



**NEW ZEALAND**  
**GOVERNMENT GAZETTE.**  
(PROVINCE OF NEW MUNSTER.)

Published by Authority.

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By His Excellency's Command,

ALFRED DOMETT, Colonial Secretary.

VOL. II.]

WELLINGTON, TUESDAY, MAY 15, 1849.

[No. 11.]

**JOURNAL OF PROCEEDINGS**  
IN THE  
**LEGISLATIVE COUNCIL.**

WELLINGTON, TUESDAY, MAY 8, 1849.

Present—

His Excellency EDWARD JOHN EYRE, Lieutenant-Governor, and all the Members, excepting the hon. Francis Dillon Bell.

The following gentlemen having taken the prescribed oath, took their seats:—

The Hon. David Monro.  
" " John Damforth Greenwood.  
" " Henry Seymour.

The Council met pursuant to adjournment.

The Minutes of the last meeting read and confirmed.

The Attorney-General moved the first reading of the Naturalization Bill.

The Colonial Secretary seconded it.

Bill read a first time accordingly.

The Attorney-General gave notice that at the next meeting of the Council he should move the second reading of the "Naturalization Bill."

The Colonial Treasurer moved the first reading of the "Census Bill."

The motion seconded by the Attorney-General.

Bill read a first time accordingly.

The Colonial Treasurer gave notice that on Friday next he should move the second reading of the "Census Bill."

He also gave notice that he then intended to propose some alterations in that bill.

Mr. Moore moved the first reading of the "Bread Bill."

Mr. Hunter seconded it.

Bill read a first time accordingly.

Mr. Moore gave notice that on Thursday next he should move the second reading of the "Bread Bill."

Mr. Bannatyne moved the first reading of the "Entire Horses Bill."

The motion seconded by Mr. Hickson.

Bill read a first time accordingly.

Mr. Bannatyne gave notice that on Thursday next he should move the second reading of this bill.

His Excellency the Lieutenant-Governor laid on the table "A Bill to enable the Lieutenant-Governor to make Harbour Regulations."

Col. M'Cleverty gave notice that at the next meeting of the Council he should move the first reading of the "Harbour Regulations Bill."

Dr. Monro gave notice that on Thursday next he should move the first reading of the "Scab Bill."

Mr. Hickson gave notice that at the next meeting of the Council he should move—

That a select committee of this Council be appointed to enquire and report upon the best means of supplying copies of the various Ordinances now in operation in New Zealand.

The Colonial Secretary gave notice that at the next meeting of Council he should move the first reading of the "Medical Practitioners Bill."

Dr. Greenwood enquired at what time the Estimates would be laid on the table, and whether the Returns for this Province would be given from the time of its becoming a separate Province.

His Excellency the Lieutenant-Governor replied, that he regretted that he was unable to lay the Estimates on the table today, but that he hoped it would be in his power to do so at the next meeting of Council. Also that the usual Official Returns of the Expenditure would be laid on the table as soon as they could be completed, and would comprise the information required on the subject.

The Colonial Secretary moved that this Council do now adjourn until two o'clock p. m. on Wednesday, the 9th May.

The Council adjourned at 3 o'clock, p.m.

WEDNESDAY, MAY 9, 1849.

Present—

His Excellency the Lieutenant-Governor and all the Members, with the exception of Mr. Dillon Bell and Mr. Bannatyne.

The Council met pursuant to adjournment. The Minutes of the last meeting read and confirmed.

The Attorney-General moved the second reading of the "Naturalization Bill."

Motion seconded by the Colonial Secretary. Question put, and the bill committed.

On the motion of the Attorney-General—Title read and agreed to.—Preamble read and agreed to.

The Attorney-General moved that the name of Fagan be altered to Pagan, the one (Fagan) being a misprint of the other.

Alteration made accordingly.

Upon clause one being read:—

The Colonial Secretary moved that the following words be added:—"And that this Ordinance do take effect from the day of the passing of the same."

Clause amended and agreed to.

Schedule read and agreed to.

The Council resumed, and the Attorney-General brought up the report.

Report adopted.

The Attorney-General gave notice that at the next meeting of the Council he should move the third reading of the "Naturalization Bill."

The Senior Military Officer withdrew his intended motion that the "Harbour Regulations Bill" be read a first time.

