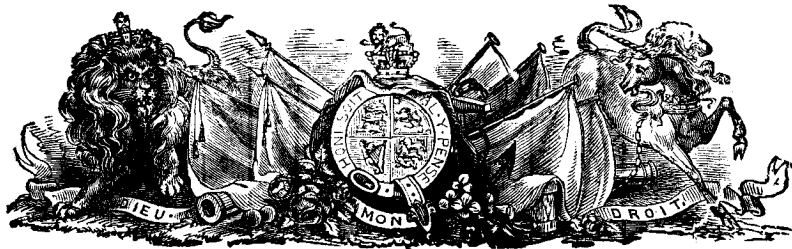


ORDINANCES  
OF THE  
PROVINCE OF CANTERBURY,  
NEW ZEALAND,  
PASSED IN THE THIRTY-SECOND YEAR OF THE REIGN  
OF  
HER MAJESTY QUEEN VICTORIA,  
AND THE  
THIRTY-FIRST SESSION  
OF THE  
PROVINCIAL COUNCIL,  
1869.

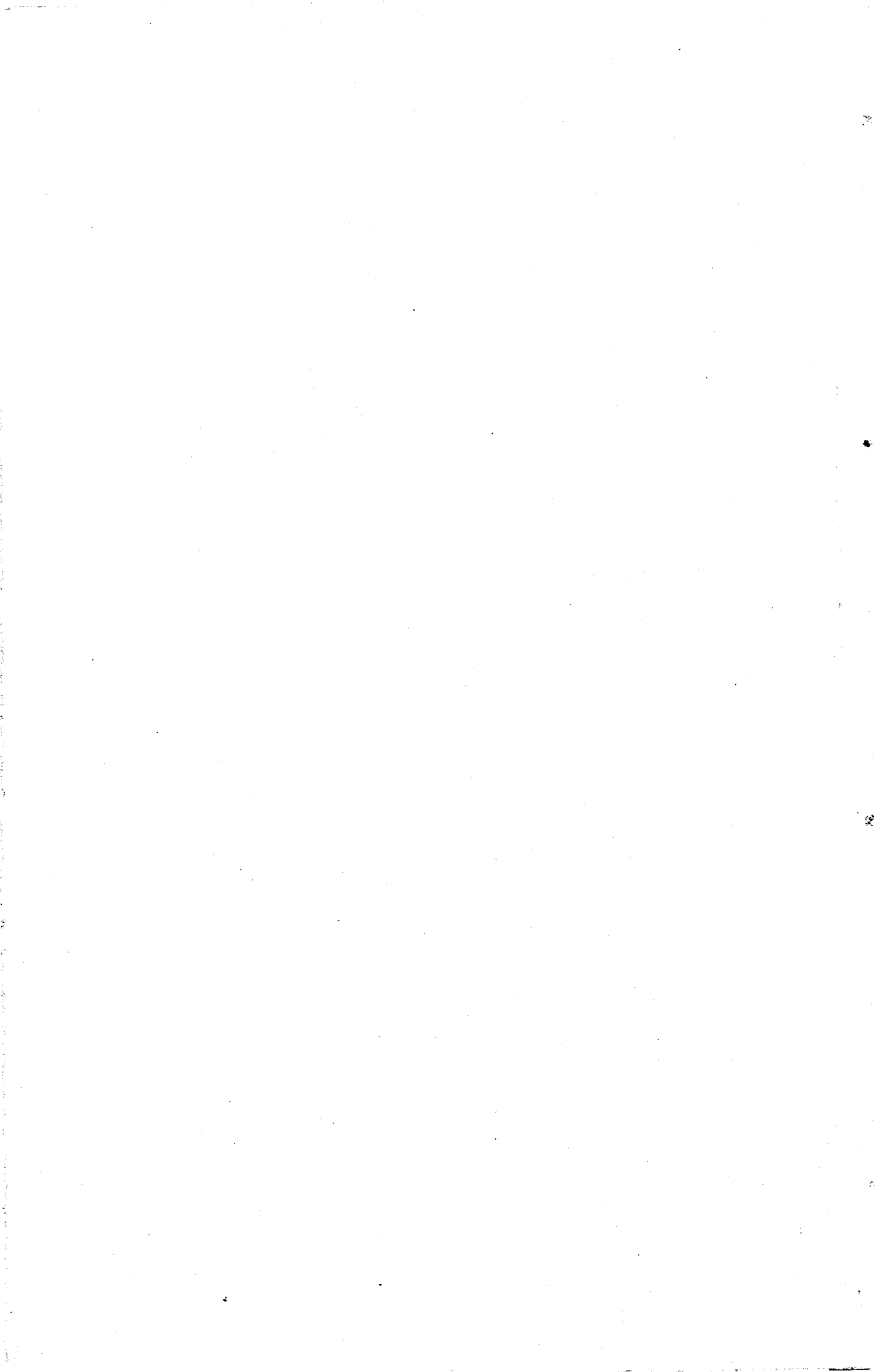


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CHRISTCHURCH:

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THE TIME BEING TO THE SAID GOVERNMENT.

MDCCLXIX.



**INDEX**  
TO  
**THE ORDINANCES**  
OF THE  
**PROVINCE OF CANTERBURY, NEW ZEALAND.**

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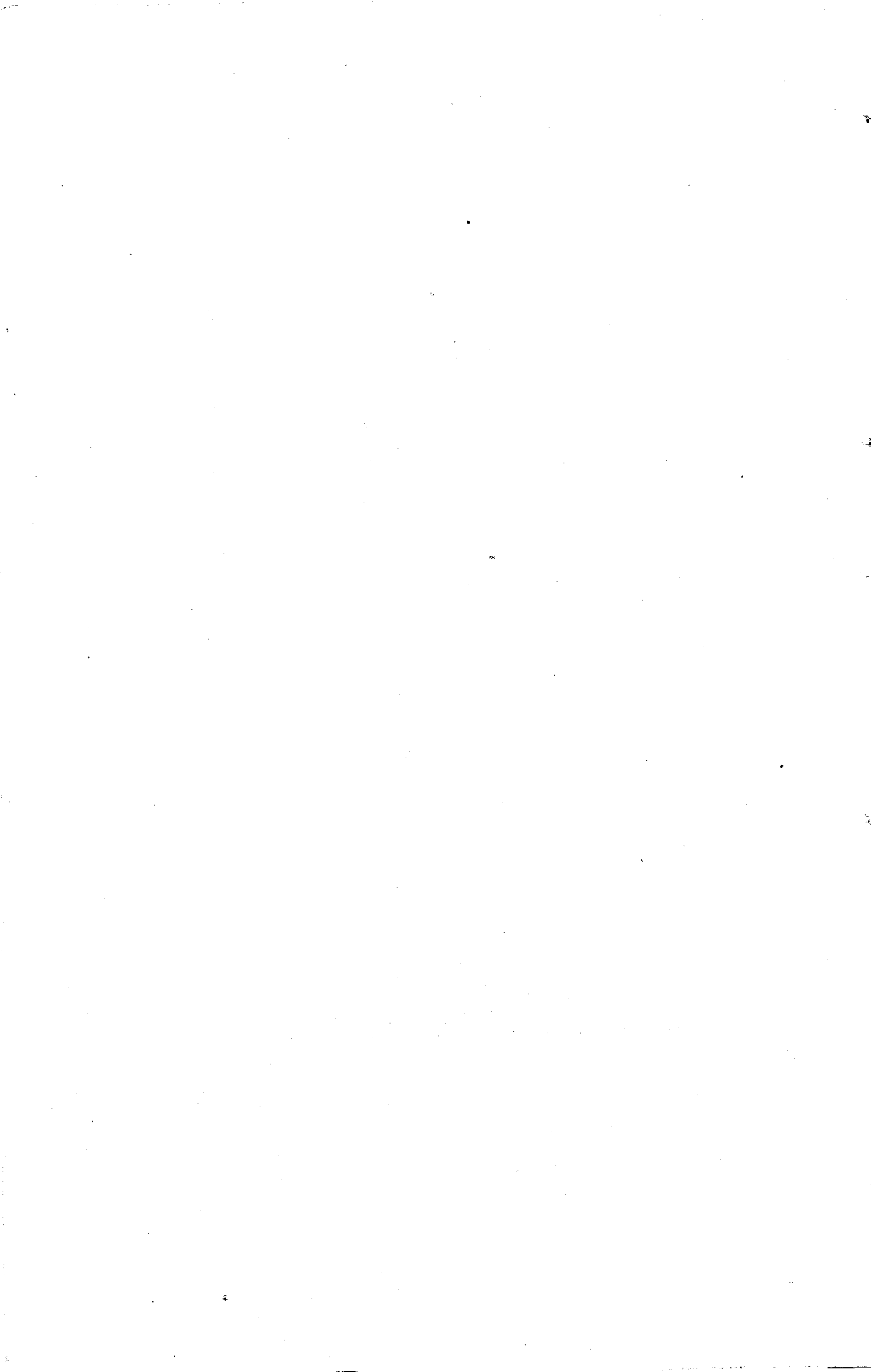
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**SESSION XXXI.—1869.**

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PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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SESSION XXXI.—No. 1.

