

date at Westminster the Seventeenth day of July, One Thousand Eight Hundred and Thirty Nine, in the Third Year of Our Reign, erect, found, ordain, make and constitute the Island of Newfoundland to be a Bishop's See, and to be called from thenceforth the Bishoprick of Newfoundland : It is Our will and pleasure that in the administration of the Government of the said Island, you shall be aiding and assisting to the said Bishop, and to his Commissary or Commissaries, in the execution of his charge, and in the exercise of his Ecclesiastical Jurisdiction, excepting only the granting Licenses of Marriage and the probate of Wills.

## XXXIX.

Divine Worship.

We do enjoin and require that you take especial care that ALMIGHTY God be devoutly and truly served throughout your Government ; that the Book of Common Prayer as by Law established be read each Sunday and Holiday, and the blessed Sacrament administered according to the rites of the Church of England ; and in all matters relating to the celebration of Divine Worship, you are to advise with the Right Reverend Father in God the Bishop of Newfoundland for the time being.

## XL.

Presentations to Ecclesiastical Benefices.

Upon the vacancy of any Ecclesiastical Benefice or of any Cure of Souls to which any Stipend shall be attached in Our said Island and its Dependencies, you will present to the said Bishop of Newfoundland for the time being, for institution to such vacant Benefice or Cure, any Clerk in Holy Orders of the United Church of England and Ireland, whom, upon the recommendation of the Bishop, or on other sufficient grounds, you may deem to be the most proper person to fill such Benefice or Cure, and who shall have been actually resident within the said Island or its Dependencies, and officiating there as a Clerk in Holy Orders, for Six Calendar Months at the least next before such Benefice shall have become vacant, or who, if not so resident or officiating within such Island, shall have been absent with the leave of the Diocesan or other lawful authority from some Cure of Souls within such Diocese to him appertaining. But if at the time of such vacancy occurring, there shall not be resident within the said Island, any Clerk in Holy Orders of the said United Church, who shall have been resident and officiating therein as aforesaid, and whom you shall deem a proper person to fill such Benefice or Cure, then you shall forthwith report the circumstance to Us, through one of Our Principal Secretaries of State, to the intent that We may nominate some fit and proper person, being a Clerk in Holy Orders as aforesaid, to fill the said vacancy ; and We do enjoin and command you to present to the said Bishop, for institution to any such vacant Ecclesiastical Benefice, any Clerk who may be so nominated by Us, through one of Our Principal Secretaries of State.

## XLI.

Office of Ordinary.

And whereas doubts have arisen whether the powers of granting Licenses for Marriages and Probates for Wills, commonly called the Office of Ordinary, which We hereby reserve to you Our Governor,