Mr. Hickson moved, and Mr. Ludlam seconded—

That a select committee be appointed to en-

quire and report upon the best means of supplying copies of the various Ordinances now in operation in New Zealand.

The Colonial Secretary moved, and the Colonial Treasurer seconded the following amendment—

That a select committee be appointed to enquire into, and report upon, the practicability and expediency of revising and consolidating the various ordinances now in operation upon subjects on which this Council has power to legislate, and of reprinting such ordinances, as well as all others still in operation upon subjects beyond its legislative province. And that the said Committee do consist of the following members.—

The Hon. Colonial Secretary.  
 " " Attorney-General  
 " " Mr. Hickson.  
 " " Dr. Monro.  
 " " Dr. Greenwood.

Mr. Hickson having withdrawn his motion, amendment put and passed.

The Colonial Secretary moved, and the Attorney General seconded, the first reading of "Medical Practitioners Bill."

Bill read accordingly.

The Colonial Secretary gave notice that at the next sittings he should move the second reading of this Bill.

The Attorney General moved, and the Colonial Secretary seconded, that the word "Title" be inserted in the analysis, and that the title be printed after the analysis in all Bills.

Motion put and agreed to.

Mr. Moore gave notice that, to-morrow, he should move

That the sittings of the Council be in future limited to four days in each week, unless special cause arise for the contrary, and that the days of sittings be Monday, Tuesday, Thursday and Friday.

Dr. Monro gave notice that on Monday next he should move—

That copies of various Parliamentary papers and other official documents relating to this colony be applied for with a view to their being laid on the table of the Council.

The Attorney General moved that this Council do now adjourn until Thursday next at three o'clock, p.m.

The Council adjourned at half-past three o'clock, p.m.

THURSDAY, MAY 10TH, 1849.

Present—

His Excellency the Lieutenant Governor and all the members with the exception of Mr. Dillon Bell.

The Council met pursuant to adjournment. The minutes of last meeting read and confirmed.

Mr. Hickson presented a petition from S. E. Grimstone praying for compensation for services, set forth, as rendered.

Memorial read.

His Excellency the Lieutenant Governor laid on the table a "Bill to appropriate the revenue for the year 1849—50."

His Excellency then read the following finance minute upon laying the estimates on the table:

GENTLEMEN OF THE LEGISLATIVE COUNCIL,—

In laying before you the Estimates for the year, it is my duty to make such explanatory remarks in reference to particular departments or services as may seem likely to be useful in elucidating any points of importance connected with them. I proceed therefore to comment upon such as appear to me more particularly to require notice but should further information be wished for, I shall be happy to supply it as far as I can do so, in each particular case when the estimates are brought forward for consideration in Committee.

WELLINGTON.

*Lieutenant-Governor's Establishment.*

Under this heading is included the salary of an officer designated as Native Secretary and Interpreter, who although especially attached to the Lieutenant-Governor's establishment and by the conditions under which he holds office bound to reside near the Government House so as always to be within reach when required as an Interpreter, is yet liable at all times to be called upon to undertake any duties connected with the natives in which his services can be made available for the public good.

During the past year the gentleman at present filling the office has twice been so detached from his ordinary duties to negotiate the acquisition of lands from the natives. When not fully occupied in matters connected with the natives, it is the duty of the Native Secretary to assist in the Private Secretary's office, by which the necessity of employing an additional clerk is obviated and that expense saved to the public.

*Colonial Secretary's Department.*

I have continued to this department the same establishment as it was originally constituted with, though I am aware that the increasing business of the Colonial Secretary's office has made the duties much more onerous, and that occasionally there is some difficulty in getting through the current business. I anticipate therefore that another year it will be found necessary to increase the establishment by an additional clerk.

*Survey Department.*

In the estimate for this department I have only included the salary of one surveyor, although in reality two have constantly been employed during the past year. The necessity for a second surveyor arose from Mr. Fitzgerald's being exclusively engaged in superintending the construction of the Wairarapa Road, and his salary therefore ought to have been provided for out of the road funds and to have appeared as a part of the expense of constructing the Wairarapa line. Should

Mr. Fitzgerald be again exclusively engaged during the ensuing year in the same service, I propose that this course should be adopted and his salary and allowances form a charge upon the road fund, in which case the amount now estimated for, would be available for the payment of an additional surveyor and other expenses legitimately connected with the Survey department.

