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ORDER IN COUNCIL

Delegating to Superintendent of Otago certain Powers under "Gold Fields Act."

By His Excellency Sir GEORGE GREY, K. C. B., Governor and Commander-in-Chief in and over the Colony of New Zealand, &c., &c., &c., with the advice and consent of the Executive Council of the said Colony.

WHEREAS by the Fifteenth Section of the "Gold Fields Act, 1858," it was enacted that it should be lawful for the Governor by Order in Council, from time to time to constitute for any Gold Field, or for any part thereof, Wardens' Courts for the administration of justice therein, and to appoint Wardens as Judges of such Courts, with power to act alone, or with Assessors or Juries, and in such manner and to exercise all or any of the powers in the said Act mentioned, as the Governor should think fit to direct. And by the Forty-first Section of the same Act it was further enacted that it should be lawful for the Governor in Council under his hand and the Public Seal of the Colony, from time to time to delegate to the Superintendent of any Province, or to such other person as the Governor should deem fit, all or any of the powers vested in the Governor or the Governor in Council by the said Act, except as in the said Act is excepted, but not excepting the powers vested in him by the said Fifteenth section, subject or

not to any limitations or restrictions as he might think fit: And by the Twenty-seventh section of the same Act it was enacted that it should be lawful for the Governor in Council from time to time to make, alter, and revoke Rules regulating the Procedure and Practice in the Courts to be established under the said Act, and in cases of appeal therefrom, and also to fix the fees to be taken in respect of proceedings therein;

Now His Excellency the Governor doth by this Instrument under his hand and under the Public Seal of the Colony, and with the advice and consent of his Executive Council, delegate to John Larkins Cheese Richardson, Esquire, Superintendent of the Province of Otago, so long as he shall continue Superintendent of such Province, but no longer, the powers contained in the said Fifteenth section of the said recited Act, subject to the Regulations first hereunder written.

And His Excellency the Governor doth by this Order in Council make the Regulations secondly hereunder written for the Practice and Procedure of Wardens Courts of Gold Fields heretofore and hereafter to be established under the said Act.

Regulations Firstly before referred to.

All acts and appointments done and made by the said Superintendent under the foregoing delegation shall be provisional until the same shall have been confirmed and allowed by the Governor, and the Governor shall have power to disallow the same.

The Superintendent shall report without delay to the Governor all such acts and appointments.

The Superintendent shall lay before the Provincial Council of the said Province every such act and appointment at the Session of the said Council next following.

The Provincial Council of the said Province may through their Speaker transmit to the Governor any Resolution respecting any such act or appointment.

Regulations Secondly before referred to.

The Practice, Procedure, and Fees of the said Wardens' Courts and in cases of appeal from such Courts shall be as nearly as may be the same as the Practice, Procedure, and Fees, in the Resident Magistrate's Courts, in the Colony of New Zealand, and in cases of appeals from such Courts.

Given under my hand, at the Government House, at Auckland, and issued under the Seal of the Colony of New Zealand, this eighth day of January, in the year of Our Lord One thousand eight hundred and sixty-two.

G. GREY.

By the advice and consent of the Executive Council.

WILLIAM FOX.
HENRY SEWELL.

WARRANT

Appointing Auditor of Public Accounts of the Province of Otago.

By His Excellency Sir GEORGE GREY, Knight, Commander of the Most Honorable Order of the Bath, Governor and Commander-

in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, &c., &c., &c.

WHEREAS it is enacted by the "Provincial Audit Act, 1861," that the Superintendent and Provincial Council of any Province in New Zealand within one month after the commencement of the Session of such Council which shall ensue next after the passing of the said Act shall concur in the nomination of some fit and proper person to be Auditor of the Public Accounts: Provided that in default of such appointment within the time aforesaid, the Governor shall nominate a fit and proper person for such office, and the person so nominated by the Governor for such office shall thereupon be appointed to the same by Warrant under the hand of the Speaker of such Council.

And whereas the Superintendent and Provincial Council of the Province of Otago did not concur in the nomination of such person to be such Officer as aforesaid within the time before mentioned:

Now therefore I, George Grey, the Governor of New Zealand, in pursuance and exercise of the said power and authority, do hereby nominate

CHARLES HENRY KETTLE, Esquire, of Dunedin, to be the Auditor of the Public Accounts of the said Province of Otago.

Given under my hand at the Government House, at Auckland, this seventh day of January, in the year of our Lord One thousand eight hundred and sixty-two.

G. GREY.

By His Excellency's command,
HENRY SEWELL.