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NEW ZEALAND GAZETTE EXTRAORDINARY.

Published by Authority.

WELLINGTON, THURSDAY, APRIL 17, 1879.

Assumption of the Government of New Zealand by Sir Hercules Robinson.

(L.S.)

HERCULES ROBINSON, Governor.

A PROCLAMATION.

WHEREAS Her Majesty has been graciously pleased, by Letters Patent, under the Great Seal of the United Kingdom of Great Britain and Ireland, bearing date at Windsor, the twenty-second day of February, one thousand eight hundred and seventy-nine, to constitute and appoint me, Hercules George Robert Robinson, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, to be Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies :

Now I, the Governor and Commander-in-Chief aforesaid, do hereby proclaim and declare that I have this day taken the prescribed oaths before His Honor Christopher William Richmond, one of the Judges of the Supreme Court of the said Colony, and that I have assumed the said office of Governor and Commander-in-Chief in and over the Colony of New Zealand under and by virtue of Her Majesty's said Commission.

> Given under the hand of His Excellency Sir Hercules George Robert Robinson, Knight Grand Cross of the Most Distinguished Order of Saint Michael and Saint George, Governor and Commander-in-Chief in and over Her Majesty's Colony of New Zealand and its Dependencies, and Vice-Admiral of the same, at the Government House, at Wellington, this seventeenth day of April, in the year of our Lord one thousand eight hundred and seventy-nine.

> > G. GREY.

GOD SAVE THE QUEEN!

Letters Patent and Commission appointing Sir Hercules Robinson Governor of New Zealand.

Colonial Secretary's Office,

Wellington, 17th April, 1879.

THE following Letters Patent and Commission are published by command of His Excellency. G. S. WHITMORE.

DRAFT OF LETTERS PATENT passed under the Great Seal of the United Kingdom, constituting the Office of Governor and Commander-in-Chief of the Colony of New Zealand and its Dependencies.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith, Empress of India: To all to whom these Presents shall come : Greeting.

WHEREAS We did, by certain Letters Patent, under the Great Seal of Our United Kingdom of Great Britain and Ireland, bearing date at Westminster, the Sixth day of November, 1874, in the Thirty-eighth year of Our Reign, constitute and appoint Our Right Trusty and Entirely-beloved Cousin and Councillor George Augustus Constantine, Marquis of Normanby, Knight Commander of Our Most Distinguished Order of Saint Michael and Saint George (now Knight Grand Cross of Our said Most Distinguished Order), to be, for and during Our will and pleasure, Our Governor and Com-mander-in-Chief in and over Our Colony of New Zealand and its Dependencies: And whereas We are desirous of making permanent provision for the Office of Governor and Commander-in-Chief in and over Our said Colony of New Zealand and its Dependencies, without making new Letters Patent on each demise of the said Office. Now know ye that We do by these presents revoke and determine the said recited Letters Patent, and everything therein contained: And further know ye that We, of Our special grace, certain knowledge, and mere motion, do by these presents constitute, order, and declare that there shall be a Governor and Com-mander-in-Chief in and over Our Colony of New Zealand and its Dependencies (which said Colony of New Zealand and its Dependencies are hereinafter called The Colony), and that appointments to the said Office, when vacant, shall be made by Commission under Our Sign Manual and Signet.

II. We do hereby authorize, empower, and command Our said Governor and Commander-in-Chief (hereinafter called the Governor) to do and execute all things that belong to his said Office, according to the tenor of these Our Letters Patent and of such Commission as may be issued to him under Our Sign Manual and Signet, and according to such Instructions as may from time to time be given to him under Our Sign Manual and Signet, or by Our Order in Our Privy Council, or by Us, through one of Our Principal Secretaries of State, and to such Laws as are now or shall hereafter be in force in the

Colony. III. We do also by these Our Letters Patent declare Our will and pleasure, as follows :-

IV. 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 at the seat of Government, in the presence of the Chief Justice, or some other Judge of the Supreme Court of the Colony, and of the Members of the Executive Council thereof, which being done, he shall then and there take before them the Oath of Allegiance, in the form provided by an Act passed in the Session holden in the Thirty first and Thirty account of Our Reign, 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 Chief Justice or Judge is hereby required to administer.