*Customs Department.*

Some increase has been found necessary to this establishment to secure efficiency and protect the Revenue. A Searcher's office has been established, and additional Tide Waiters have been employed. An arrangement has also been made by which the Harbor Master, who is also an officer of Customs, shall devote all his spare time to the service of the Customs. The good effect of these changes is already apparent in the increase of revenue obtained for the quarter during which they have been in operation.

*Harbor Department.*

In this department considerable changes have been made during the past year. Formerly it was the practice to pay the Pilot £100 a year and allow him the whole pilotage on condition of his providing his own residence, boat and boat's crew; but after the wreck of the *Subraon* whilst in charge of the Pilot, it was considered desirable that the Government should take all these matters into their own hands, and that arrangements, upon which the efficiency of the pilot service so materially depended, should no longer be left to the Pilot himself. A residence is now therefore provided for him as well as a boat and boat's crew, and a salary of one hundred pounds per annum is allotted to him in addition to one-third of all pilotage received, the other two-thirds forming a part of the Revenue. The Harbor Master himself is also, as I have before remarked, is an officer of Customs and is now required to devote his spare time to that department. The whole establishment estimated for is as moderate as is compatible with efficiency, and a reduction of £95 16s. has recently been effected by substituting seven native boatmen for Europeans as rowers in the Harbor and Pilot boats; it is still, however, considered desirable to retain one European in each boat in addition to the natives.

*Medical Department.*

In the Medical department an increased expenditure has unavoidably arisen from the necessity of renting a building as a Colonial Hospital, the former one having been destroyed by the earthquakes. Even with this addition however, the sum of £819:10s. cannot I think but be regarded as a very moderate expenditure, to keep up efficiently so useful an institution and one which has hitherto been very successful, and productive of much good to both races of her Majesty's subjects.

*Attorney-General.*

This department has necessarily been called into existence by the Charter, but the office of Crown Solicitor has been abolished. The only unusual item of expenditure connected with the department is that of clerk to the Attorney-General, an appointment which was sanctioned in consideration of the Attorney-General having to draw out all grants of land, and his being unable, as at Auckland and other places, to obtain assistance in preparing such documents from officers of the Land Department. Here the Demesne Lands being vested in the New Zealand Company no Government Land Office is required or exists.

*Post-Office.*

The Post-office having been placed under the colonial authorities some additional arrangements in connection with the department may hereafter be required, but I have been informed by the Governor-in-Chief that his Excellency is expecting some communication from England on the subject, and I have therefore for the present made no alteration in the existing establishment.

*Police Department.*

The altered circumstances of the colony and the prospect of continued tranquillity, added to a remarkably small amount of crime in proportion to the population, have enabled me to make very great reductions in the strength of the Police establishments.

In 1847 the force for the Wellington district alone amounted, including officers, to 57. Under the changes which have been made it now numbers only 20 men exclusive of officers, and 27 including officers, but to increase the efficiency of this small body, and more especially as regards their services in the country districts, where lines of road have been opened or where the country is naturally traversable by horses, I propose to mount seven of the men during the present year, and from year to year afterwards to mount such an additional number as the occupation of the country districts, the formation of roads, or other circumstances may render necessary. The Council will perceive that the character of the Police Force will thus become gradually altered with the changing circumstances of the colony, but at all times it will be confined to the smallest number of men compatible with an efficient discharge of the duties expected from them. In making these changes, I also look forward to the time when the progress of the colony may make it necessary that the Police Force should be divided into two distinct classes, one of which would be a foot or Metropolitan Police, and the other would be exclusively a mounted force. To this division the arrangements I propose will gradually prepare the way.

## NELSON.

*Department of His Honor the Superintendent.*

A slight increase has been made to this establishment by the addition of an extra clerk,

whose services have become necessary from the increase in the public business, and in justice to the gentleman who has hitherto discharged all the duties connected with the Superintendent's Office and the Resident Magistrate's Court, besides affording his services to the public in various other departments. The salary of the latter officer has also been slightly raised, viz., from £135 to £155.

