ARTICLE 38. The national ensign shall not be changed, except by act of the Legislature.

ARTICLE 39. The King’s private lands and other property are inviolable.

ARTICLE 40. The King can not be sued or held to account in any court or tribunal of the realm.

ARTICLE 41. There shall continue to be a council of state for advising the King in all matters for the good of the state, wherein he may require its advice, and for assisting him in administering the executive affairs of the Government in such manner as he may direct, which council shall be called the King’s privy council of state, and the members thereof shall be appointed by the King to hold office during His Majesty’s pleasure.

ARTICLE 42. The King’s cabinet shall consist of the minister of foreign affairs, the minister of the interior, the minister of finance, and the attorney-general of the Kingdom, and these shall be His Majesty’s special advisers in the executive affairs of the Kingdom; and they shall be ex officio members of His Majesty’s privy council of state. They shall be appointed and commissioned by the King, and hold office during His Majesty’s pleasure, subject to impeachment. No act of the King shall have any effect unless it be countersigned by a minister, who, by that signature, makes himself responsible.

ARTICLE 43. Each member of the King’s cabinet shall keep an office at the seat of Government, and shall be accountable for the conduct of his deputies and clerks. The ministry hold seats ex officio as nobles in the legislative assembly.

ARTICLE 44. The minister of finance shall present to the legislative assembly, in the name of the Government, on the first day of each biennial session, the financial budget, in the Hawaiian and English languages.

ARTICLE 45. The legislative power of the three estates of this Kingdom is vested in the King and the legislative assembly, which assembly shall consist of the nobles, appointed by the King, and of the representatives of the people, sitting together.

ARTICLE 46. The legislative body shall be styled the Legislature of the Hawaiian Kingdom, and shall assemble, biennially, in the month of May. The first regular session shall be held in the year of our Lord eighteen hundred and eighty-eight.