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“The Little River Reserves Sales Ordinance 1869.”  
[31st May, 1869.]

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Published by Authority.

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**W**HEREAS by grant from the Crown bearing date the third Preamble.  
day of May One thousand eight hundred and sixty-nine all that  
piece or parcel of land in the Province of Canterbury in the  
Colony of New Zealand containing by admeasurement five hundred  
acres more or less and being Reserves Nos. 220 and 221 (in red) on the  
map of the Chief Surveyor of the said Province and more particularly  
described in the plan on the said Crown Grant was granted unto the  
Superintendent of the Province of Canterbury and his successors in  
trust for a Reserve for Timber for Railway and other purposes of the  
Provincial Government :

And whereas by grant from the Crown bearing date the third  
day of May One thousand eight hundred and sixty-nine all that  
piece or parcel of land in the Province of Canterbury in the Colony of  
New Zealand containing by admeasurement two hundred and fifty acres  
more or less and being Reserve No. 222 (in red) on the map of the Chief  
Surveyor of the said Province and more particularly described in the plan  
on the said Crown Grant was granted unto the Superintendent and his  
successors in trust for a Reserve for Timber for Railway and other  
purposes of the Provincial Government :

And whereas it is expedient that the above-named Reserves should be sold and that the proceeds thereof should be devoted to the construction of a road known as the Little River Road passing through the said Reserves :

Be it therefore enacted by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows :—

Superintendent may sell land.

1. It shall be lawful for the Superintendent with the advice and consent of the Executive Council to alienate by way of sale by Public Auction the whole or any part of such land in one or more parcels Provided that no part of such land shall be sold for a less sum than at the rate of Two Pounds per acre.

Sales to be made on such terms and conditions as Superintendent may direct.

2. All sales hereby authorised to be made shall be made upon such terms and conditions as the Superintendent may with the advice and consent of the Executive Council direct.

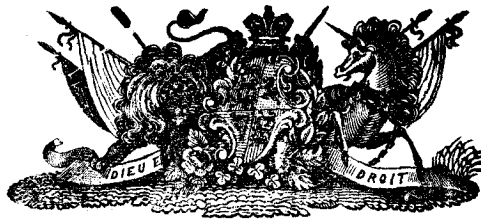
Proceeds, how to be appropriated.

3. The proceeds of all such sales as aforesaid shall be paid to the Provincial Treasurer and by him to the public account of the Province and shall be appropriated to the purpose of the construction of the road leading from Little River to the Head of the Bay Akaroa commencing at Section 4113 and ending at the south-western corner of Section 335 at Barry's Bay.

Title.

4. This Ordinance shall be intituled and may be cited as "The Little River Reserves Sales Ordinance 1869."

CHRISTCHURCH:



PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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SESSION XXXI.—No. 2.

---

“The Education Ordinance 1864 Amendment  
Ordinance 1869.”

[31st May, 1869.]

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Published by Authority.

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**W**HEREAS an Ordinance intituled “The Education Ordinance 1864” was passed in the twenty-second Session of the Provincial Council by the Superintendent and Provincial Council for the establishment and maintenance of Schools within the Province : Preamble.

And whereas it is expedient to amend the aforesaid Ordinance:

BE IT THEREFORE ENACTED by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows :—

1. Notwithstanding anything in the aforesaid Ordinance contained it shall be lawful for the Chairman of the Board of Education on a requisition from any considerable portion of the inhabitants of any Chairman of Board of Education may convene meeting of owners and occupiers of land and householders to determine whether Schools in

District shall be brought under control of local Committee.

Educational District to convene a meeting of the owners and occupiers of land and householders within such District for the purpose of determining whether they are willing that the School or Schools in the District shall be brought under the control and management of a Local Committee elected as provided in "The Education Ordinance 1864" and if the meeting shall determine in the affirmative such meeting may thereupon proceed to elect such Local Committee Provided always that nothing in this Ordinance shall be construed to apply to any School established in connection with any particular religious denomination.

Ordinance to be part of "Education Ordinance, 1864."

2. This Ordinance shall be interpreted as and be considered a part of "The Education Ordinance 1864."

Title.

3. This Ordinance shall be intituled and may be cited as "The Education Ordinance 1864 Amendment Ordinance 1869."

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PROVINCE OF CANTERBURY.

ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

SESSION XXXI.—No. 3.

“The Sheep Ordinance 1864 Amendment Ordinance 1869.”

[September 4, 1869.]

Published by Authority.

**W**HEREAS an Ordinance was passed by the Superintendent and Preamble. Provincial Council of the Province of Canterbury entitled “The Sheep Ordinance 1864” and whereas it is expedient to amend in certain particulars the said Ordinance :

BE IT THEREFORE ENACTED by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows :

1. Section 16 of “The Sheep Ordinance 1864” hereinafter referred to as the said Ordinance is hereby repealed and the following provision is made in lieu thereof Every owner of sheep shall on or before the first day of April in every year pay to the Provincial Treasurer or to such other person as may be authorised by the Superintendent to receive the same the sum of eighteen shillings sterling for each and every thousand or fractional part of a thousand sheep being more in number than one hundred sheep owned by him on the first day of January preceding and specified in the return furnished by him as provided in section 15 of the said Ordinance All and every such yearly sum or sums of money payable as

Section 16 of “The Sheep Ordinance 1864” repealed and provision made in lieu thereof.

aforsaid shall in case the same be not paid on or before the said first day of April be a debt owing by the owner of such sheep to the Superintendent and may be sued for and recovered by the ordinary course of law.

Section 20 of "The Sheep Ordinance 1864" repealed and provision substituted in lieu thereof.

2. Section 20 of the said Ordinance is hereby repealed and the following provision is substituted in lieu thereof Every owner of any sheep infected with scab shall be liable to a fine of not less than One Shilling nor more than Five Shillings for every such infected sheep Provided that it shall be lawful for the Justices before whom any information under this clause shall be heard to suspend the payment of any penalty by the conviction made on such information ordered to be paid for a period of not more than six months from the date of such information and if at any time within such period of suspension such sheep shall appear upon the report of any Inspector of Sheep deposited with the Clerk of the Court in which such conviction shall have been made to be again free from scab or to have been destroyed such penalty shall be altogether remitted but if it shall not so appear then payment of such penalty shall be enforced in the usual way Provided however that if at any time during such period of suspension it shall be proved upon the evidence of an Inspector of Sheep to the satisfaction of any two Justices that the owner of such sheep is not making reasonable exertions to clean the same then such suspension shall by such Justices be declared to be null and void and the payment of the penalty shall forthwith be enforced in the usual way A separate information under this section may be laid in regard to every separate flock in the possession of one owner and if any one such flock shall exceed three thousand sheep in number a separate information may be laid for every additional three thousand sheep or fractional part of such number contained in such flock.

It shall not be lawful for any owner of sheep having one out of several flocks upon the same or adjoining runs infected with scab to remove any of the sheep of any such flocks without certificate from Inspector.

3. When any owner of sheep shall have several flocks of sheep depasturing upon the same or adjoining runs and one of these flocks shall be infected with scab it shall not be lawful for the said owner to remove any of the sheep of any such flocks from off the said run or runs until he shall have obtained from an Inspector of Sheep a certificate that all the flocks in his possession depasturing upon the same or adjoining runs are entirely free from the said disease and no sheep shall be removed from the said run or runs for six months from the date of such certificate unless the several flocks shall have been mustered and found free from disease and the sheep required to be removed shall be dipped under the supervision and to the satisfaction of an Inspector of Sheep and any person offending against the provision of this section shall be liable to a penalty of Fifty Pounds.

Section 29 of "The Sheep Ordinance 1864" repealed and provision substituted in lieu thereof.

