

Governor in Council with the approval of the High Commissioner, and shall not be increased or diminished without his approval.

(3) The officers mentioned in this section may at any time be removed from office by the Governor in Council, with the approval of the High Commissioner, but not otherwise.

40.—(1) The Governor in Council may, and if so requested by the High Commissioner shall, suspend any of the officers referred to in the last preceding section for misconduct; but shall first cause him to be furnished with a written statement of the acts of misconduct alleged against him, and cause him to be called on to state in writing by a given day (which shall allow a reasonable interval) any grounds upon which he relies to exculpate himself.

(2) If the suspension takes place, the Governor shall forthwith transmit a full report of the matter, and the proofs of the alleged misconduct to the High Commissioner, who may confirm or disallow the suspension.

(3) If the suspension is confirmed, the suspended officer is thereby removed from office; if it is disallowed, the suspended officer is thereby restored to office, and is entitled to any salary that has been withheld during his suspension.

(4) If the High Commissioner is of opinion that the officer deserves punishment, but not the extreme penalty of removal from office, he may, instead of disallowing the suspension, direct that the officer be restored to office, but be required to serve at a reduced salary, either permanently or for a stated period; or that a specific sum be deducted from any salary due or to become due to the officer; or that he be transferred to a lower office.

Suspension and removal of officers of Native Department.

W.L. Mackenzie King Papers
Memoranda & Notes

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