*Sub-Treasury Department.*

At Nelson the Sub-Collector of Customs is also the Sub-Treasurer, and formerly received the sum of £20 per annum on account of this service, in addition to his salary as Sub-Treasurer. For the last two years, however, no additional remuneration has been given to him, and I have, therefore, at the earnest solicitation of his Honor the Superintendent and in consideration of the extra duty and responsibility entailed by two such important offices being in the hands of one individual, placed a sum of £50 upon the estimates as a salary to the Sub-Treasurer.

*Customs Department.*

In this department a slight increase has also been made by raising the salary of the acting Landing Waiter from £130 to £150.

## OTAGO ESTIMATES.

I have forborne making any alterations in, or (with a single exception) additions to, the existing establishment in the estimates for Otago, because there seems a probability of a separate Government being shortly established there. The exception to which I allude is the making provision for a Clerk to the Bench, an officer whose services are required in every district where petty sessions are held and cannot longer be dispensed with in the principal settlement of so extensive and important a district as that of Otago.

*General Charges.*

The items under this heading are, for the most part, of a similar character to those classed under the denomination of "Miscellaneous" in the estimates of 1847 for the whole of New Zealand, and are corresponding in amount to about one half, or a little less, of the sums so appropriated.

There are, however, some new items introduced which require more particular explanation, viz. :—

*Education.*

The Education Ordinance No 10, Session 8, gives power to the Lieutenant-Governor and the Executive Council to appropriate any sum for educational purposes not exceeding one-twentieth of the whole revenue of the Province. This I have been unable to do in consequence of my Executive Council having declined to recommend any such appropriation, and I have, therefore, placed on the estimates a sum of £800, which I would ask you to vote for the purposes, and with a view

to its being applied in the manner, provided for by the Ordinance. I need hardly point out to you the importance of securing to the Province at as early a date as may be practicable the means of instructing the children now growing up; and I would hope that however great differences of opinion may exist as to what religion should be taught in schools aided by the state few will be found to advocate the doctrine that it is unnecessary to teach any. If then, the necessity of establishing schools and the importance of providing that in those receiving aid from the state, religious instruction of some kind be given, be admitted, I think this Council will find no fairer or more satisfactory principle than that laid down in the Education Ordinance under which an amount of assistance is given by the state towards promoting education amongst every class of the community belonging to any Christian denomination, in the exact proportion which the number of persons belonging to that denomination bears to the whole number of Christians in the Province.

*Public Offices—Court House—Council.*

In laying before the Council an estimate under this heading it may be necessary to state that the Local Government have no public buildings of their own whatever, that at present various scattered and inconvenient buildings are rented at exorbitant rates, and that some of them—as the Court House and Registry office are in an untenable condition—whilst no other or more suitable buildings can be obtained. In the present state of the revenue, however, the colony is not in a position to undertake the construction of the various and expensive public buildings, which are so much required, and among which may be enumerated a Court House, a Council Chamber, a Resident Magistrate's Court, and offices for the various public departments. I propose, therefore, to meet the difficulty and put off the necessity of building for two or three years by leasing at a fair rental from the Board of Management of Native Reserves the premises known as Barrett's Hotel, of which the lease falls in next July, but as the present lessees, or their sub-tenants, have incurred very considerable outlay in building, in expectation, as they allege, of a renewal of lease, the Executive Council of the Province has recommended that a sum of £300 should be awarded to them in satisfaction of all claims to compensation. These premises are at present, I believe, very much out of repair, and will also require some alterations to adapt them to the purposes of the Government, but the expenses of doing this will not, it is estimated, after a careful calculation, exceed £500, provided that such repairs and alterations only be undertaken as are absolutely essential.

These two sums would, therefore, amount to £800, to which must be added another

£100 for rent of the present offices from the 1st April until such time as the new ones can be got ready, making in the whole £900.

*Wanganui Boat.*

The estimate under this heading is to provide for the expenses connected with a boat now building for Wanganui. Great difficulty has hitherto been experienced, and considerable expense incurred, from the Government having no boat suitable for crossing the bar, a disadvantage of no inconsiderable magnitude, during the disturbances at Wanganui, and one which it is very important should not continue, whilst that settlement is occupied as a military post. The boat now building will be of about 25 tons burthen, and though rather flat in the bottom, and more especially suited for the particular purpose for which it is intended, may occasionally be useful in keeping open the communication between the various settlements in the vicinity of Cook's Straits.