4. Section 29 of the said Ordinance is hereby repealed and the following provision is substituted in lieu thereof If any person shall himself or by means of any agent or servant remove or cause to be removed

from any ship boat or other vessel any sheep infected with scab or catarrh or which shall within three months previously have been mixed with any sheep so infected or have undergone any dressing for the cure of the scab or any sheep whatever unless they shall within seven days previous to such removal have been inspected by an Inspector of sheep and unless such person shall have received from such Inspector of Sheep a certificate in the form or to the effect specified in Schedule C to the said Ordinance he shall be liable to a penalty of One Hundred Pounds and for every day during which such sheep so removed in contravention of the provisions of this section shall be driven depastured or suffered to stray within the Province of Canterbury the owner thereof shall be liable to a penalty not exceeding One Hundred Pounds and the before-mentioned certificate shall at any time within six months after the date thereof be produced by the owner of such sheep to any person demanding the same under a penalty of Five Pounds.

5. Section 34 of the said Ordinance is hereby repealed and the following provision is substituted in lieu thereof When any sheep shall have been introduced by sea into the Province of Canterbury it shall not be lawful for such sheep to be driven depastured or suffered to stray to or at a greater distance within the said Province than three miles from that part of the boundary of the Province at which such sheep shall have been introduced until such sheep shall have been effectually dressed at least twice within fourteen days from the date of their being so introduced to the satisfaction of an Inspector of Sheep with some reputed effective scab-destroying preparation and until the owner of such sheep shall have received from such Inspector a certificate to that effect and for the better and more effectual dressing of any sheep so introduced it shall be lawful for such Inspector if he shall think fit to order the same to be shorn previously to such dressing and for every day during which any sheep shall be driven depastured or suffered to stray in contravention of the provisions of this section the owner of such sheep shall be liable to a penalty not exceeding One Hundred Pounds and the before-mentioned certificate shall at any time within six months after the date thereof be produced by the owner of such sheep to any person demanding the same under a penalty of Five Pounds Provided always that it shall be lawful for such Inspector to authorise the omission of the second dressing herein required in any case in which he shall certify in writing that such second dressing is unnecessary Provided also that it shall be lawful for sheep landed at the port of Lyttelton to be driven to a distance not exceeding twenty miles from the said port before being dressed as above provided if they shall be so driven for the purpose of being dressed at some place specially appointed for the purpose by the Superintendent by notice in the *Provincial Government Gazette* and if they shall be so dressed within ten days after being so landed.

Section 34 of "The Sheep Ordinance 1864" repealed and provision substituted in lieu thereof.

Sheep introduced by land not to be driven to greater distance than three miles until dressed to satisfaction of Inspector of Sheep.

6. When any sheep shall have been introduced by land into the Province of Canterbury it shall not be lawful for such sheep to be driven depastured or suffered to stray to or at a greater distance within the said Province than three miles from that part of the boundary of the Province at which such sheep shall have been introduced until such sheep shall have been effectually dressed at least twice within fourteen days from the date of their being so introduced to the satisfaction of an Inspector of Sheep with some reputed effective scab-destroying preparation and until the owner of such sheep shall have received from such Inspector a certificate to that effect and for the better and more effectual dressing of any sheep so introduced it shall be lawful for such Inspector if he shall think fit to order the same to be shorn previously to such dressing and for every day during which any sheep shall be driven depastured or suffered to stray in contravention of the provisions of this section the owner of such sheep shall be liable to a penalty not exceeding One Hundred Pounds and the before-mentioned certificate shall at any time within six months after the date thereof be produced by the owner of such sheep to any person demanding the same under a penalty of Five Pounds Provided always that it shall be lawful for such Inspector to authorise the omission of the second dressing herein required in any case in which he shall certify in writing that such second dressing is unnecessary Provided also that in the case of sheep from the Otago Province and of sheep that have been depasturing in the country south of the River Waiau-ua in the Province of Nelson for a period of not less than twelve months previously it shall be lawful for such Inspector upon the production of a Certificate from some legally appointed Inspector or Inspectors of Sheep in the District or Districts from or through which sheep have been driven to the effect that the said sheep are entirely free from scab and as regards sheep that have been depasturing south of the River Waiau-ua aforesaid that they have been so depasturing for a period of not less than twelve months previously and have not so far as could be ascertained been mixed with infected sheep or travelled through infected country for a period of at least six months if he shall himself be satisfied after careful inspection that the sheep are free from scab to authorise the omission of both the dressings provided for in this section.

Notice as to driving of sheep across runs.

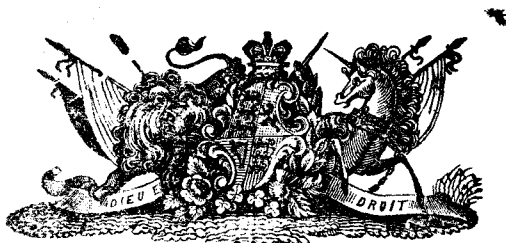
7. Every person giving Notice under the provisions of "The Sheep Ordinance 1864" that he is about to drive sheep across any run shall state in such Notice at what point it is intended that such sheep shall enter upon such run and in what direction it is intended they shall cross such run.

Title.

8. This Ordinance shall be entitled and may be cited as "The Sheep Ordinance 1864 Amendment Ordinance 1869."

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PROVINCE OF CANTERBURY.

ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

SESSION XXXI.—No. 4.

“The Trespass of Cattle Ordinance, 1869.”

[September 4, 1869.]

Published by Authority.

**W**HEREAS an Ordinance was passed by the Superintendent and Preamble.  
Provincial Council of the Province of Canterbury entitled  
“The Trespass of Cattle Ordinance Session XIV. No. 1” And whereas  
another Ordinance was passed by the Superintendent and Provincial  
Council of the Province of Canterbury entitled “The Trespass of  
Cattle Ordinance No. 2 Session XVII. No. 13” And whereas another  
Ordinance was passed by the Superintendent and Provincial Council  
of the Province of Canterbury entitled “The Trespass of Cattle  
Ordinance 1862” And whereas it is expedient to consolidate and  
amend the law relating to the Trespass of Cattle within the Province of  
Canterbury :

BE IT THEREFORE ENACTED by the Superintendent of the Province of  
Canterbury with the advice and consent of the Provincial Council  
thereof as follows :

1. All the above recited Ordinances shall be and the same are Repealing clause.  
hereby repealed within the Province of Canterbury except as to any  
proceedings already commenced or taken or matters done or liabilities  
or penalties incurred under the said Ordinances or any of them.

Interpretation clause.

2. In the interpretation of this Ordinance the word "Cattle" unless otherwise specially defined shall be deemed to include all horned and neat cattle horses mules asses sheep goats and swine of all ages and of either sex and the words "Owner of Cattle" shall be taken to mean the person having the lawful charge control and management of such cattle and the term "Sufficient Fence" shall be taken to mean any fence of the several kinds described in the Schedule A to this Ordinance the smallest part in which shall be of not less dimensions than those set forth in the same Schedule The term "Fenced Land" shall mean land enclosed by a sufficient fence within the meaning of this Ordinance and the term "Ordinary Damages" shall be deemed to be the amount of damages in every case respectively according to the scale set forth in the Schedule B to this Ordinance and the words "Special Damages" shall be deemed to be the amount of actual damage to the occupier which it shall be proved to the satisfaction of the Court has been caused by the trespass of any cattle and the word "Residence" of the Owner of any Cattle shall be taken to mean the nearest known residence or home-stead in use by the owner of such Cattle and the word "Occupier" of any land shall be taken to mean the person having the use or occupation of such land or holding a license from the Crown for the depasturing of Cattle thereupon or the Agent Bailiff or Servant of any such person and the words "the nearest Public Pound" shall be taken to mean such public pound as any Court before whom any question arising under this Ordinance shall be heard shall deem the most convenient for the purpose having regard to the circumstances of each case.

Cattle to be impounded only under the provisions of this Ordinance.

3. From and after the passing of this Ordinance no cattle shall be impounded except only under the authority and in accordance with the provisions of this Ordinance.

Cattle straying in streets or thoroughfares.

