



New Zealand GOVERNMENT GAZETTE

(PROVINCE OF TARANAKI)

Published by Authority.

XIV.] NEW PLYMOUTH, MONDAY, MARCH 26, 1866. [No. 5.

Superintendent's Office,
New Plymouth, March 22, 1866.

I HEREBY appoint
THOMAS KELLY
 to be a member of the Executive Council
 of the Province of Taranaki.
 H. R. RICHMOND,
 Superintendent.

Superintendent's Office,
New Plymouth, March 22, 1866.

I HEREBY appoint
WILLIAM MUMFORD BURTON
 to be a member of the Executive Council
 of the Province of Taranaki.
 H. R. RICHMOND,
 Superintendent.

Superintendent's Office,
New Plymouth, March 22, 1866.

I HEREBY appoint
THOMAS KELLY
 to be Secretary and Treasurer for the
 Province of Taranaki. The appointment
 to date from the 1st January, 1866.
 H. R. RICHMOND,
 Superintendent.

Provincial Secretary's Office,
New Plymouth, March 22, 1866.

THE Superintendent has appointed
WILLIAM NORTHCROFT
 to be Surveyor of Roads and Bridges.
 The appointment to date from the 1st
 January, 1866.
 THOMAS KELLY,
 Provincial Secretary.

Provincial Secretary's Office,
New Plymouth, March 22, 1866.

THE Superintendent has appointed
THEOPHILUS WHITE
 to be Assistant Treasurer. The appoint-
 ment to date from the 1st January, 1866.
 THOMAS KELLY,
 Provincial Secretary.

NOTICE
*Publishing Memorandum as to the establish-
 ment of an Executive Council, &c.*

Provincial Secretary's Office,
New Plymouth, March 22, 1866.

THE following Memorandum relating
 to the establishment of an Executive
 Council for the Province of Taranaki and
 the manner of conducting the Executive

Government of the Province, having been agreed to by his Honor the Superintendent and by the Provincial Council, is published for general information.

THOMAS KELLY,
Provincial Secretary.

MEMORANDUM.

1. The Superintendent will in the administration of the Executive Government of the Province, act only by and with the advice and consent of an Executive Council.

2. The Executive Council shall consist of two members of the Provincial Council, and each such member of the Executive Council shall either hold his seat therein without office or shall hold also such office or offices, and have special charge of such department or departments as shall from time to time be appointed by the Superintendent and confirmed by resolution of the Provincial Council. The Provincial Attorney shall also *ex officio* hold a seat in the Executive Council, but without the right of voting.

3. The Superintendent, or in his absence the Deputy Superintendent, shall preside at the sittings of the Executive Council and shall be competent to vote and otherwise take part in the proceedings.

4. The Provincial Treasurer shall not be required to take charge of the public monies of the Province or to give security for their safe keeping, but the Assistant Treasurer, who shall not be a member of either the Executive Council or the Provincial Council, shall receive and pay all monies for and in behalf of the Province, and shall give security by bond to the amount of £2000 himself in £1000 and two sureties of £500 each or such other sum as the Superintendent may require. The Assistant Treasurer shall not be required to issue or pay any money except upon warrant of the Superintendent countersigned by a member of the Executive Council not being the Provincial Attorney.

5. Any member of the Executive Council chosen from the Provincial Council shall resign his office when called upon so to do by the Superintendent or by resolution of the Provincial Council.

6. The Superintendent shall keep the Public Seal of the Province, but shall use it only with the advice and consent of the Executive Council.

7. No appointment to the Executive Council shall lapse by any dissolution of the Provincial Council, nor until such appointment shall be revoked as hereinbefore provided in clause 5, or another substituted for it.

BRANDING OF CATTLE ORDINANCE,
1865.

NOTICE

Appointing places for Exposing Cattle for
Public Inspection.

Superintendent's Office,
New Plymouth, March 22, 1866.

IN exercise of the power vested in the Superintendent by "The Branding of Cattle Ordinance, 1865," I do hereby declare that I have appointed the places below specified to be places at which cattle shall be exposed for public inspection in accordance with the provisions of the said Ordinance:—

The Stockyard on T. King's Farm,
Lower Mangorei.

The Stockyard on Z. Wells' Farm,
Lower Mangorei, (No. 775, Grey
District).

The Stockyard on W. Wells' Farm,
Upper Mangorei, (No. 779, Grey
District).