The total estimated expenditure of the whole Province for the service of the year ending 31st March, 1850, may be taken at £21,704 : 9 : 4, viz. :

|                           |         |    |    |
|---------------------------|---------|----|----|
| Wellington .....          | £13,879 | 6  | 3  |
| Nelson .....              | 2,934   | 3  | 11 |
| Otago .....               | 1,203   | 12 | 11 |
| Wanganui .....            | 328     | 5  | 0  |
| Akaroa .....              | 341     | 1  | 3  |
| Legislative Council ..... | 450     | 0  | 0  |
| General Charges .....     | 2,638   | 0  | 0  |
|                           | <hr/>   |    |    |
|                           | £21,704 | 9  | 4  |

The Ways and Means to meet these charges are as follows, viz. —

|                               |         |   |   |
|-------------------------------|---------|---|---|
| Estimated Revenue, Wellington | £15,000 | 0 | 0 |
| "    "    Nelson              | 2,500   | 0 | 0 |
| "    "    Otago               | 1,500   | 0 | 0 |

In all.....£19,000 0 0

Leaving, therefore, a deficiency to be provided for from the Parliamentary Grant to the amount of £2,704 : 9 : 4.

In estimating, however, the probable revenue of the several settlements of the Province, I have carefully confined myself within such moderate limits as may leave little doubt of the calculations being fully realized, and I hope even that they may be exceeded, and the actual deficiency be found at the close of the year less than is now anticipated. In Wellington the revenue has progressively and steadily increased during the last two years. For the financial year ending 31st March, 1848, the amount of nett revenue was £13,432 : 17 : 3, whilst for the corresponding period terminating 31st March, 1849, it was £14,400 : 17 : 8, being an increase during the year of £968 : 0 : 5. I think, therefore, that I cannot be regarded as forming too favourable an estimate in assuming that the revenue for Wellington will amount to £15,000 for the year ending 31st March, 1850.

For Nelson I have taken the estimate of

his Honor the Superintendent, which assumes that an increase of about £400 will take place in the receipts of the current year over those of the past year.

For Otago, as I have not yet received the returns relating to the past year, I have no data to enable me to calculate with any degree of accuracy the probable revenue for the current year. I believe, however, that during the year ending 31st March, 1849, the revenue cannot have been less than £1500, and I anticipate that for that terminating 31st March, 1850, it will fully amount to £2000. I consider, therefore, that I may safely assume it at £1500.

Having now given such explanatory remarks relative to the estimates for the year, and the ways and means of providing for them, as have appeared to me to be necessary, I would only state further—that in addition to the services enumerated in the estimates, I hope to have it in my power when the winter is over to renew the operations connected with the two main lines of road in this Province, already so far advanced, and to commence a new line in the Middle Island for the purpose of connecting the Waitohi Port with the Wairau plains; as, however, the amount of aid which may be granted to New Zealand for the year 1849-50 by the Imperial Parliament, or the proportion which the Governor-in-Chief may be able to assign to this Province is not yet known, it is not at present in my power to do more than state generally that the operations I refer to are contemplated.

E. EYRE.

Legislative Council Chamber,  
10th May, 1849.

On the motion of Mr. Moore, seconded by the Colonial Secretary, that the "Bread Bill" be read a second time, Mr. Ludlam moved, seconded by Mr. Seymour, as an amendment, that this Bill be read a second time on this day six months.

Debate ensued.

Amendment put and carried.

On the motion of Mr. Bannatyne, seconded by Mr. Ludlam, the "Entire Horses Bill" read a second time.

Mr. Bannatyne gave notice that on Monday next he should move that this Council do go into committee on this Bill.

Dr. Monro moved, seconded by Mr. Hickson, that the "Scab Bill" be read a first time.

Bill read a first time accordingly.

Dr. Monro gave notice that on Tuesday next he should move the second reading of this Bill.

On the motion of the Attorney General the "Naturalization Bill" read a third time and passed.

On the motion of the Colonial Secretary the second reading of the "Medical Practitioners Bill" agreed to and Bill committed.

On the motion of the Colonial Secretary, it was agreed that the section of the standing rules requiring the title to be first read be suspended.

Upon the first clause being read, Dr. Greenwood proposed, seconded by Dr. Monro, as an amendment, that the three first clauses of the Bill be omitted.

Debate ensued.

The amendment put and passed.

On the motion of Dr. Greenwood, the committee on "Medical Practitioners Bill" was adjourned, and the Council resumed the orders of the day.