4. If any cattle shall be at any time found straying in or lying about any street thoroughfare highway or other public place or across any part thereof or shall be found tethered in any street thoroughfare highway or other public place or so immediately adjoining to such street thoroughfare or other public place as to obstruct the same it shall be lawful for any person to drive the same to the nearest pound and the owner thereof shall for every head of cattle so found straying lying or tethered be liable to a fine or penalty of not less than Five Shillings nor more than Twenty Shillings together with the reasonable expenses of removing such cattle from the place where the same shall be found to the fields stable or residence of the owner or to the nearest Public Pound This clause shall not apply to cattle owned by any Licensee of Crown Lands if such cattle are depasturing on roads over which he has a right of pasturage.

5. If any cattle shall be found trespassing upon any land it shall be lawful for the occupier of such land or of the pasturage thereof thereupon to take such cattle and either to drive them to the residence of the owner or to detain them on his own land at some convenient place and immediately thereupon to give notice of such detention at the residence of the owner thereof and if the cattle so detained shall not be removed within twelve hours after the service of such notice it shall be lawful for the person detaining the same to drive them to the residence of the owner or to the nearest Public Pound as he shall think fit but if the owner of such cattle shall be unknown to such occupier it shall be lawful for him to detain such cattle on his own land as aforesaid and if such cattle shall not be removed within twelve hours it shall be lawful for such occupier to drive the same to the nearest Public Pound and such occupier shall be entitled to recover from the owner of such cattle ordinary damages and charges for driving the same and for giving notice of the detention of the same according to the scale respectively set forth in Schedule C this Ordinance Provided also that such occupier if claiming ordinary damages may demand the payment of such ordinary damages before restitution of such cattle within the period of twelve hours aforesaid but if such occupier shall claim special damages then such cattle shall not be detained if application be made by the owner for their restitution Provided also that no owner or occupier of any unfenced freehold land shall be entitled to demand or recover any damages whatever by reason of the trespass thereon of any cattle or any fees for driving or for giving notice of the detention of such cattle Provided also that if the land upon which any cattle shall be found trespassing is within the distance of three miles from any Public Pound the occupier of such land may drive such cattle at once to the nearest Public Pound.

Cattle trespassing upon land.

6. If any bull entire horse ass or mule shall be found wandering at large on land not being in the lawful occupation of the owner of such animal or upon any street thoroughfare highway or other public place it shall be lawful for any person thereupon to impound the same and the owner thereof shall be further liable to a penalty of not less than Two Pounds and not more than Five Pounds.

Entire animals wandering at large.

7. Any person entitled to claim ordinary damages for any trespass done by cattle not having impounded such cattle may recover such damages in the ordinary course of law and if he shall have impounded such cattle such damages shall be paid to him by the Poundkeeper as hereinafter provided.

Damages may be recovered in the ordinary course of law.

8. If any cattle shall be found trespassing upon any fenced land the occupier thereof shall be entitled to recover from the owner of such cattle either ordinary damages or special damages as he shall think fit and such occupier may recover the same in the due course of law.

Cattle trespassing upon fenced land.

Pigs trespassing upon land.

9. If any pigs shall be found trespassing on any land whether fenced or unfenced the occupier or owner of such land may recover from the owner of such pigs damages at the rate of one shilling per head and if any pigs the property of the same owner shall trespass on such land within the space of one month after the first trespass such occupier may recover from such owner damages at the rate of two shillings per head for every pig so trespassing Provided that in no case shall the total amount of damages so recovered for trespass upon any one occasion exceed the sum of two pounds Provided also that such occupier may either drive such pigs or cause them to be conveyed to the residence of the owner or to the nearest Public Pound and may recover from the owner the reasonable expenses of so doing.

Superintendent may cause Public Pounds to be erected and maintained.

10. It shall be lawful for the Superintendent to cause Public Pounds to be erected and maintained within the Province and from time to time abolish or remove the same and all such pounds shall be situate immediately adjoining some public highway and a notification of every such establishment abolition or removal of a Public Pound shall appear in the *Government Gazette* of the Province setting forth fully the situation of such Pound or the situation to which it is removed as the case may be together with the day being not less than ten clear days after the issue of such Gazette from and after which such establishment abolition or removal shall take effect.

Superintendent may appoint Poundkeepers.

11. It shall be lawful for the Superintendent by writing under his hand to appoint fit and proper persons to be Poundkeepers and from time to time to remove the same and to appoint others in their stead and every such appointment or removal shall take effect from the day upon which the same shall be notified in the public Gazette of the Province.

Poundkeeper to give security.

12. Every Poundkeeper shall give security for the due performance of the duties of his office by bond to the amount of Fifty Pounds by himself and two sureties being substantial householders of the Province.

Duties of Poundkeeper.

13. It shall be the duty of the Poundkeeper to keep the Pound under his charge clean and in good order and the fences thereof in proper repair and every day or part of a day not being less than six hours during which any cattle shall be in the Pound to supply such cattle with a sufficient quantity of wholesome food and water and for every offence either by wilful act or by neglect against the provisions of this clause the Poundkeeper shall be liable to a penalty not exceeding Five Pounds and not less than One Pound.

Poundkeeper may demand fees set forth in Schedule D.

14. It shall be lawful for the Poundkeeper to demand and receive from the owner of any cattle impounded all such fees and charges as



are set forth in the Schedule D to this Ordinance on account of the several services therein described and the Poundkeeper shall until the Superintendent shall notify his intention to hand over the control of the Pound to the Road Board or Municipality within the jurisdiction of which any Pound may be situate account for all such fees and charges to the Provincial Treasurer or to any Sub-Treasurer as the Superintendent may from time to time direct once in every quarter on the first days of January April July and October respectively and all such fees and charges shall be first applied in payment of the salary or remuneration of the Poundkeeper and any surplus after the payment of such salary or remuneration shall be paid to the public account of the Province.

15. The Poundkeeper shall erect and maintain in some conspicuous part of the Pound under his charge a white board having painted thereon in legible black letters a table of all the fees and charges which he is authorised by this Ordinance to demand and receive and if he shall fail to maintain the same or shall permit any false statement to appear thereon he shall be liable to a fine of Five Shillings for every day during which any false statement shall appear thereon.

Poundkeeper to erect and maintain board with table of fees painted thereon.

16. If any Poundkeeper shall demand or take any greater sum for any act or service than he is hereby authorised to demand and take or shall fail duly to account for the fees and charges received by him in the manner hereinbefore provided such Poundkeeper shall be liable to a penalty not exceeding Five Pounds nor less than One Pound for every such offence.

Poundkeeper liable to penalty for demanding or taking greater sum than authorised.

17. The Poundkeeper shall keep at or near the Pound a copy of this Ordinance and also a Pound-book in the form set forth in Schedule E to this Ordinance and he shall enter into such book every particular required to be entered therein according to the said form and all such entries shall be made at the time the acts were done to which they refer respectively and every entry respecting the time of impounding any cattle and the cause for which they were impounded and the amount of damages claimed shall be entered in the presence of the person impounding such cattle and shall be signed by such person and the Poundkeeper shall produce the copy of this Ordinance and the Pound-book and all orders and other papers relating to the impounding of any cattle at all reasonable times to any person desiring to inspect the same and may demand and receive the sum of Sixpence for every such inspection and the Poundkeeper shall if required grant certified extracts from such books and papers and may demand and receive the sum of One Shilling for every such extract not comprising more than one hundred words and for every subsequent number of words not exceeding one hundred the sum of Sixpence.

Poundkeeper to keep copy of this Ordinance and a Pound-book.

Poundkeeper liable to penalty for non-production of Ordinance or Pound-book when required.

18. If the Poundkeeper shall neglect or refuse to produce a copy of this Ordinance or the Pound-book or of any paper in his possession relating to the impounding of any cattle or shall refuse to permit any one having first tendered the charge hereby authorised to be demanded to make such inspection as aforesaid or shall refuse to furnish extracts from such books or papers as hereinbefore provided or if he shall have neglected to make any entry in the Pound-book which he is hereby required to make he shall for every such offence or default be liable to a penalty not exceeding Twenty Shillings and if such Poundkeeper shall wilfully delay making such entry or shall knowingly make any false entry in the Pound-book or shall wrongfully erase or destroy any previous entry therein he shall be liable for every such offence to a penalty not exceeding Ten Pounds.

Poundkeeper liable to penalty for loss or damage to cattle in his custody.

