

of Her Majesty's Consuls-General, Consuls or Vice-Consuls, shall be taken as conclusive evidence of the same, and no proof of the handwriting or seal purporting to certify the same shall be required.

67. Nothing in the present Order, or in the Rules to be made under it, shall be deemed to deprive the Supreme or any other Consular Court of the right to observe, and to enforce the observance of any reasonable custom obtaining within the dominions of the Sublime Ottoman Porte, or to deprive any person of the benefit thereof, except where the present Order or any Rule contains some express and specific provision incompatible with the observance of such custom.

68. No suit or proceeding shall be commenced in the Supreme or other Consular Court against any person for anything done or omitted under the present Order, or any Rule made under it, unless notice in writing is given by the intending plaintiff to the intended defendant one calendar month at least before the commencement of the suit or proceeding, nor unless it is commenced within six calendar months next after the act or omission complained of, or in case of a continuation of damage within six calendar months next after the doing of such damage has ceased.

The plaintiff shall not succeed in any such suit or proceeding if tender of sufficient amends is made by the defendant before the commencement thereof; and in case no tender has been made, the defendant may, by leave of the Court, at any time pay into Court such sum of money as he may think fit, whereupon such proceeding and order shall be had and made in and by the Court, as may be had and made on the payment of money into Court in an ordinary suit.

#### VI.—APPEAL TO HER MAJESTY IN COUNCIL.

69. Where any decision of the Supreme Consular Court is given in a civil case in respect of a sum or matter at issue of the amount or value of five hundred pounds sterling or upwards, or determines directly or indirectly any claim or question respecting property or any civil right of the amount or value of five hundred pounds sterling or upwards, any party aggrieved by the decision, may, within fifteen days after the same is given, apply by motion to the Supreme Consular Court for leave to appeal to Her Majesty in Council.

In case leave to appeal is applied for by a party adjudged to pay money or perform a duty, the Supreme Consular Court shall direct either that the decision appealed from be carried into execution, or that the execution thereof be suspended pending the appeal, as the Court may consider to be the more consistent with real and substantial justice.

In case the Court directs the decision to be carried into execution, the party in whose favour it is given shall, before the execution of it, give security to the satisfaction of the Court for the due performance of such Order as Her Majesty in Council may think fit to make.

In case the Court directs the execution of the decision to be suspended pending the appeal, the party against whom the decision is given shall, before any order for suspension of execution, give security to the satisfaction of the Court for the due performance of such Order as Her Majesty in Council may think fit to make.

In all cases security shall also be given by the appellant, to the satisfaction of the Court, to an amount not exceeding five hundred pounds sterling,

for the prosecution of the appeal, and for payment of all such costs as may be awarded to any respondent by Her Majesty in Council, or by the Lords of the Judicial Committee of Her Majesty's Privy Council.

If the last-mentioned security be given within one calendar month from the filing of the motion-paper for leave to appeal, then, and not otherwise, the Supreme Consular Court shall give leave to appeal, and the appellant shall be at liberty to prefer and prosecute his appeal to Her Majesty in Council, according to the rules for the time being in force respecting appeals to Her Majesty in Council from Her Colonies, or such other rules as Her Majesty in Council may from time to time think fit to make concerning appeals from the Supreme Consular Court.

In any case other than the cases hereinbefore described, the Supreme Consular Court, if it considers it just or expedient so to do, may give leave to appeal on the terms and in the manner aforesaid.

The present Order shall not affect the right of Her Majesty at any time, on the humble petition of a party aggrieved by a decision of the Supreme Consular Court, to admit his appeal thereon, on such terms and in such manner as Her Majesty in Council may think fit, and to deal with the decision appealed from in such manner as may be just. And the Right Honourable Lord John Russell, and the Most Noble the Duke of Newcastle, two of Her Majesty's Principal Secretaries of State, and the Lords Commissioners of the Admiralty, are to give the necessary directions herein as to them may respectively appertain.

EDMUND HARRISON.

By virtue of an Act passed in the twenty-fourth year of the reign of His Majesty King George the Third, intituled "An Act to repeal so much of two Acts made in the tenth and fifteenth years of the reign of His present Majesty, as authorizes the Speaker of the House of Commons to issue his warrant to the Clerk of the Crown for making out writs for the election of Members to serve in Parliament, in the manner therein mentioned, and for substituting other provisions for the like purposes:"

I do hereby give notice that the death of Herbert Ingram, Esq., late a Member serving in this present Parliament for the borough of Boston, hath been certified to me in writing, under the hands of two Members serving in this present Parliament, and that I shall issue my warrant to the Clerk of the Crown to make out a new writ for the electing of a Member to serve in this present Parliament for the said borough, at the end of fourteen days after the insertion of this notice in the London Gazette.

Given under my hand this sixth day of October 1860.

JOHN EVELYN DENISON, Speaker.

WHITEHALL, October 6, 1860.

The Right Honourable Sir George Cornwall Lewis, one of Her Majesty's Principal Secretaries of State, has appointed James Philip Baker, Esq. to be an Inspector of Coal Mines, in the room of Henry Longridge, Esq. deceased.