On the motion of Mr. Moore, seconded by Mr. Hunter, it was agreed—

That the sittings of the Council be, in future, limited to four days in each week, unless special cause arise for the contrary, and that the days of sitting be Monday, Tuesday, Thursday and Friday.

Mr. Hickson gave notice that on Monday next he should move the consideration of Mr. Grimstone's memorial.

The Colonial Treasurer gave notice that on Friday next he should move the first reading of the "Appropriation Bill."

Dr. Monro gave notice that on Friday next he should move—

That a copy of the Instructions of the Lords Commissioners of the Treasury, according to which the Civil List is appropriated, be laid on the table.

On the motion of Mr. Hickson, the Council adjourned at a quarter-past six, p. m., until Friday next, the 11th day of May, at two o'clock, p. m.

FRIDAY, MAY 11, 1849.

Present—

His Excellency the Lieutenant-Governor, and all the Members with the exception of—

The Hon. Francis Dillon Bell.

„ Wm. M'Leod Bannatyne.

„ George Hunter.

The Council met pursuant to adjournment.

The minutes of last meeting read and confirmed.

Dr. Monro gave notice that on Monday next he should move for the following returns—

1. A comparative return of the revenue and expenditure of the various settlements within the Province since the 1st of January, 1848.

2. A comparative return of the revenue and expenditure of each settlement for each quarter during the same period.

3. A comparative return of the imports and exports of the different settlements since the 1st of January, 1848.

4. A comparative return of the value of such imports and exports.

5. A comparative return of the exports, the produce of each settlement.

6. A comparative return of the amount of land in cultivation in each settlement.

7. A comparative return of the amount stock in each settlement.

8. A return of the amount of money received by the Province out of the Parliamentary grant in aid of the revenue since the 1st of January, 1848, and of the appropriation of the same.

9. A comparative return of the amount of Parliamentary grant expended in the different settlements of the Province since the 1st of January, 1848.

The Colonial Treasurer moved, and the Attorney General seconded—the second reading of the “Census Bill.”

Dr. Monro moved, seconded by Mr. Hickson—That this Bill be read a second time on this day six months.

Debate ensued. Amendment put and negatived. Original motion put and carried.

| Ayes.                  | Noes.       |
|------------------------|-------------|
| The Colonial Secretary | Mr. Ludlam  |
| The Attorney General   | Mr. Hickson |
| Col. M'Cleverty        | Dr. Monro   |
| The Colonial Treasurer | Mr. Seymour |
| Mr. Moore              |             |
| Dr. Greenwood          |             |

Bill read a second time accordingly.

The Colonial Treasurer gave notice that, on Monday next he should move that the Council do go into committee on this Bill.

On the motion of Dr. Greenwood, the “Medical Practitioners’ Bill” further considered in committee.

Dr. Greenwood proposed, and Dr. Monro seconded—That the following clause be substituted in the place of clauses 1, 2, and 3, expunged:—

Be it enacted by his Excellency the Lieutenant-Governor of New Munster, by and with the advice and consent of the Legislative Council thereof, as follows:—“That every person who is a Doctor or Bachelor of Medicine of some University, or a Physician or Surgeon, licensed or admitted as such by some College of Physicians or Surgeons in Great Britain or Ireland, or a Member of the Company of Apothecaries of London or Dublin, or who is, or has been a Medical officer duly appointed and confirmed of her Majesty’s sea or land service, shall be deemed a legally qualified Medical Practitioner, and that every such person upon submitting his degree, diploma, certificate, or other proof of such qualification for the examination of the Resident Magistrate in his district, shall be entitled to receive a certificate to that effect, and to have a notification of the same inserted in the *Government Gazette* upon payment of the sum of five shillings to the Colonial Treasurer on behalf of her Majesty for the public use of the Province of New Munster, and that such notification in the *Government Gazette* be received and taken in all cases as sufficient evidence that the person therein de-

scribed, is a legally qualified Medical Practitioner.”

Question put and agreed to.

Upon clause 4 being read, Mr. Hickson moved that instead of “ten miles” be substituted “three miles,” and instead of “one shilling,” be substituted “two shillings and sixpence per mile.”

Also, in the place of the words “receiving a salary from the Government,” be substituted “holding the situation of Colonial Surgeon,”

Amendments proposed, agreed to.