19. All cattle impounded shall be in the lawful custody of the Poundkeeper and if any loss or damage shall occur to such cattle through the wilful act or neglect of the Poundkeeper or his servants the owner thereof may recover compensation for the same in a summary way and the Poundkeeper shall not release such cattle from the Pound unless upon the payment of all lawful fees charges and damages which he is herein entitled to demand or receive and except upon the written authority of the person impounding the same together with such lawful fees and charges and it shall be his duty immediately upon such payment or upon such authority together with such payment as aforesaid to release and deliver up such cattle and if the Poundkeeper shall at any time release cattle from the Pound except as herein provided or refuse to deliver up and release such cattle as he is lawfully required so to do he shall be liable to a penalty not exceeding Five Pounds.

Persons impounding cattle may claim damages set forth in Schedules B and C.

20. If the person impounding any cattle shall state to the Poundkeeper that he claims "ordinary damages" or "charges for driving cattle" or "charges for giving notice of the detention of cattle" as set forth in Schedules B and C respectively hereto annexed in satisfaction of the trespass for which such cattle are impounded and shall state the amount of such damages or charges and shall certify to the same in the Pound-book the Poundkeeper shall demand and he is hereby empowered to demand and receive such amount in addition to all other lawful fees and charges from the person taking delivery of such cattle and the Poundkeeper shall pay over such amount on demand to the person having claimed the same.

Impounded cattle not claimed how to be dealt with.

21. If any impounded cattle shall not be claimed within twenty-four hours after such impounding the Poundkeeper shall immediately send notice in writing to the owner thereof together with an extract from the Pound-book containing all the particulars of the impounding of such cattle and the amount of "ordinary damages" claimed if any

and shall further state the day upon which such cattle will be sold if not sooner released and such notice shall be delivered personally to the Owner or shall be given to some adult person at his usual place of abode Provided that if such owner shall live at a greater distance than five miles from the Pound such notice shall be given to any one being his known agent living within such distance and if neither the owner nor his agent shall be living within such distance or if the owner shall not be known to the Poundkeeper then the Poundkeeper shall post such notice at the Pounds and at some other place of public resort in the neighbourhood and shall advertise the same in the public newspapers of the nearest town and shall cause such advertisement to appear in every issue of such newspapers until the day of sale of such cattle Provided that if such cattle shall consist of sheep goats or swine and be not more than two in number it shall not be necessary to give any other notice of such impounding than by posting such notice as aforesaid on the Pound and at some other place of public resort in the neighbourhood and for giving such notices the Poundkeeper shall be entitled to receive the fees set forth in Schedule F hereto annexed together with the full cost of inserting such advertisements in the newspapers.

22. If any impounded cattle shall not be released from the Pound within seven clear days after notice shall have been served as aforesaid or within twenty-one clear days after such notice shall have been posted as aforesaid the Poundkeeper may apply to any Justice of the Peace for an order for the sale of such cattle And if such Justice of the Peace shall be satisfied by inspection of the Pound-book and by the evidence upon oath of the Poundkeeper and by such other evidence as he may require that the provisions of this Ordinance have been complied with such Justice may give an order in writing for the sale of such cattle and if such Justice shall find that the terms of this Ordinance have not been complied with and if delay in the sale of the cattle shall have been occasioned by any neglect of the Poundkeeper the Poundkeeper shall bear all the costs arising from such delay.

Impounded cattle not claimed within twenty-one days after notice has been served may be sold.

23. All sales of impounded cattle shall take place at the Pound and shall commence at the hour of noon and each animal shall be put up in a separate lot and shall be sold to the highest bidder (provided that any sucklings may be put up in the same lot with the mother thereof) and the Poundkeeper notwithstanding he shall not be duly licensed is hereby empowered to act as an Auctioneer at such sale Provided that it shall not be lawful for the Poundkeeper or the person impounding such cattle or the Justice making the order for the sale thereof either directly or indirectly to purchase any animal at such sale And every purchase made by such persons shall be absolutely null and void and the persons offending against the provisions of this clause shall be liable to a penalty of Five pounds over and above the restitution of the animal or animals so purchased.

Pound sales how to be conducted.

Sale may take place earlier if proceeds of sale may not be sufficient to satisfy lawful demands of Pound keeper.

24. Provided that it shall appear to any two Justices of the Peace upon the evidence of the Poundkeeper and upon such other evidence as such Justices may require that the proceeds of the sale of any cattle impounded may not be sufficient to satisfy the lawful fees and charges due to the Poundkeeper if such cattle shall be maintained in the Pound until the day of sale as hereinbefore provided it shall be lawful for such Justices to order such sale to take place upon any day they shall think fit earlier than the day of sale herein before directed.

Disposal of proceeds of sale of impounded

25. The Poundkeeper shall receive the price of all impounded cattle sold as herein provided immediately after the sale thereof and shall apply the same—first in the payment of all lawful fees and charges due to himself and secondly in payment of the damages “charges for driving cattle” and “charges for giving notice of the detention of cattle” (if any) claimed by the person impounding the cattle and he shall pay the residue to the owner of such cattle or to his Agent upon the same being demanded and if no such demand shall be made within thirty days after such sale he shall pay over such residue to the Provincial Treasurer and the receipt of the Provincial Treasurer shall be a legal discharge to the Poundkeeper for the amount named therein and if such sum of money shall not be claimed within two years from the date of the receipt thereof by the Provincial Treasurer it shall be lawful for the Superintendent by warrant under his hand to direct the same to be applied to the Public uses of the Province and to the support of the Government thereof.

Poundkeeper to keep copy of register of brands.

26. The Poundkeeper shall keep a true and faithful copy of the register of brands according to “The Sheep Ordinance 1864.”

Cattle illegally impounded.

27. If any cattle shall have been illegally impounded the owner thereof shall be entitled to recover from the person impounding the same full compensation for all the loss and damage which he may have suffered thereby.

Penalty for rescue of cattle.

28. If any person shall rescue or attempt to rescue any cattle which shall have been lawfully seized for the purpose of being impounded or shall break down injure or destroy any Pound legally erected whether any cattle shall be impounded therein or not or shall commit any Pound breach or rescue whereby any cattle of any description shall escape or be enlarged from any such Pound every such person shall upon conviction of such offence to be liable to a penalty not exceeding Twenty Pounds.

No penalty to exceed one hundred pounds.

29. No penalty to be imposed in any one conviction under the provisions of this Ordinance shall exceed the sum of One Hundred Pounds.

30. Until further proceedings in that behalf in pursuance of this Ordinance as hereinbefore provided the Public Pounds at present by law established shall be taken and deemed to be Public Pounds and the Poundkeepers thereof to be Poundkeepers within the meaning and under the authority of this Ordinance.

Pounds and Poundkeepers at present existing deemed to be Pounds and Poundkeepers under this Ordinance.

31. It shall be lawful for the Superintendent by writing under his hand to notify to the Mayor of any City or Borough or to the Chairman of any Road Board his intention to hand over the control and management of any Pound which shall be situated within the limits of any City Borough or Road District to the Council of such City or Borough or to such Road Board and from and after a day to be named in such notification the powers hereby given to the Superintendent shall be held and enjoyed by such City or Borough Council or Road Board respectively and the Poundkeeper shall account for all fees and charges received by him in such manner as may be directed by the Council of such City or Borough or any such Road Board.

Superintendent may notify to any Mayor or Chairman of Road Board his intention to hand over control and management of any Pound.

32. If any person shall wilfully remove or drive any cattle from any land of which he shall not be the owner or occupier on to the lands of any other person or on to any public road he shall on conviction be liable to a penalty not exceeding Five Pounds for every such offence.

Penalty for wilfully driving cattle from unoccupied land on to either person's land or on to public road.

33. No proceedings for the recovery of damages on account of any trespass shall be commenced under the authority of this Ordinance unless they be commenced within thirty days after the occurrence of such trespass.

Proceedings to be commenced within thirty days of occurrence of trespass.

34. All fines and penalties imposed under the authority of this Ordinance may be recoverable on conviction of the parties charged before any two Justices of the Peace.

Penalties how to be recovered.

35. This Ordinance shall come into force on the first day of September 1869.

Ordinance when to come into force.

