

7.—(1.) Rules of court for regulating the procedure and practice (including fees and costs) in a court in a British possession in the exercise of the jurisdiction conferred by this Act, whether original or appellate, may be made by the same authority and in the same manner as rules touching the practice, procedure, fees, and costs in the said court in the exercise of its ordinary civil jurisdiction respectively are made :

Provided that the rules under this section shall not, save as provided by this Act, extend to matters relating to the slave trade, and shall not (save as provided by this section) come into operation until they have been approved by Her Majesty in Council, but on coming into operation shall have full effect as if enacted in this Act, and any enactment inconsistent therewith shall, so far as it is so inconsistent, be repealed.

(e) THE NEW ZEALAND CONSTITUTION ACT, 1852

(15 & 16 Vict., c. 72)

An Act to grant a Representative Constitution to the Colony of New Zealand. [30th June, 1852.]

[*Preamble, reciting 3 & 4 Vict., c. 62, s. 2; Letters Patent 16th November, 1840; 9 & 10 Vict., c. 103; and 11 & 12 Vict., c. 5, was repealed by 55 & 56 Vict., c. 19.*]

[1-31. *Rep. by 55 & 56 Vict., c. 19.*]

32. *Establishment of a General Assembly.*—There shall be within the colony of New Zealand a General Assembly, to consist of the Governor, a Legislative Council, and House of Representatives.

[33. *Rep. by 1891, No. 25, s. 10 (N.Z.), and 55 & 56 Vict., c. 19.*]

[34. *Rep. by 1891, No. 25, s. 10 (N.Z.), and 56 & 57 Vict., c. 14.*]

[35-39. *Rep. by 1891, No. 25, s. 10 (N.Z.), and 55 & 56 Vict., c. 19.*]

[40. *Rep. by 1902, No. 21, s. 224 and 5th Sched. (N.Z.).*]

[41, 42. *Rep. by 55 & 56 Vict., c. 19.*]

[43. *Rep. by 1881, No. 12, s. 77 and 9th Sched. (N.Z.), and 55 & 56 Vict., c. 19.*]

44. *Time and place of holding the General Assembly.*—The General Assembly of New Zealand shall be holden at any place and time within New Zealand which the Governor shall from time to time by Proclamation for that purpose appoint ; . . . and the Governor may at his pleasure prorogue or dissolve the General Assembly.

Words were omitted from this section by 57 & 58 Vict., c. 56.

[45. *Rep. by 55 & 56 Vict., c. 19.*]

46. *Oath of allegiance.*—No member of the said Legislative Council or House of Representatives shall be permitted to sit or vote therein until he shall have taken and subscribed the following oath before the Governor, or before some person or persons authorized by him to administer such oath :

‘I, A.B., do sincerely promise and swear that I will be faithful and bear true allegiance to her Majesty Queen Victoria. So help me GOD.’

The difference between this oath and the Oath of Allegiance contained in s. 2 of the Promissory Oaths Act, 1908, should be noted.

In the case of a member of Parliament it is necessary to take a fresh oath on the demise of the Crown ; see s. 3 of the Demise of the Crown Act, 1908.