V. The Governor shall keep and use the Public Seal of the Colony for sealing all things whatsoever that shall pass the said Public Seal.

VI. There shall be an Executive Council for the Colony, and the said Council shall consist of such persons as are now or may at any time be Members thereof in accordance with any Law enacted by the Legislature of the Colony, and of such other persons as the Governor shall, from time to time, in Our name and on Our behalf, but subject to any Law as aforesaid, appoint under the Public Seal of the Colony to be Members of Our said Executive Counčil.

VII. The Governor, in Our name and on Our behalf, may make and execute, under the said Public Seal, grants and dispositions of any lands which may be lawfully granted and disposed of by Us within the Colony

VIII. The Governor may constitute and appoint, in Our name and on Our behalf, all such Judges, Commissioners, Justices of the Peace, and other necessary Officers and Ministers of the Colony as may be lawfully constituted or appointed by Us. IX. When any crime has been committed within

the Colony, or for which the offender may be tried therein, the Governor may as he shall see occasion, in Our name and on Our behalf, grant a pardon to any accomplice in such crime 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 Colony, 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 further may remit any fines, penalties, or for-feitures due or accrued to Us: Provided always that the Governor shall in no case, except where the offence has been of a political nature unaccompanied by any other grave crime, make it a condition of any pardon or remission of sentence that the offender shall absent himself or be removed from the Colony.

X. The Governor may, so far as We Ourselves lawfully may, upon sufficient cause to him appearing, remove from his office, or suspend from the exercise of the same, any person exercising any office or place within the Colony, under or by virtue of any Commission or Warrant granted, or which may be granted,

by Us, in Our name, or under Our authority. XI. The Governor may exercise all powers law-fully belonging to Us in respect of the summoning, proroguing, or dissolving any Legislative Body, which now is or hereafter may be established within Our said Colony, and in respect of the appointment of Members thereto.

XII. In the event of the death, incapacity, or removal of the Governor, or of his departure from the Colony, Our Lieutenant Governor, or, if there be being, our incutenant downline, or, in mere be no such Officer in the Colony, then such person or persons as We may appoint, under Our Sign Manual and Signet, shall, during Our pleasure, administer the Government of the Colony, first taking the Oaths hereinbefore directed to be taken by the Government and in the manner herein proby the Governor, and in the manner herein pre-scribed; which being done, We do hereby authorize, empower, and command Our Lieutenant Governor, and every other such Administrator as aforesaid, to in the Thirty-first and Thirty-second years of Our | do and execute during Our pleasure all things that

belong to the Office of Governor and Commander-in-Chief according to the tenor of these Our Letters Patent, and according to Our Instructions as aforesaid, and the Laws of the Colony.

XIII. In the event of the Governor having occasion to be temporarily absent for a short period from the seat of Government or from the Colony, he may in every such case, by an Instrument under the Public Seal of the Colony, constitute and appoint Our Lieutenant Governor, or if there be no such Officer, then any other person to be his Deputy 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, by these Our Letters Patent, as shall in and by such Instrument be specified and limited, but no others: 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 We may at any time hereafter think proper to direct.

XIV. And We do hereby require and command all Our Officers and Ministers, Civil and Military, and all other the inhabitants of the Colony, to be obedient, aiding, and assisting unto the Governor, or to such person or persons as may from time to time, under the provisions of these Our Letters Patent, administer the Government of the Colony.

XV. And We do hereby reserve to Ourselves, Our heirs and Successors, full power and authority from time to time to revoke, alter, or amend these Our Letters Patent as to Us or Them shall seem meet.