## SCHEDULES.

### SCHEDULE A.

#### DESCRIPTION OF SUFFICIENT FENCE.

1. A post and rail fence at least four feet in height of substantial material firmly erected with no greater distance between the rails or between the rails and the ground at any point than nine inches and the posts not more than eight feet six inches asunder.
2. A substantial upright paling at least three feet six inches in height with no greater distance between the palings than four inches.
3. A substantial wire fence at the least four feet in height having not less than six wires tightly stretched with no greater distance between each of the three bottom wires or the bottom wire and the ground than six inches and the posts or standards of which are not further than nine feet from each other.
4. A bank or wall of substantial materials at the least four feet in height of which the slope is not more than one foot from the perpendicular.
5. A close and sufficient live fence at least four feet in height.
6. A combination of the above kind of fences at the least four feet in height.
7. A ditch not less than five feet broad with a bank or any fence or combination of the above sorts of fences on the further side thereof the top of which shall be at least five feet six inches from the bottom of the ditch and three feet six inches above the level of the ground and where the slope of the bank on the ditch side thereof is not more than one in three and the slope of the ditch on the bank side not more than one in two.
8. Any fence erected previous to the passing of this Ordinance which shall be of the description contained in Schedule B to the Trespass of Cattle Ordinance Session XIV. No 1.

## SCHEDULE B.

## SCALE OF ORDINARY DAMAGES.

Within the District hereinafter defined as the Agricultural District :—

For every head of horses asses mules horned or neat cattle the sum of One Shilling and for every head of sheep or goats the sum of Threepence

Within the portion of the Province not included in the Agricultural District or in the Towns as hereinafter specified :—

For every head of horses asses mules horned or neat cattle the sum of Threepence and for every sheep or goat One Penny.

Provided that in no case shall the sum to be charged for ordinary damages for trespass by cattle upon any one occasion exceed the sum of Two Pounds.

The Agricultural District shall comprise all that portion of the Province contained within the Avon the Heathcote and the Kaiapoi Electoral Districts except the Town of Kaiapoi and the Port Victoria Electoral District as set forth and described in the Provincial Council Extension Ordinance Sess. VIII. No. 8 and any other portions of the Province which shall have been or shall from time to time by Proclamation of the Superintendent in pursuance of a recommendation to that effect from the Provincial Council be declared to be included in such Agricultural District.

## SCHEDULE C.

## CHARGES FOR DRIVING CATTLE.

For any number of cattle of any sort whatsoever not exceeding twenty-five in number Two Shillings and Sixpence for every mile or fractional part of a mile from the residence of the person driving such cattle to the residence of the owner of the same or to the Pound.

For any number exceeding twenty-five Five Shillings per mile.

For giving notice of the detention of cattle :—

For every mile or part of a mile exceeding one furlong from the residence of the person giving such notice to the residence of the owner of the cattle One Shilling. Provided that in no case shall the charge for so driving or for giving notice exceed the sum of Two Pounds.

## SCHEDULE D.

## POUND FEES.

	S.	D.
For each entire horse above the age of twelve months	2	6
„ mare gelding colt filly foal mule ass goat or pig	1	3
„ bull above the age of twelve months	2	6





## SCHEDULE F.

## POUNDKEEPERS' FEES FOR GIVING NOTICES OF CATTLE IMPOUNDED.

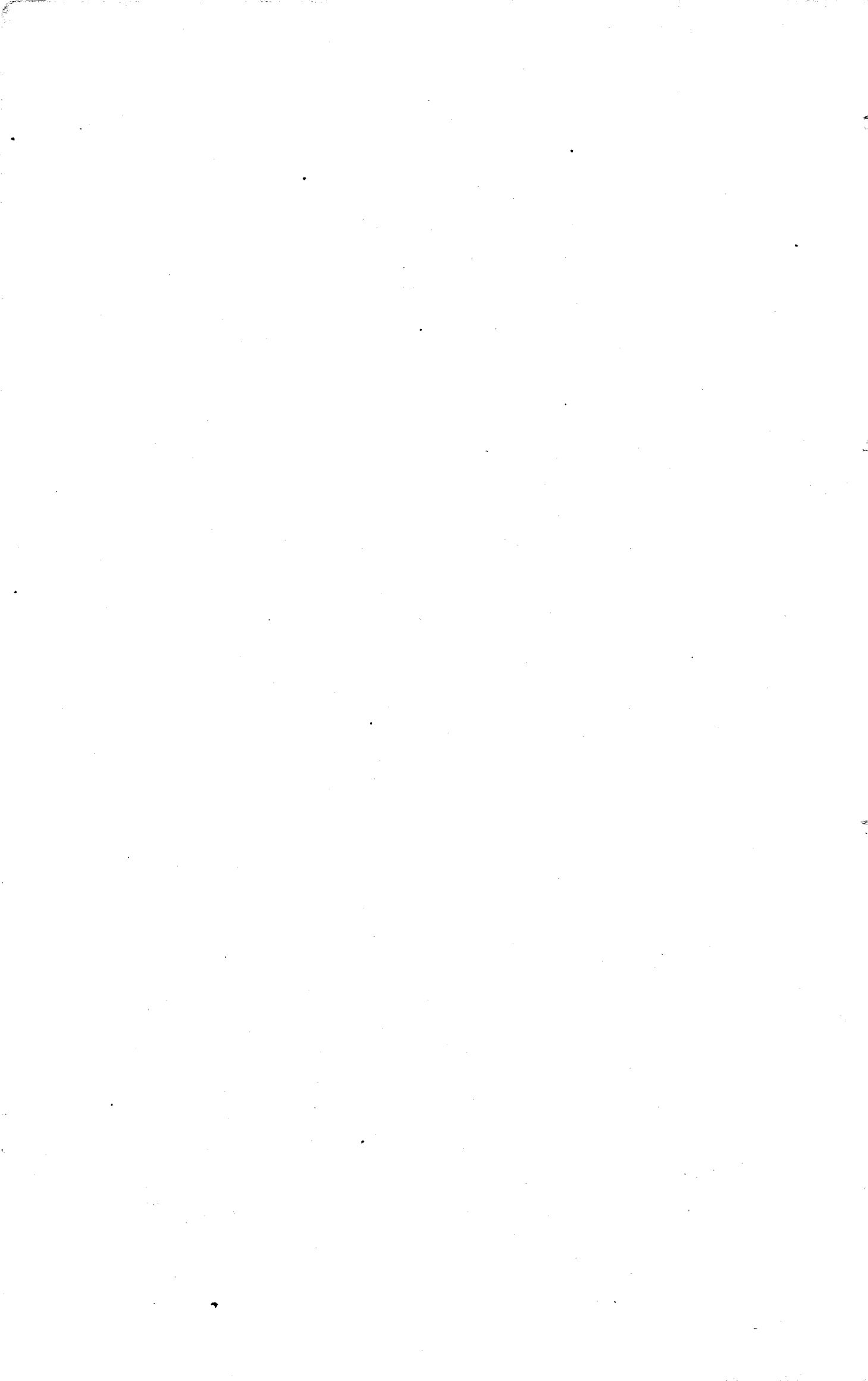
For giving notice to any owner agent or bailiff within five miles of the Pound :—

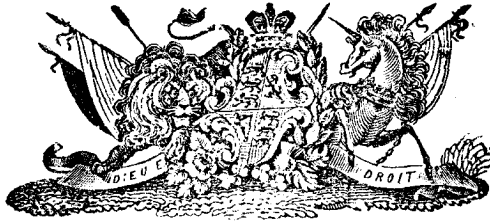
	s.	d.
For any distance not exceeding two miles ... ..	2	0
For every additional mile, or part of a mile ... ..	1	0
For posting a notice where the owner be not known or lives at a greater distance than five miles from the Pound and has no agent or bailiff within that distance ... ..	1	0

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CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury at the Press office, Cashel street, by JOHN STEELE GUTHRIE, Official Printer for the time being to the said Government.





PROVINCE OF CANTERBURY.

ANNO TRICESIMO SECUNDO.

VICTORIÆ REGINÆ.

SESSION XXXI.—No. 5.

“The Fencing Ordinance 1869.”

[September 4, 1869.]

Published by Authority.

**W**HEREAS an Ordinance was passed by the Superintendent and Preamble.  
Provincial Council of the Province of Canterbury Session XXVI.  
No. 3 entitled “The Fencing Ordinance 1866” And whereas such  
last-mentioned Ordinance was amended by another Ordinance passed by  
the Superintendent and Provincial Council of the Province of Canterbury  
Session XXVII. No. 8 entitled “The Fencing Ordinance 1866 Amend-  
ment Ordinance 1867” And whereas it is expedient to consolidate and  
amend the law regulating the erection and maintenance of Dividing  
Fences within the Province of Canterbury :

BE IT THEREFORE ENACTED by the Superintendent of the Province of  
Canterbury by and with the advice and consent of the Provincial Council  
thereof as follows :

1. The said recited Ordinances shall be and the same are hereby Repealing clause.  
repealed Provided that such repeal shall not affect the existing rights  
of any person under the said Ordinances or either of them or any  
proceedings or directions already taken commenced or given under the  
said Ordinances or either of them.

