His Majesty's pleasure.

10. The Governor may, upon sufficient cause to him appearing, suspend from the exercise of his office any person holding any office within the Territory, whether appointed by virtue of

any Commission or Warrant from His Majesty or in His Majesty's name or by any other mode of appointment. Every such suspension shall continue and have effect only until His Majesty's pleasure therein shall be signified to the Governor. In proceeding to any such suspension, the Governor is strictly to observe the directions in that behalf given to him by any Instructions as aforesaid.

11. When any crime or offence has been committed within the Territory, or for which the offender may be tried therein, the Governor may, as he shall see occasion, in His Majesty's name and on His Majesty's behalf, grant a pardon to any accomplice in such crime or offence who shall give such information as shall lead to the conviction of the principal offender, or of any one of such offenders, if more than one; and further, may grant to any offender convicted in any Court, or before any Judge or other Magistrate, within the Territory a pardon, either free or subject to lawful conditions, or any remission of the sentence passed on such offender, or any respite of the execution of such sentence, for such period as the Governor thinks fit, and may remit any fines, penalties or forfeitures due or accrued to His Majesty.

12. All Ordinances, Proclamations, Regulations, Rules or other public notifications shall be published in the Gazette and also in such other manner as the Governor may direct in the case of any particular notification.

Legislation.

13.—(1) The Governor 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 Territory.

(2) In the making of any Ordinances, the Governor shall conform to and observe all rules, regulations and directions in that behalf contained in any Instructions under His Majesty's Sign Manual and Signet.

(3) The Governor 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.

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

(5) The Governor shall sign every Ordinance made by him, and shall, at the first available opportunity, transmit two authenticated copies thereof to the Secretary of State.

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

(7) 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.

(8) 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 Governor.