



# NEW ZEALAND GOVERNMENT GAZETTE.

(PROVINCE OF NEW MUNSTER.)

Published by Authority.

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By His Excellency's Command,

ALFRED DOMETT, *Colonial Secretary.*

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VOL. IV.]

WELLINGTON, MONDAY, JULY 21, 1851.

[No. 18.]

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JOURNAL OF PROCEEDINGS  
IN THE  
LEGISLATIVE COUNCIL  
OF THE ISLANDS OF NEW ZEALAND.

WELLINGTON, TUESDAY, JULY 1, 1851.

Present—

His Excellency SIR GEORGE GREY, K.C.B.,  
Governor-in-Chief.

His Excellency EDWARD JOHN EYRE, Lieut.  
tenant-Governor of New Munster, and the  
Members as on Friday last.

The Council met pursuant to adjournment.

The Rev. the Colonial Chaplain read  
prayers.

The minutes of the last meeting read and  
confirmed.

On the motion of Captain Smith, Council  
in committee on Land Claimants Bill.

Captain Smith moved that the 4th clause  
be read.

The Colonial Secretary of New Munster  
moved, as an amendment—

That a select committee be appointed to take  
into consideration the introduction of the scheme  
of the issue of land scrip into the New Zealand

Company's Land Claimants Bill and the se-  
veral amendments proposed in the said Bill.

That the said committee be empowered to  
receive evidence, and to report on the Bill and  
the several matters alluded to, for the informa-  
tion of this Council.

Debate ensued, when Captain Smith with-  
drew his motion, and the amendment  
adopted.

The following members appointed to form  
such sub-committee :—

His Excellency the Lieut.-Governor,  
Hon. The Colonial Secretary of New Mun-  
ster,

„ Col. M'Cleverty,  
„ The Colonial Treasurer,  
„ Capt. Smith,  
„ G. Cutfield,  
„ Dillon Bell,  
„ C. A. Dillon,  
„ W. Hickson,  
„ W. O. Cautley.

On the motion of the Colonial Secretary  
of New Munster, seconded by Mr. Cautley,  
Council in committee on Pasturage Rules  
and Regulations.

The Colonial Secretary of New Munster  
brought forward the motion standing in his  
name, which, after some discussion, was  
conditionally adopted.

Mr. Cautley, in pursuance of his notice, moved—

That this Council do prepare an address to the Crown on the subject of rendering any further lands liable to the rules for the sale and letting of lands of the Canterbury Association.

Debate ensued, when Mr. Cautley withdrew his motion and further discussion postponed until to-morrow.

Mr. Cautley gave notice that, on the Bill for regulating the disposal of the waste lands of the Crown being brought before the Council, he should move the introduction of the following clause:—

That it shall be lawful for the Governor of the Province, with the consent of the Executive Council thereof, from time to time to proclaim Hundreds of such runs as may be under lease from the Crown, or of any part thereof, whenever the amount of population in any settled districts adjoining such runs, and the actual occupation of such districts shall render it desirable to do so.

Provided always that one year's notice shall be given of any intention to proclaim such run, or any part thereof, more than one-fifth.

Provided always, that in case any such Hundred shall be so proclaimed by the Governor of the Province as aforesaid, and it shall appear to the Governor-in-Chief undesirable that the run so proclaimed as a Hundred, or any part thereof, should become a Hundred, it then shall be lawful for the Governor-in-Chief to revoke such Proclamation, and the same shall thenceforth cease and determine as completely as if the same had never been made, and the said run or portion thereof shall then revert to the original lessee.

Mr. Dillon Bell gave notice that on Friday next he should move the second reading of Building Societies Bill.

The Colonial Treasurer gave notice that to-morrow he should move Council in committee on Marriage Amendment Bill.

Mr. Dillon gave notice that to-morrow he should move for return in detail of the compensation granted by the late New Zealand Company to its purchasers.

His Excellency then adjourned the Council at twenty minutes to five o'clock, p. m., to Wednesday, the 2nd day of July, at two o'clock.

### WEDNESDAY, JULY 2.

Present—

His Excellency the Governor-in-Chief,  
His Excellency the Lieutenant Governor,  
and the Members as on yesterday.