Occupier may give notice to occupier of adjoining land to assist in making or repairing fence.

2. It shall be lawful for any occupier lessee for years or owner of land adjoining or abutting upon any other lands not being waste lands of the Crown held under any depasturing license and having no sufficient Dividing Fence by notice in writing in the form or to the effect set forth in the Schedule to this Ordinance to require any occupier lessee for years or owner of any adjoining land to assist in equal proportions in making or repairing any Dividing Fence Such notice to be delivered personally or left at the usual or last known place of abode in the Province of Canterbury of the person to whom the same shall be directed or delivered personally to the attorney or agent within the said Province of such person.

Occupier making use of dividing fences towards erection of which no contribution has been paid shall be liable to pay moiety of value thereof.

3. If any such occupier lessee for years or owner shall at any time after the passing of this Ordinance make use of or avail himself of any Dividing Fence towards the erection of which no contribution shall have been paid such occupier lessee for years or owner shall be liable to pay to the then occupier lessee for years or owner of any such land upon which such Fence shall have been erected one moiety of the then value thereof or of so much thereof as shall be made available as a Fence to such adjoining land.

Occupier may give notice to occupier of adjoining land to cut and trim fence on his side.

4. The occupier of land abutting on any Live Fence may at any time give notice in writing to the occupier of adjoining land abutting on such Fence requiring him to cut and trim that side of the Fence abutting on such adjoining land and in the event of such occupier failing to comply with such notice within ten days from the date thereof it shall be lawful for the person giving such notice to cause the same to be done and the amount of the cost of such trimming and cutting with all costs shall be recoverable from the occupier of such adjoining land Provided always that if in the opinion of any Resident Magistrate or Justice of the Peace before whom such money is sought to be recovered it shall appear to have been unnecessary that such Fence should have been cut and trimmed the person giving such notice shall not be entitled to recover from such adjoining occupier.

Occupier may enter upon land of adjoining occupier for purpose of making repairing or for trimming fence.

5. For the purpose of making or repairing any Fence or for trimming any Live Fence it shall be lawful for the occupier lessee for years or owner of any land or any person duly authorised by him from time to time to enter upon that of the adjoining occupier lessee for years or owner and no action shall accrue to such adjoining occupier lessee for years or owner by reason of such entry or entries.

When lessee or owner of adjoining land cannot be found notice may be inserted in newspapers in lieu of delivery.

6. When the lessee for years owner or owners of the adjoining land cannot after due enquiry be found or when such lessee for years owner or owners is not resident within the Province and shall not have left any Attorney or Agent within the Province or such Attorney or Agent shall

not be known to the person giving any notice herein prescribed such notice may in lieu of delivery thereof be inserted twice at intervals of not less than six days in some newspaper published within the Province.

7. Any person occupying land under any pasturage license held under the Crown may require any occupier of any adjoining land granted by the Crown to make or repair a fence between the land in their respective occupation and all the provisions of this Ordinance shall apply to such case as if both such Occupiers held land which had been granted by the Crown but an occupier of land granted by the Crown abutting on land occupied under such license as aforesaid shall not be entitled to require the person occupying such last mentioned land to make a fence between the lands occupied by them respectively Provided always that the liability of any person occupying under such license as aforesaid shall only extend to one-fourth of the cost of such fence or of the repair of such fence and the occupier of the land so granted as aforesaid shall be liable to pay the remaining three-fourths of such cost.

Occupier of land under pasturage license may require occupier of any adjoining land granted by the Crown to make or repair fence

8. Nothing in this Ordinance contained shall make void or affect the liability of any person or persons under any now subsisting covenant or agreement relative to Fencing or to any covenant or agreement which shall be hereafter entered into between adjoining occupiers or owners landlord and tenant or any other person or persons whomsoever.

This Ordinance not to affect subsisting covenants or agreements

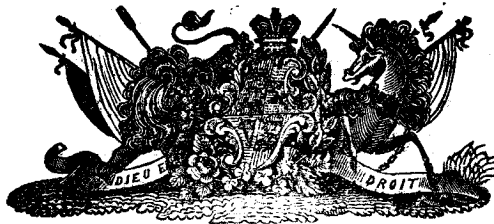
9. If any person or persons liable to join in the erection of any Fence shall have received notice to join in the making or erection of any Fence under this Ordinance and shall be willing so to do but shall not within fourteen days agree as to the description of Fence to be erected it shall be lawful for the person or persons giving such notice to summon the person or persons refusing to agree as to the description of Fence to be erected commanding him or them to appear before any Resident Magistrate's Court or Court of Petty Sessions and such Court shall upon hearing evidence decide as to the description of Fence to be made or erected as to the portion which each party has to make or erect and as to the date on which each party has to commence and finish the making or erection of his or their portion and shall give judgment accordingly and the costs of bringing the matter before the Court shall be borne in equal proportions by the respective parties if both appear at the hearing thereof but if either party fail to appear the party so failing to appear shall bear the whole of the costs.

Persons not agreeing within fourteen days after notice as to description of fence may be summoned to appear in Court where question shall be decided.

10. If any person after the decision of the Court as provided in section 9 shall refuse or neglect to commence the making or erection of any Fence within the time specified or having commenced the making or erection of such Fence has failed to finish the same within the time specified by such judgment as aforesaid the other party may proceed to make

In case of person refusing or neglecting to make or erect fence after decision of Court the other party may do it at his expense.





PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

**VICTORIÆ REGINÆ.**

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SESSION XXXI.—No. 6.

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“The Railway and Harbour Reserves Leasing  
Ordinance 1869.”

[*June 5, 1869.*]

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*Published by Authority.*

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**W**HEREAS by grant from the Crown bearing date the 25th day of <sup>Preamble.</sup>  
June one thousand eight hundred and sixty-eight all that parcel  
of land in the Province of Canterbury in the Colony of New Zealand  
situate in the Lyttelton District in Erskine Bay and containing by  
admeasurement nine acres three roods more or less commencing at a  
point on the southern extremity of Oxford street Lyttelton the said  
point being twenty links west of the south-western corner of Reserve  
No. 33 (in red) thence Southerly following a line parallel to the eastern  
side of that street a distance of two chains thirty-five links thence Easterly  
at a right angle a distance of twenty links thence again Southerly fol-  
lowing a line in continuation of the eastern side of Oxford street before-  
mentioned a distance of two chains forty-five links thence Westerly at a  
right angle following a straight line a distance of nineteen chains sixteen  
links to a point on the eastern boundary of Reserve No. 383 (in red)  
thence Northerly following that boundary to the north-eastern corner of  
the said reserve a distance of three chains ninety links thence South-  
easterly following a straight line to the south-western corner of Reserve  
No. 31 (in red) and from thence returning easterly following the southern

boundaries of Reserves Nos. 31 and 32 (in red) and a line in continuation of the same to the commencing point and numbered 872 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the town of Lyttelton was granted unto the Superintendent of the Province of Canterbury and his successors in trust as a site for stations stores and other buildings in connection with the Railway and the Harbour and Port of Lyttelton.

And whereas it is expedient that the said Superintendent of the said Province of Canterbury and his successors should have power to demise and lease the parcel of land comprised in the said recited grant.

BE IT THEREFORE ENACTED by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows :

Superintendent may demise and lease land in said recited grant.

1. It shall be lawful for the Superintendent by and with the advice and consent of his Executive Council from time to time to demise and lease for any term or terms not exceeding twenty-one years all or any part of the parcel of land comprised in the said recited grant upon such terms and conditions and at such rent or rents as to the Superintendent by and with such advice and consent as aforesaid may seem proper.

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CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the Press Office, Cashel Street, by JOHN STEELE GUTHRIE, Christchurch, Official Printer for the time being to the said Government.





PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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SESSION XXXI.—No. 7.

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“The Roads Ordinance 1869.”

[*September 4, 1869.*]

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*Published by Authority.*

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**W**HEREAS it is expedient that provision should be made for the construction and maintenance of roads within the Province : Preamble.