XVI. And We do direct and enjoin that these Our Letters Patent shall be read and proclaimed at such place or places within Our said Colony as the Governor shall think fit.

In Witness whereof We have caused these Our Letters to be made Patent. Witness Ourself at Westminster, the Twenty-first day of February, in the Forty-second year of Our Reign. By Warrant under the Queen's Sign Manual.

C. ROMILLY.

DRAFT of a Commission passed under the Royal Sign Manual and Signet, appointing Sir Hercules George Robert Robinson, G.C.M.G., to be Go-vernor and Commander-in-Chief of the Colony of New Zealand and its Dependencies.

VICTORIA R.

VICTORIA, by the Grace of God, of the United Kingdom of Great Britain and Ireland Queen, Defender of the Faith, Empress of India: To Our Trusty and Well-beloved Sir HERCULES GEORGE ROBERT ROBINSON, Knight Grand Cross of Our Most Distinguished Order of Saint Michael and Saint George: Greeting: WE do by this Our Commission under our Sign

Manual and Signet appoint you the said Sir Hercules George Robert Robinson, until Our further pleasure

shall be signified, to be Our Governor and Com-mander-in-Chief in and over Our Colony of New Zealand and its Dependencies during Our will and pleasure, with all and singular the powers and authorities granted to the Governor and Commander-in-Chief of Our said Colony in Our Letters Patent under the Great Seal of Our United Kingdom of Great Britain and Ireland, bearing date at Westminster, the twenty-first day of February, 1879, in the forty-second year of Our reign, which said powers and authorities We do hereby authorize you to exercise and perform, according to such orders and instructions as Our Governor and Commander-in-Chief for the time being hath already received or as you may hereafter receive from Us. And for so doing this shall be your Warrant.

II. And We do hereby command all and singular Our Officers, Ministers, and loving subjects in Our said Colony and its Dependencies, and all others whom it may concern, to take due notice hereof, and to give their ready obedience accordingly

Given at Our Court at Windsor, this Twenty-second day of February, 1879, in the Forty-second year of Our Reign.

By Her Majesty's command.

M. E. HICKS BEACH.

Executive Council.

Executive Council Chambers,

Wellington, 17th April, 1879. IS Excellency the Governor has been pleased to reappoint and administer the cather of the reappoint and administer the oaths of office to

- The Honorable Sir GEORGE GREY, K.C.B., Premier and Commissioner of Customs; The Honorable GEORGE STODDART WHITMORE,
 - C.M.G., Colonial Secretary;
 - The Honorable JAMES MACANDREW, Minister for Public Works; The Honorable JOHN SHEEHAN, Native Minister
 - and Minister of Justice
 - The Honorable JAMES TEMPLE FISHER, Post-master-General and Commissioner of Telegraphs ;
- The Honorable JOHN BALLANCE, Colonial Treasurer and Minister of Education.

They are sworn members of the Executive Council of New Zealand.

And His Excellency has been pleased to reappoint The Honorable ROBERT STOUT, Attorney-General and Minister of Lands and Immigration;

The Honorable HOANI NAME;

The Honorable JOHN NATHANIEL WILSON; and The Honorable WILLIAM SWAINSON;

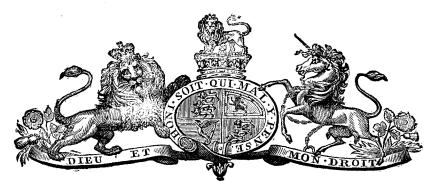
to be members of the Executive Council. FORSTER GORING,

Clerk of the Executive Council.

By Authority: GEORGE DIDSBURY, Government Printer, Wellington.

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GAZETTE. NEW ZEALANI Published by Authority.

WELLINGTON, THURSDAY, APRIL 17, 1879.

Defining the Middle Line of Portions of the Railway from Waikato to the Thames, including Branch Line to Hamilton.