The Council met pursuant to adjournment  
The Rev. the Colonial Chaplain read prayers.

The minutes of last meeting read and confirmed.

Mr. Hickson presented a memorial from certain "holders of spirits under bond, praying that the proposed increase on the

duty should be imposed on all spirits imported from and after the date of the commencement of the Customs Ordinance now before the Council, but that all spirits *now in bond* should be allowed to pass at a duty of five shillings per gallon for a period of one month from the commencement of the Ordinance in question."

Memorial received and read.

Mr. Hickson moved the order of the day for further consideration in committee of Customs Bill, when the duty on the item Oatmeal was repealed, the 4th clause amended and further consideration of the schedule to this Bill postponed until to-morrow.

On the motion of Mr. Hickson, Council resumed.

The Colonial Treasurer moved the order of the day for further consideration in committee of Marriage Amendment Bill.

Clauses 1, 2, 3 reconsidered and agreed to, when Council resumed.

The report brought up and adopted.

On the motion of the Attorney General of New Munster, seconded by Mr. Cutfield, Interpretation Ordinance read a third time and passed.

On the motion of the Attorney General of New Zealand it was agreed that the standing rules, relative to the reading of a Bill, be for this occasion suspended, in order to move the third reading of Municipal Election Ordinance.

The Attorney General of New Zealand moved, seconded by the Attorney General of New Munster, that the Municipal Elective Franchise Ordinance be read a third time, and that it do pass.

Motion adopted and Ordinance read a third time and passed.

Mr. Cautley, agreeably to his notice, moved, seconded by Mr. Hickson, that a committee be appointed to address the Queen on the subject of a proposed extension of the Canterbury block.

The Colonial Secretary of New Munster moved, seconded by the Colonial Treasurer:

That an Address be presented to Her Majesty praying that in order to enable the settlers of New Zealand to engage with security and confidence in the various pursuits connected with the occupation of land, Her Majesty will, in accordance with the course so beneficially followed by the Crown on a former occasion in sanctioning the enactment by Parliament of the Australian Waste Lands Act, be graciously pleased to direct the adoption of some one simple and uniform system for the disposal, in the first instance, of Waste Lands by the Crown, whether to individuals or to Associations formed for the purpose of founding settlements on peculiar systems with diverse modes of disposing subsequently of such lands, and to cause such uniform system to be rigidly adhered to for the future."

Motion adopted and the Colonial Secretary of New Munster requested to prepare the address in question.

Mr. Dillon moved for—

A return in detail of the compensation granted by the late New Zealand Company to its purchasers, distinguishing the modes in which such compensation has been given, and whether by land scrip or otherwise; the total amount given by Absentees and Residents respectively; and the name of each purchaser, with the amount originally paid by him to the Company; the amount of compensation granted to him, and the total number of acres included in his original purchase and compensation together.

His Excellency then adjourned the Council at four o'clock, p.m., to Thursday, July the 3rd, at two o'clock.

#### THURSDAY, JULY 3.

##### Present—

His Excellency the Governor-in-Chief,  
His Excellency the Lieutenant-Governor  
and the Members as on yesterday, also the  
Collector of Customs.

The Council met pursuant to adjournment  
The Rev. the Colonial Chaplain read  
prayers.

The minutes of the last meeting read and  
confirmed.

Mr. Cautley resumed the discussion on  
the subject of an address to the Crown respec-  
tively the extension of the Canterbury  
block, and moved the adoption by Council  
of the following resolution.—

That this Council having reason to believe  
that it is the intention of the Canterbury Asso-  
ciation to endeavour to obtain an extension of the  
limits of their present territory, a committee be  
appointed to report whether, looking to the prin-  
ciples on which the Association has been founded,  
and the position of the land adjoining to their  
present territory, such extension would tend to  
promote the interests of the whole colony, in  
order that if they be of a different opinion, an  
address to the Crown should be prepared by  
them to that effect and should be submitted for  
the consideration of the Council on a future oc-  
casion, and that the committee do consist of:—

The Hon. the Colonial Secretary of New Mun-  
ster,  
„ The Commissioner for Nelson,  
„ W. Hickson and  
„ W. O. Cautley.