H. R. RICHMOND,
Superintendent.

G. GREY, Governor.

ORDER IN COUNCIL.

At the Government House, at Wellington,
the twenty-third day of February, 1866.

Present:

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by "The New Plymouth Exchanges Commission Act, 1865," it is amongst other things enacted that it shall be lawful for the Governor in Council, from time to time, to appoint one or more fit person or persons to be a Commissioner or Commissioners for the purposes therein mentioned.

And whereas by the said Act it is further enacted that it shall be lawful for the Governor in Council, in and by any and every such Commission, to order and direct that the powers and duties of the Commissioner or Commissioners therein named, shall be exercised and performed and the business of the Commission conducted according to regulations to be at any time and from time to time made and prescribed by any Order or Orders in Council, and such regulations may be made and prescribed by any Order or Orders in Council accordingly.

And whereas in pursuance and exercise of the said power and authority, His Excellency the Governor has by Commission bearing even date herewith appointed

JOSIAH FLIGHT, and
JOHN STEPHENSON SMITH,

both of New Plymouth, in the Province of Taranaki, in the Colony of New Zealand, Esquires, to be "New Plymouth Exchange Commissioners" under the said Act, and did in and by such Commission order and direct that the powers and duties of the said Commissioners thereby appointed and therein named should be exercised and performed, and the business of the said Commission conducted according to regulations made and prescribed by an Order in Council of even date with the said Commission :

Now therefore, His Excellency the Governor, in pursuance and exercise of the said power and authority in him vested for this purpose, doth by this present Order, by and with the advice and consent of the Executive Council of the said Colony, order and direct that the powers and duties of the said Commissioners in the said Commission named shall be exercised and performed, and the business of the said Commission conducted according to the regulations set forth in the Schedule hereto.

SCHEDULE.
Regulations.

1. Whenever any exchange of land has been authorized or effected without the consent of the original owner or owners of the land taken to be so given in exchange, the consent in writing of such owner or owners, or of their duly authorized agent, shall be obtained if possible.

2. When the original owner, whose land is proposed to be taken and granted in exchange without his consent, is an absentee from the Province of Taranaki, a notice specifying the name of such original owner, the number and acreage of the section to be taken and of that to be given in exchange for it, and calling upon such owner to appear by himself or agent before the Commissioners, shall be inserted in the *New Zealand Government Gazette* and at least three times in the *Times* newspaper of London, unless the owner is known to be within the Colony.

3. The day fixed for the appearance of such absentee owner shall be at least four months after the date of the insertion of the last of such advertisements in the *Times*.

4. If the owner is known to be within the Colony of New Zealand a notice to the above effect should be inserted in the *New Zealand Government Gazette*, and at

least three times in some newspaper in circulation within the Province of Taranaki. The day for the appearance in such case shall be at least two months after the insertion of the notice.

5. If on the day appointed the absentee owner does not appear in his own person or by agent, the Commissioners will proceed and investigate and decide the case in his absence.

6. Provided that before any land is authorized to be taken for exchange without the consent of the original owner, the Commissioner shall publish in the *Government Gazette* of New Zealand, and in some newspaper published in Taranaki, a statement specifying the section to be taken, and that to be given in exchange, with the name of the original owner and proposed grantee of each, and a certificate under the hands of the Commissioners of the actual value of each of the sections given and taken in exchange respectively, as ascertained by them, and of their being satisfied that the exchange will be for the mutual benefit of the parties concerned.

7. Provided further that no such exchange shall be confirmed by the Commissioners until a week at least after the insertion of such certificate in the newspaper as aforesaid.

FORSTER GORING,
Clerk of the Executive Council.

Colonial Defence Office,
Wellington, February 14, 1866.

HIS Excellency the Governor has been pleased to make the undermentioned appointments, viz. :—

In the Taranaki Militia.

Ensign Charles John Hutchinson to be Lieutenant. Date of Commission, 15th January, 1866.

Henry Charles Morrison to be Ensign. Date of Commission, 10th January, 1866.

T. M. HAULTAIN.

Colonial Secretary's Office,
Wellington, 24th February, 1866.

THE Notice published in the *New Zealand Gazette*, of the 15th November, 1852, promising an additional reward of five pounds (£5) for the apprehension of any Deserter from Her Majesty's Military and Naval Forces in this Colony is hereby cancelled.

E. W. STAFFORD.

