

under His Majesty's Sign Manual and Signet.

7. The said Governor and Commander-in-Chief (hereinafter called the Governor) is hereby authorised, empowered and commanded to exercise on His Majesty's behalf all such powers and jurisdiction as His Majesty at any time before or after the passing of this Order had or may have within the said Territory, and to do and execute all things that belong to his said Office, according to the tenour of any Orders in Council relating to the Territory, and of such Commission as may be issued to him under His Majesty's Sign Manual and Signet, and according to such instructions as may from time to time be given to him under His Majesty's Sign Manual and Signet, or by Order in Council, or by His Majesty through one of His Majesty's Principal Secretaries of State, and to such laws as are now or shall hereafter be in force in the Territory.

8. Every person appointed to fill the office of Governor shall, with all due solemnity, before entering on any of the duties of his office, cause the Commission appointing him to be Governor to be read and published in the presence of a Judge of the High Court, or, if there be no Judge of the said Court who is able to attend, in the presence of such other His Majesty's Officers in the Territory as can conveniently attend, which being done, he shall then and there take before him or them the Oath of Allegiance in the form provided by an Act passed in the Session holden in the Thirty-first and Thirty-second years of the Reign of Her Majesty Queen Victoria, intituled "An Act to amend the Law relating to Promissory Oaths"; and likewise the usual oath for the due execution of the office of Governor and for the due and impartial administration of Justice, which oaths the said Judge, or some other of His Majesty's Officers then present, is hereby required to administer.

9. In the event of the Governor having occasion at any time to be temporarily absent for a short period from the seat of Government, or, in the exercise or discharge of any powers or duties conferred or imposed upon him by His Majesty, or through one of His Majesty's Principal Secretaries of State, to visit any territories adjacent to or near to the Territory, he may by an instrument under the Public Seal of the Territory appoint the Chief Secretary, or if there be no such Officer or such Officer is absent or unable to act, then any other person to be his Deputy within any part of the Territory, during such temporary absence and in that capacity to exercise, perform and execute, for and on behalf of the Governor during such absence but no longer, all such powers and authorities vested in the Governor (except the power of pardon), as shall in and by such instrument be specified and limited, but no others. Every such Deputy shall conform to and observe all such instructions as the Governor shall from time to time address to him for his guidance: Provided nevertheless that by the appointment of a Deputy as aforesaid the power and authority of the Governor shall not be abridged, altered, or in any way affected otherwise than His Majesty may at any time think proper to direct.

10. Whenever the office of Governor is vacant, or if the Governor become incapable or

be absent from the Territory, or is from any cause prevented from acting in the duties of his office, the person appointed to be Chief Secretary to the Government of the Territory, or if there be no such Officer therein, or such Officer be unable to act, then such person or persons as His Majesty may appoint under His Sign Manual and Signet, and in default of any such appointment the senior Member of the Executive Council shall, during His Majesty's pleasure, administer the Government of the Territory, first taking the oaths hereinbefore directed to be taken by the Governor and in the manner herein prescribed, which being done, the Chief Secretary or any other such Administrator as aforesaid is hereby authorised, empowered and commanded to do and execute, during His Majesty's pleasure, all things that belong to the office of Governor according to the tenour of this Order, and according to His Majesty's instructions as aforesaid, and the laws of the Territory: Provided that the Governor, when, in the exercise or discharge of any powers or duties by this Order in Council or otherwise conferred or imposed upon him, he is in any territories adjacent to or near to the Territory, shall not be considered to be absent from the Territory.

11. The Governor shall have an Official Seal, bearing the style of his office, and such device as a Secretary of State from time to time approves, and such seal shall be deemed the Public Seal of the Territory, and may be kept and used by the Governor for the sealing of all things whatsoever that shall pass the Public Seal. And, until a Public Seal shall be provided, the private seal of the Governor may be used as the Public Seal.

12. For the purpose of advising the Governor there shall be an Executive Council in and for the Territory, and the said Council 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.

13.—(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 or district, 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.

14. 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 for the time being in force in the Territory, or with such instructions as may be addressed to