Motion adopted.

Mr. Hickson moved the order of the day  
for further consideration in committee on  
Customs Bill, and moved as an amendment  
that the repeal of the duty on flour be per-  
manent.

Debate ensued.

On a division, amendment carried, being—

Ayes,

His Excellency the Lieut.-Governor,  
Hon. Col. M'Cleverty,

Hon. Colonial Treasurer,  
„ Collector of Customs,  
„ Capt. Smith,  
„ W. Hickson.

Noes,

Hon. The Colonial Secretary of New Mun-  
ster,  
„ The Attorney General of New Zealand  
„ C. A. Dillon,  
„ G. Cutfield,  
„ W. O. Cautley.

Mr. Carkeek moved the repeal of duty on  
items under the head Corn.

Upon a division amendment negated,  
being—

Ayes,

Hon. The Colonial Secretary of New Mun-  
ster,  
„ Collector of Customs,  
„ Dillon Bell,  
„ C. A. Dillon.

Noes.

His Excellency the Lieutenant Governor,  
Hon. Col. M'Cleverty.  
„ The Colonial Secretary of New Zea-  
land,  
„ The Attorney General of New Zealand  
„ The Colonial Treasurer,  
„ W. Hickson,  
„ W. O. Cautley,  
„ Capt. Smith  
„ G. Cutfield,

Mr. Dillon Bell moved, as an amendment,  
that an additional increase of one shilling  
per gallon be placed on the item spirits.

On a division amendment negated, being

Ayes,

Hon. the Colonial Treasurer,  
„ The Collector of Customs,  
„ Dillon Bell,  
„ W. O. Cautley.

Noes,

His Excellency the Lieutenant-Governor,  
Hon. Col. M'Cleverty.  
„ Colonial Secretary of New Zealand,  
„ Colonial Secretary of New Munster,  
„ The Attorney General of New Zea-  
land,  
„ Capt. Smith  
„ G. Cutfield  
„ C. A. Dillon,  
„ W. Hickson.

On the motion of Mr. Hickson, Council  
resumed.

The report being brought up not adopted.  
Mr. Carkeek moved, seconded by the At-  
torney General of New Zealand, that the  
Bill be recommitted.

Debate ensued.

Council divided, being—

Ayes.

Hon. Col. M'Cleverty,  
 „ The Colonial Secretary of New Munster,  
 „ The Attorney General of New Zealand  
 „ The Attorney General of New Munster,  
 „ The Colonial Treasurer,  
 „ The Collector of Customs,  
 „ Captain Smith,  
 „ G. Cutfield,  
 „ Dillon Bell,  
 „ W. O. Cautley.

Noes.

His Excellency the Lieutenant-Governor,  
 Hon. the Colonial Secretary of New Zealand,  
 „ C. A. Dillon,  
 „ W. Hickson.

Motion accordingly carried, and Bill recommitted.

Mr. Bell moved, seconded by Mr. Carkeek, that the Bill come into operation the day next following the passing thereof, and that the 4th clause be altered to that effect.

Debate ensued.

Committee divided, being—

Ayes.

Hon. Col. M'Cleverty,  
 „ The Colonial Secretary of New Munster,  
 „ The Attorney General of New Zealand,  
 „ The Attorney General of New Munster,  
 „ The Colonial Treasurer,  
 „ The Collector of Customs,  
 „ Captain Smith,  
 „ G. Cutfield,  
 „ Dillon Bell,  
 „ W. O. Cautley.

Noes.

His Excellency the Lieutenant Governor,  
 Hon. the Colonial Secretary of New Zealand,  
 „ C. A. Dillon,  
 „ W. Hickson.

Motion carried accordingly.

Council resumed.

Report brought up and adopted.

Mr. Carkeek moved that the standing rules relative to the reading of a bill be for this occasion suspended, in order to move the third reading of Customs Ordinance.

Debate ensued.

Council divided, being—

Ayes,

Hon. Colonel M'Cleverty,

Hon. The Colonial Secretary of New Munster,  
 „ The Attorney General of New Zealand,  
 „ The Attorney General of New Munster,  
 „ The Colonial Treasurer,  
 „ The Collector of Customs,  
 „ Captain Smith,  
 „ G. Cutfield,  
 „ Dillon Bell,  
 „ W. O. Cautley.