HERCULES ROBINSON, (L.S.) Administrator of the Government. A PROCLAMATION.

WHEREAS by the one hundred and twenty-second section of "The Public Works Act, 1876," it is enacted that every railway shall be made only under the authority of a special Act, which shall state as nearly as may be the line of the railway and the two termini thereof; and, by the one hundred and twenty-fourth section of the same Act, that when any railway is to be constructed under the provisions of any special Act the Governor shall issue a Proclamation defining the middle line of the railway or any part thereof, and may from time to time, by a Proclamation revoking or amending such former Proclamation, alter such line in any manner or to any extent which may be found necessary for the construction of such railway within the provisions of the said special Act; and, by the one hundred and twenty-fifth section of the same Act, that the Minister shall cause to be made and deposited in the office of the Registrar of the Supreme Court such maps and plans as may be necessary to explain the said line and the land through which the same passes, and such maps and plans shall be referred to in any such Proclamation: And whereas the railways from Waikato to the Thames and the Branch Line to Hamilton are specified in "The Immigration and Public Works Appropriation Act, 1878," and which Act is therein declared to be a special Act for the said railways within the meaning of "The Public Works Act, 1876:" And whereas it has been determined to construct and maintain portions of the said railways-namely, from a point in Lot 1, Parish of Te Rapa, Hamilton Highway District, and terminating at a point fifty-five (55) chains or thereabouts distant from the south-western boundary line of the Waikato Swamp Company's land; also commencing at the Goods Wharf, Grahamstown, and terminating at a point on the south bank of the Kauaeranga River:

Now, therefore, I, Sir Hercules George Robert Robinson, the Administrator of the Government of the Colony of New Zealand, in exercise and in pur-the Goods Wharf opposite Burke Street, Gra-

suance of the powers and authorities conferred on me by "The Public Works Act, 1876," and in exercise of every other power and authority enabling me in that behalf, do hereby proclaim and declare that the middle line of the said portions of such railways shall be that defined and set forth in the Schedule hereto. The said middle line and the land through which the same passes are set forth in the map and plan marked P.W.D. 6921, and authenticated for the purposes of this Proclamation by the signature of the Honorable James Temple Fisher, Minister acting for the Minister for Public Works, and which said map and plan is deposited in the office of the Registrar of the Supreme Court at Auckland, in the Provincial District of Auckland.

SCHEDULE.

COMMENCING at a point in Lot 1, Parish of Te Rapa, Hamilton Highway District, the said point being within the limits of deviation of a portion of the railway from Newcastle southwards, as described in the Proclamation dated the 26th January, 1875, and published in the New Zealand Gazette No. 6, of 28th January, 1875, and proceeding thence in a generally north-easterly direction for a distance of five (5) miles or thereabouts, passing in, into, or through, or over the following lands, &c. : Hamilton Highway District, Parish of Te Rapa, Lot 1; Hamilton West Highway District or Borough of Hamilton, Township of Hamilton west, Lots 106, 107, 108, 109, 39, 40, 41, 42, 43, 44, 45, 46, and 47; Waikato River; Kirikiriroa Highway District, Parish of Kirikiriroa, Lots 219, 221, 223, 223A, 304, 240, 239, 238, 241, 242, and 302, and terminating at a point fifty-five (55) chains or thereabouts distant from the south-western boundary line of the Waikato Swamp Company's land; including all adjoining and intervening places, Crown lands, lands, roads, reserves, streams, rivers, and watercourses; all within the Provincial District of Auckland, Colony of New Zealand; in the manner delineated on the map and plan marked P.W.D. 6921, signed by the Honorable James Temple Fisher, Minister acting for the Minister for Public Works, deposited in the office of the Registrar of the Supreme Court at Auckland, in the Provincial Dis-trict of Auckland, Colony of New Zealand; the total length being five (5) miles, or thereabouts.