On the motion of Dr. Greenwood, the words “unless such previous examination shall appear to the Court to have been essential to further the ends of justice,” be inserted after the words “as the case may be.”

Question put and agreed to.

On the motion of the Colonial Secretary clause 5 was expunged, and the following clause substituted:—

Be it enacted, That this Ordinance shall come into operation from and after the day of the passing of the same.

Title and preamble considered and amended.

Further consideration of the Bill in committee adjourned.

The Colonial Treasurer moved, seconded by Dr. Greenwood, the first reading of “Appropriation Bill.”

Bill read a first time accordingly.

The Colonial Treasurer gave notice that, on Tuesday next, he should move the second reading of this Bill.

Dr. Monro moved—

That a copy of the Instructions of the Lords of the Treasury, according to which the Civil List is appropriated, be laid on the table.

His Excellency the Lieutenant Governor, in reply, stated that there were no other Instructions than those contained in the charter, a copy of which His Excellency laid on the table.

On the motion of the Hon. the Colonial Treasurer, the Council adjourned at a quarter to five o’clock, p.m., until Monday next, the 14th day of May, at two o’clock, p.m.

Council Chamber,

May 11, 1849.

HENRY SHAFTO HARRISON,  
Clerk of Council.

Colonial Secretary’s Office,  
Wellington, 5th May, 1849.

**HIS EXCELLENCY THE LIEUTENANT-GOVERNOR** has been pleased to appoint

**WILLIAM OLDFIELD CAUTLEY, Esquire,** to be a Member of the Legislative Council of the Province of New Munster.

By His Excellency’s Command,

ALFRED DOMETT,  
Colonial Secretary.

ABSTRACT of all CASES disposed of at the RESIDENT MAGISTRATE'S COURT at Wellington, for the Quarter ending 31st March, 1849; distinguishing CRIMINAL and CIVIL CASES, and shewing in each the Numbers respectively of those in which the parties were Natives and Europeans, or Natives only, or Europeans only.

HIS EXCELLENCY THE LIEUTENANT-GOVERNOR has been pleased to direct the publication of the following Return for general information.

Colonial Secretary's Office,  
Wellington, 10th May, 1849.  
By his Excellency's Command,  
ALFRED DOMETT,  
Colonial Secretary.