Noes,

His Excellency the Lieutenant Governor,  
 Hon. the Colonial Secretary of New Zealand,  
 „ C. A. Dillon,  
 „ W. Hickson.

Motion carried accordingly.

On the motion of Mr. Carkeek, seconded by Mr. Bell, Customs Ordinance read a third time and passed.

Mr. Bell gave notice that on Tuesday next he should move the second reading of Building Societies Bill.

The Colonial Secretary of New Munster gave notice that at the next meeting of Council he should move further consideration in committee of Naturalization Bill.

The Attorney General of New Zealand gave notice that on consideration of Naturalization Bill he should move the insertion of the following clause :—

*And whereas* there are certain other persons resident at whom it is expedient to relieve from the disabilities to which aliens are by law subject, but whose names and description have not been accurately ascertained. *Be it enacted* that all and singular, the persons who shall be declared to come within the operation of this Ordinance, by any Proclamation to be issued in that behalf by His Excellency the Governor in-Chief, shall be deemed and taken within the Islands of New Zealand to be natural born subjects of her Majesty, as fully to all intents and purposes as if their names had respectively been inserted in the schedule hereunto annexed.

The Attorney General of New Zealand gave notice that on Tuesday next he should move the third reading of Provincial Councils Ordinance.

Mr. Dillon gave notice that at the next meeting of Council he should move for the following returns :—

A return of the amount realized by the sale of Crown lands in the Province of New Munster since the resumption of those lands by the Crown.

Also, for a map of so much of the Middle Island as will shew the relative positions of the settlements of Otago, Canterbury, Nelson and the districts between each of those settlements.

His Excellency then adjourned the Council at twenty minutes to five o'clock, p.m., to Tuesday next the 8th day of July, at two o'clock.

TUESDAY, JULY 8.

Present—

His Excellency the Governor-in-Chief and eleven members.

Absent—

His Excellency the Lieutenant Governor, Mr. Cautley, Mr. Cutfield, Mr. Hickson.

The Council met pursuant to adjournment. The Rev. the Colonial Chaplain read prayers.

The minutes of the last meeting read and confirmed.

Mr. Dillon Bell moved the order of the day for the second reading of Building Societies Bill.

Motion seconded by the Attorney General of New Zealand and adopted.

Bill read a second time accordingly.

On the motion of Mr. Bell, Council in committee on this Bill.

Clauses 1 to 11 inclusive read, amended, and agreed to, when Council resumed.

On the motion of the Colonial Secretary of New Munster, Naturalization Bill further considered in committee.

The Attorney General of New Zealand moved the insertion of an additional clause.

Motion seconded by the Attorney General of New Munster and adopted.

Schedule amended, when Council resumed. Report brought up and adopted.

The Attorney General of New Zealand having postponed the motion standing in his name, and Mr. Dillon having withdrawn the motion for a return and map,

The Colonial Secretary of New Munster moved Council in committee on Census Bill.

Motion adopted and Bill committed.

Schedule amended and agreed to, when Council resumed and report being brought up, adopted.

The Attorney General of New Zealand gave notice that to-morrow he should move

That the standing rules relative to the printing of a Bill in duplicate on parchment, previously to the motion for its third reading be for this occasion suspended, in order to move the third reading of Provincial Councils Ordinance, which it had been found expedient to have engrossed.

Also, that he should move for—

Copies of any correspondence between Her Majesty's Government and the Canterbury Association, on the subject of the appointment of Justices of the Peace, and other officers for the settlement of Canterbury.

Mr. Dillon Bell gave notice that to-morrow he should move Council in committee on Building Societies Bill.

His Excellency then adjourned the Council at four o'clock, p.m., to Wednesday, the 9th day of July, at two o'clock.

WEDNESDAY, JULY 9.

Present—

His Excellency the Governor-in-Chief, His Excellency the Lieutenant Governor and eleven members.

Absent—

Mr. Cautley and Mr. Hickson.

The Council met pursuant to adjournment.

