

being repugnant to the said recited Act, which it may seem to him necessary to make and establish for carrying into full effect the purposes and objects of the preceding Instructions, so far as relates to the before-mentioned boroughs and bodies corporate; and it shall be competent to any such Governor-in-Chief, by any such rules, to modify, or alter, or to suspend the operation of any of the provisions aforesaid, which by reason of any local or temporary causes it may to such Governor-in-Chief appear either impracticable or inexpedient to carry into immediate effect, and to substitute for any such provisions which may be so suspended as aforesaid any other provisions better adapted to meet the exigencies and to promote the welfare of the inhabitants of any such boroughs as aforesaid, or of any one or more of such boroughs.

CHAPTER VI.

On the Election of the Houses of Representatives for each Province.

1. The Governor-in-Chief shall, by such Proclamations as aforesaid, determine what shall be the total number of the first or original members of the House of Representatives of each of the said provinces.

2. To every such borough as aforesaid shall be assigned a number of representatives, bearing to the total number of the representatives for the provinces the same proportion which, in the judgment of the Governor-in-Chief, will probably be borne by the contributions of such borough to the public revenue to the total amount of such contributions.

3. On the detection of any error in any such estimate, the Governor-in-Chief is authorised by any subsequent Proclamation to correct the apportionment of the total number of representatives among such several boroughs, so as to regulate such apportionment in respect of any future elections as nearly as may be according to the actual amount and proportions of such contributions.

4. The Governor-in-Chief shall in manner aforesaid determine and prescribe how, and when, and within what periods the Mayor, Alderman, and Common Council of every such borough shall proceed to the election of the members for such borough to serve in the House of Representatives of the province in which the same is situate, and how, in what form, and by whom the writ or precept for every such election shall be issued, and to whom it shall be addressed and executed as the Returning-officer, and how and to whom the returns to such writs or precepts shall be made, and how the poll shall be taken in case of contested elections, and what shall be the course of proceeding in the case of double returns or of no returns being made, together with every other rule which may be necessary for the due and orderly election of the members of the said Houses, and for lawfully convening and constituting such Houses, until other and more effectual provision shall have been made on that behalf by law, by Ordinances to be for those purposes enacted by the respective Legislatures of the said respective provinces.

5. Every such House of Representatives shall, until provision be otherwise made in that behalf by law, be judges, without appeal, of the validity of the election of each member thereof.

6. Every such House of Representatives shall, immediately on their first meeting, proceed to the choice of one of their own members as their Speaker, which choice, being confirmed by the Governor-in-Chief, the Governor, or the Lieutenant-Governor of the province, shall be valid and effectual during the continuance of such Assembly, except in the case of some intermediate vacancy of the office by death, resignation, or otherwise, in which case the choice shall in like manner be repeated and confirmed.

7. Every such House of Representatives shall be elected to serve for four years from the date of the issuing of the writs for holding such elections.

8. Any vacancy occurring in any such House of Representatives, by the death or resignation of any member thereof or otherwise, shall be supplied by a new election, to be holden in such manner as aforesaid, in and for the borough represented by any such member.

CHAPTER VII.

On the Legislative Councils of the respective Provincial Assemblies.

1. The members of the Legislative Council of each of the provinces of New Zealand shall be appointed by Letters Patent to be for that purpose issued to each member, under the public seal of the province for which he may be so appointed.

2. Such Letters Patent shall be issued in pursuance of warrants under our Signet and Sign-Manual, addressed to the Governor-in-Chief of New Zealand, or to the Governor, or to the Lieutenant-Governor of such province.

3. But on the first constituting and convening of the said Legislative Councils, or either of them, the Governor or Lieutenant-Governor for the time being of the province for which the same shall be so constituted and convened shall, without awaiting such warrants, issue such Letters Patent as aforesaid to and in favour of such persons as he may think proper to nominate to the said Legislative Councils, or either of them.

4. As often as any member of any such Legislative Council shall die or resign his seat therein, or be suspended therefrom, or be absent from the province for which the same is appointed, or become incapable by mental or bodily disease, of the right discharge of his duties therein, the Governor or Lieutenant-Governor for the time being of the province shall in like manner, without waiting our warrant, appoint a person to occupy the place in the Legislative Council of the member by whom any vacancy therein may, in manner aforesaid, have been created.

5. All appointments made to the said Legislative Council without our previous warrant shall be provisional only and subject to our confirmation or disallowance, but shall nevertheless be valid to all intents and purposes until our pleasure respecting the same shall have been signified.

6. Every provisional appointment so made to the Legislative Council on a vacancy created by the absence of any member with leave of the Governor or Lieutenant-Governor of the province first obtained, shall continue in force only so long as such member shall so continue absent on leave, and on