| DESCRIPTION OF CASES.                               | CRIMINAL CASES.                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      | Total Cases for each offence. | Gross Total of Criminal and Civil Cases. |                       |            |   |    |   |    |    |    |
|---|-----------------------------------|----------------------|------------|--------|--------------|-------------------------------------|-----------------------|------------|--------|---|---------------------------------------|--------------|----------------------|---|--------------------------|--------------|----------------------|-------------------------------|--|-----------------------|------------|---|----|---|----|----|----|
|   | Between Maories and Europeans.    |                      |            |        |              |                                     |                       |            |        |   | In which Maories only were concerned. |              |                      | In which Europeans only were concerned. |                          |              |                      |                               |  |                       |            |   |    |   |    |    |    |
|   | In which Maories were Defendants. |                      |            |        |              | In which Europeans were Defendants. |                       |            |        |   | Total between Maories and Europeans.  | Convictions. | Committed for Trial. | Dismissed.                              | Total between Europeans. | Convictions. | Committed for Trial. |                               |  | Settled out of Court. | Dismissed. |   |    |   |    |    |    |
|   | Convictions.                      | Committed for Trial. | Dismissed. | Total. | Convictions. | Committed for Trial.                | Settled out of Court. | Dismissed. | Total. |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    |   |    |    |    |
| Assault.....  |                                   |                      |            |        | 1            |                                     |                       |            | 1      | 1 |                                       |              |                      |   |                          |              |                      |                               |  |                       | 19         | 1 | 7  | 1 | 28 | 29 | 97 |
| Breach of the Peace.....                            |                                   |                      |            |        |              |                                     |                       |            | 1      | 1 |                                       |              |                      |   |                          |              |                      |                               |  |                       | 1          |   |    |   | 1  | 1  |    |
| Cattle Trespass.....                                |                                   |                      |            |        | 1            |                                     |                       |            | 1      | 1 |                                       |              |                      |   |                          |              |                      |                               |  |                       | 1          |   |    |   | 1  | 2  |    |
| Customs Ordinance, Breach of.....                   |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    | 1 | 1  | 1  |    |
| Destitute Relief Ordinance.....                     |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   | 2  |   | 2  | 2  |    |
| Drunkenness.....                                    |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       | 19         |   |    |   | 19 | 19 |    |
| Felony.....   |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            | 1 |    |   | 1  | 1  |    |
| Fencing Ordinance.....                              |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   | 1  |   | 1  | 1  |    |
| Forcible Entry and Detainer.....                    |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   | 1  |   | 1  | 1  |    |
| Furious Riding in the Public Streets.....           |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            | 1 |    | 1 | 2  | 2  |    |
| Hired Servants Act.....                             |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    |   | 1  | 1  |    |
| Larceny.....  |                                   |                      |            | 1      |              |                                     |                       |            |        | 1 |                                       |              |                      |   |                          |              |                      |                               |  |                       | 3          |   |    | 2 | 5  | 6  |    |
| Licensing Ordinance, Breach of.....                 |                                   |                      |            | 1      |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    | 1 | 1  | 1  |    |
| Malicious Injuries to Property.....                 |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       | 2          |   | 2  |   | 4  | 4  |    |
| Merchant Seaman's Act.....                          |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       | 5          |   | 11 |   | 16 | 16 |    |
| Murder.....   | 1                                 |                      |            | 1      |              |                                     |                       |            |        | 1 |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    |   | 1  | 1  |    |
| Nuisance.....                                       |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            | 4 |    | 1 | 5  | 5  |    |
| Obstructing Officer in his Duty, (or Assault on) .. |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    | 1 | 1  | 1  |    |
| Pound Breach.....                                   |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    |   | 1  | 1  |    |
| Rape.....   |                                   |                      |            |        |              |                                     | 1                     | 1          | 1      | 1 |                                       |              |                      |   |                          |              |                      |                               |  |                       |            |   |    |   | 1  | 1  |    |
| Vagrancy.....                                       |                                   |                      |            |        |              |                                     |                       |            |        |   |                                       |              |                      |   |                          |              |                      |                               |  |                       | 1          |   |    |   | 1  | 1  |    |
|   | 1                                 |                      | 1          | 2      | 2            |                                     |                       | 3          | 5      |   |                                       |              |                      |   |                          |              |                      |                               |  |                       | 52         | 7 | 24 | 9 | 92 | 97 |    |

  

| DESCRIPTION OF CASES. | CIVIL CASES.                        |                        |                       |        |                  |                                       |                        |                       |        |                  |  |                          |                        |   |        |                  |                    | Total number of Cases disposed of..... |   |    |   |    |          |    |     |
|-----------------------|-------------------------------------|------------------------|-----------------------|--------|------------------|---------------------------------------|------------------------|-----------------------|--------|------------------|--|--------------------------|------------------------|---|--------|------------------|--------------------|--|---|----|---|----|----------|----|-----|
|                       | Between Maories and Europeans.      |                        |                       |        |                  |                                       |                        |                       |        |                  | In which Maories only were concerned.      |                          |                        | In which Europeans only were concerned. |        |                  |                    |  |   |    |   |    |          |    |     |
|                       | In which Maories were Complainants. |                        |                       |        |                  | In which Europeans were Complainants. |                        |                       |        |                  | Total Cases between Maories and Europeans. | Verdict for Complainant. | Verdict for Defendant. | Settled out of Court.                   | Total. | Amount sued for. | Total Civil Cases. |  |   |    |   |    |          |    |     |
|                       | Verdict for Complainant.            | Verdict for Defendant. | Settled out of Court. | Total. | Amount sued for. | Verdict for Complainant.              | Verdict for Defendant. | Settled out of Court. | Total. | Amount sued for. |  |                          |                        |   |        |                  |                    |  |   |    |   |    |          |    |     |
|                       |                                     |                        | 2                     | 2      | £0:11:6          |                                       |                        |                       |        |                  |  |                          |                        |   |        |                  |                    | 36                                     | 2 | 25 | 1 | 64 | £475:5:1 | 66 | 163 |
|                       |                                     |                        |                       |        |                  |                                       |                        |                       |        |                  |  |                          |                        |   |        |                  |                    | Total amounts sued for...£475:16:7     |   |    |   |    |          |    |     |