The Rev. the Colonial Chaplain read prayers.

The minutes of last meeting read and confirmed.

On the motion of the Attorney General of New Zealand it was resolved—

That the clause of the standing rules which directs a Bill to be printed in duplicate on parchment previously to the motion for its third reading, be suspended for this occasion, in order to move the third reading of Provincial Councils Ordinance, which had been engrossed on parchment instead of having been printed thereon.

The Attorney General of New Zealand then moved, seconded by the Attorney General of New Munster, that the Provincial Councils Ordinance be read a third time, and that it do pass.

Motion adopted and Ordinance read a third time and passed.

The Attorney General of New Zealand moved for—

A copy of any correspondence between Her Majesty's Government and the Canterbury Association on the subject of the appointment of Justices of the Peace and other officers for the settlement of Canterbury.

His Excellency, in reply, laid on the table a despatch on the subject.

On the motion of Mr. Bell, Council in Committee on Building Societies Bill.

Clauses 12, 13, 14, 16 and 17 read, amended, and agreed to, when Council resumed.

On the motion of the Attorney General of New Zealand, seconded by the Attorney General of New Munster, Crown Lands Amendment Bill read a first time.

The Attorney General of New Zealand gave notice that on Friday next he should move the second reading of this Bill.

Mr. Bell gave notice that on Friday next he should move Council in committee on Building Societies Bill.

The Colonial Treasurer gave notice that on Friday he should move the third reading of Marriage Amendment Ordinance.

His Excellency then adjourned the Council at half-past three o'clock to Friday, the 11th day of July, at two o'clock.

FRIDAY, JULY 11.

Present—

His Excellency the Governor-in-Chief.

His Excellency the Lieutenant Governor and the members as on Wednesday. Also Mr. Cautley.

The Council met pursuant to adjournment. The Rev. the Colonial Chaplain read prayers.

The minutes of last meeting read and confirmed.

The Attorney General of New Zealand moved the order of the day for the second reading of Crown Lands Amendment Bill.

Motion seconded by the Attorney General of New Munster and adopted.

Bill read a second time accordingly.

On the motion of the Attorney General of New Zealand Council in committee on this Bill.

Title, preamble and clauses 1, 2, 3, 4, 5, 6 and 8 read, amended, and agreed to, when, on the motion of Mr. Cautley, Council resumed.

On the motion of Mr. Bell, Council in committee on Building Societies Bill, when remaining clauses with schedules read, amended, and agreed to.

On the motion of Mr. Bell Council resumed.

Mr. Bell gave notice that on Tuesday next he should ask—

Whether the Land Fund Appropriation Ordinance be not repugnant to the Act 10 and 11 Vic. c. CXII, intituled an Act to promote colonization to New Zealand and to authorize a loan to the New Zealand Company.

The Colonial Treasurer gave notice that on Tuesday next he should move the third reading of the Marriage Amendment Ordinance.

The Colonial Secretary of New Munster gave notice that on Tuesday next he should

move the third reading of Census Ordinance, also the third reading of Naturalization Ordinance.

The Colonial Secretary of New Zealand gave notice that on Tuesday next he should move for certain returns, as follows :—

Comparative statement of the European population of the principal districts of New Zealand, according to returns drawn up at the end of each of the years 1848, 1849, and 1850.

Comparative statement of the estimated value of the Exports and Imports of New Zealand during the years 1848, 1849 and 1850.

The Attorney General of New Zealand gave notice that on Tuesday next he should move further consideration, in committee, of Crown Lands Amendment Bill.

His Excellency then adjourned the Council at twenty minutes past four o'clock, to Tuesday next, the 15th day of July, at two o'clock.

H. S. HARRISON,  
Clerk of Council.

Legislative Council Chamber,  
July 11, 1851.

Colonial Secretary's Office,  
Wellington, 17th July, 1851.

**HIS EXCELLENCY THE GOVERNOR-IN-CHIEF** has been pleased to appoint

**THOMAS S. RALPH, Esquire,**

to be Draughtsman in the Survey Department of the Province of New Munster. The appointment to bear date the 18th June last.

By His Excellency's command,

**ALFRED DOMETT,**  
Colonial Secretary.