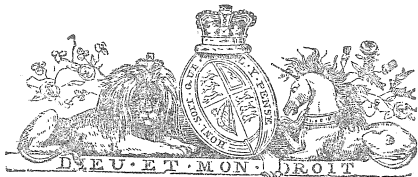


Province of Auckland.



PROVINCIAL GOVERNMENT ACT.

IN THE SEVENTEENTH YEAR OF THE REIGN OF HER MAJESTY QUEEN VICTORIA.

SESSION 1, No. 7.

ANALYSIS.

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| Title.
1. Government of Province to be conducted by Superintendent.
2. Public Seal to be kept and used by Superintendent.
3. Executive Council established.
4. Members of the Council.
5. Duty of the Council. | 6. Any member may propose a question for discussion.
7. Superintendent shall prescribe rules.
8. Not obligatory on Superintendent to consult Council, or to act as advised.
9. Appointment of Officers, &c., of Province vested in Superintendent. |
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An Act to provide for the Administration of the Government of the Province of Auckland. Title.

BE IT DECLARED AND ENACTED, by the Superintendent of the Province of Auckland, with the advice and consent of the Provincial Council thereof as follows:—

1. So far as may be consistent with the powers to be from time to time lawfully exercised by the Governor and the officers of the General Government of New Zealand, the administration of the Government of the Province of Auckland shall be conducted by the the Superintendent thereof. Government of Province to be conducted by Superintendent.
2. There shall be a Public Seal for the said Province, and such Seal shall be kept and used by the Superintendent thereof for the sealing of all things that shall pass the seal the said Province. Public Seal to be kept and used by Superintendent.
3. An Executive Council shall be established for the said Province, for aiding with their advice the Superintendent in administering the Government thereof. Executive Council established.
4. Such Council shall consist of not less than two members or of more than four members, to be appointed by the said Superintendent, and to hold office during his pleasure. At least one-half of the members of the Executive Council for the time being shall be members also of the Provincial Council. Members of Council.

Duty of the Council.

5. It shall be the duty of the said Executive Council to advise the Superintendent on all questions which may be referred to them by him for that purpose.

Any member may propose a question for discussion.

6. It shall be competent to any member of the Executive Council to propose for discussion there any question connected with the administration of the Executive Government, and to record on the Minutes of the said Council his opinion and advice on such question.

Superintendent shall prescribe rules.

7. The Superintendent shall prescribe all such rules as it may appear to him necessary to establish for the holding of meetings of the said Council, for giving notice of such meetings, for the due and orderly conduct of the deliberation and proceedings thereof, for taking the votes of the said Councillors, for determining under the presidency of whom any such meetings shall be held during the absence of the Superintendent from the same for recording the various acts and decisions of the said Council, for the adjournment or prorogation of the same, and otherwise for promoting the effective despatch of the business thereof.

Not obligatory on Superintendent to consult Council, or to act as advised.

8. In the execution of the powers vested in the Superintendent, it shall not be obligatory on him, unless specially required by any Act or Ordinance of a competent Legislature, to consult with the Executive Council in any case in which he may deem it inexpedient so to do; neither shall it be obligatory on him, unless so required as aforesaid, to adopt the advice of the Executive Council in any case, if he shall deem it expedient to adopt the same.

Appointment of Officers, &c., of Province vested in Superintendent.

9. The appointment of all officers, clerks, and other persons employed or to be employed by or on behalf of the Provincial Government of the Province of Auckland, is vested in and the power of making every such appointment shall be exercised by the Superintendent thereof in all cases, except such as have been or shall be otherwise specially provided for by any Act or Ordinance of a competent Legislature. Such officers, clerks, and other persons shall hold their respective offices and employments during pleasure.

T. H. BARTLEY,
Speaker.

Passed the Provincial Council this
twenty-fifth day of January,
One thousand eight hundred and
fifty-four.

J. COATES,
Clerk of Provincial Council.

On this fourth day of February, in the
year one thousand eight hundred
and fifty-four, I assent to this Act
on behalf of the Governor.

R. H. WYNYARD,
Superintendent.