BE IT THEREFORE ENACTED by the Superintendent and Provincial Council of the Province of Canterbury as follows :

I. REPEALING AND INTERPRETATION CLAUSES.

1. The several Ordinances specified in Schedule A to this Ordinance shall be and the same are hereby repealed Repealing clause. Provided always that every Ratepayers' Roll made or revised or partially made or revised under the provisions of the said repealed Ordinances or any of them shall be deemed to have been so made or revised or partially made or revised under the provisions of this Ordinance and every Board elected and every Officer appointed and every other act or proceeding done or taken in execution of the said repealed Ordinances shall be deemed to have been elected appointed done or taken under this Ordinance Provided also

that the provisions of "The Timaru and Gladstone Board of Works Act 1867" shall extend to the Road Boards of each Road District situate within the electoral districts of Timaru and Gladstone in like manner as if the same were formed under the provisions of "The Roads Ordinance 1864."

Interpretation clause.

2. In the interpretation of this Ordinance the words "The District" "The Board" "The Ratepayers' Roll" shall mean any District any Board and any Ratepayers' Roll as the same are severally constituted by the provisions of this Ordinance the word "Ratepayer" shall mean every person of full age whose name shall appear on the Ratepayers' Roll for the time being and who shall have paid all rates due from and payable by him under this Ordinance and who shall be of sound mind and shall not have been convicted of felony the words "Public Notice" shall mean the publication of such notice in some newspaper ordinarily circulated within the district or the posting of such notice in not less than six public places within the district for a space of not less than ten days prior to the event to which such notice refers a notice shall be deemed to be served when it shall have been served on the person on whom service is required either personally or by leaving the same at his ordinary abode or place of business within the district or if he shall have no such ordinary abode or place of business within the district then by affixing the same to some conspicuous place on the land in respect of which such person shall be liable to be rated or by delivering the same to his known agent and the word "Road" shall be held to mean any public street road lane bridle road footpath bridge or other works included within a reserve for a road laid out on the authenticated map of the Chief Surveyor or which shall have been duly dedicated and set apart as a public road and the word "Property" shall mean all property liable to be rated whether freehold leasehold or personal The term "Gazette" shall mean *Provincial Government Gazette* except where otherwise expressed.

#### II. RESPECTING DISTRICTS.

Districts.

3. Every District set forth and described in the Schedule B to this Ordinance shall be deemed to be a District for the purposes of this Ordinance.

#### III. RESPECTING ROAD BOARDS.

Boards how constituted

4. There shall be in every District for the purposes of this Ordinance a Board consisting of five Members of whom three Members and two Members alternately shall be elected in each successive year at the Annual January Meeting of the Ratepayers of the District as herein-after provided And those Members whether three or two as the case may be who shall have been in office two years shall go out of office on the day of such Annual Meeting Provided that every Member so retiring shall be eligible for re-election.

5. No person shall be eligible to be elected as a Member of the Board unless he shall be a Ratepayer of the District and shall have paid all rates which he shall have been liable to pay under the authority of this Ordinance at the time of such election. And if any member of the Board shall become insolvent or of unsound mind or shall have been convicted of any felony or shall be in arrear of any rates which he shall have become liable to pay under the authority of this Ordinance or shall accept or continue to hold any place of profit or emolument under the Board or shall have any pecuniary interest in any work above the value of Ten Pounds done under the authority of the Board other than as a shareholder in a public registered Company contracting therewith or shall have resigned his seat at the Board by writing under his hand addressed to the Chairman thereof or shall have been absent from four consecutive meetings of the Board without leave from the Board in writing first obtained his seat at the Board shall *ipso facto* become vacant and the Board shall forthwith by public notice call a meeting of the Ratepayers to elect a Member to fill such vacancy and the Member so elected shall continue in office so long only as the Member would have continued in whose place he shall have been elected. Such election shall be conducted in the same manner as the election at the Annual January Meeting of the Ratepayers.

No person eligible as a member of the Board unless he has paid all rates.

6. If any person shall act as a Member of the Board or vote at any meeting thereof not being eligible to hold a seat thereat he shall be liable to a penalty not exceeding Twenty Pounds for every such act or vote to be recovered in due course of law upon the information of any Ratepayer of the District.

Penalty for acting on Board or voting if not eligible.

7. Every Board shall be and is hereby declared to be a body corporate under the name and title of the Road Board of the———District (as the case may be) and under such name shall have perpetual succession and a common seal with power to alter break and renew the same and may sue and be sued plead and be impleaded in any court of law or equity and is hereby empowered to hold and enjoy property both real and personal and to enter into contracts and to enforce the same for the purposes of this Ordinance.

Board to be body corporate.

8. Every Board shall at its first meeting elect one of its Members to be the Chairman thereof who shall preside at the meetings of the Board and shall have an original and also a casting vote thereat provided that if the Chairman shall be absent from any meeting the Members present shall elect one of their number to preside in his stead at such meeting and such Chairman shall have the same power at such meeting as the elected Chairman.

Election of Chairman.

In case of a vacancy another Chairman to be elected by Board.

9. If the Chairman shall cease to be a Member of the Board he shall by writing under his hand addressed to the Board vacate the office of Chairman the Board shall at its next meeting thereafter elect another Member to be Chairman in his stead.

Three to form a quorum.

10. All questions coming before the Board shall be decided by a majority of the members present and there shall be no meeting of the Board unless at least three members be present.

No act of Board to be invalid through a vacancy having occurred

11. No act of the Board shall be invalid by reason of any vacancy having occurred or by reason of any member being ineligible to occupy his seat thereat.

Board to keep true and faithful records of its proceedings and accounts.

12. The Board shall cause true and faithful records to be kept of all its proceedings and of all contracts entered into by it and accounts of all moneys received and expended by it under the authority of this Ordinance and all such records and accounts shall be laid before every meeting of the Ratepayers and shall be open to be inspected at all reasonable hours by any Ratepayer of the district or by the Superintendent or by any person appointed by him to inspect the same A full abstract of such accounts with vouchers and papers relating thereto signed by the Chairman or two members of the Board shall be laid before the annual meeting of the Ratepayers.

Board to expend monies

13. The Board shall expend all money paid to it under any Ordinance of the Superintendent and Provincial Council in accordance with the provisions of such Ordinance and shall expend all money arising from rates levied within the district and all other moneys received by it under the provisions of this Ordinance in the construction and maintenance of roads and upon the cleansing maintaining and repairing of streams drains or watercourses within the district in the payment of the salaries of its Officers and all other expenses incident to the proper transaction of the business of the Board and generally upon works of public utility to the district.

Accounts.

14. Every Board shall submit its accounts every year to the Provincial Auditor whose duty it shall be to audit the same and whose certificate shall be laid before the next meeting of Ratepayers and a copy thereof together with any report of such Auditor shall be sent to the Superintendent within three months from the commencement of each year The Provincial Auditor shall appoint the time and place within each District at which he will hold such audit and the Chairman of the Board shall cause a full abstract of the accounts of the Board together with all vouchers for the payment of moneys and any papers relating thereto to be produced before such Auditor and if upon the examination of such accounts the certificate of the Auditor shall be

withheld by reason of the non-production of such vouchers or full abstracts of accounts it shall be the duty of the Provincial Auditor to report the same to the Superintendent and it shall then be lawful for the Superintendent to withhold his warrant for the issue of any moneys voted by the Provincial Council for the service of such Road Board until the Auditor shall have reported that he has issued his certificate.

15. The Board shall have power from time to time as it shall think fit to employ all such Clerks Treasurers Collectors Assessors Surveyors Engineers Overseers and other persons as may be required to carry this Ordinance into operation and the same so often as it shall think fit to remove and employ others in their stead.

Board may employ such Officers as it may require.

16. All roads drains watercourses streams ditches and the like not being private property within the district and not being within the jurisdiction of any Conservators appointed under the provisions of "The Canterbury Rivers Act 1868" shall be deemed at law to be under the control and management of the Board and it shall be lawful for the Board to cleanse and clear all natural watercourses within the district from all accumulation of vegetable and other matter calculated to obstruct the flow of water therein whether such watercourses run through private property or not and for such purpose the Board by its Officers may enter on all private property within the District upon giving twenty-four hours previous notice in writing to the occupier thereof Provided that if it shall appear to the Superintendent upon the certificate of the Provincial Engineer or Officer acting in that capacity that any work being executed or proposed to be executed by the Board of any district in connection with any drain watercourse stream or ditch is likely injuriously to affect any adjoining district it shall be lawful for such Superintendent by writing under his hand to order such board immediately to desist from the execution or further prosecution of such work and upon the receipt of such order such Board shall forthwith desist from the execution or further prosecution of such work as the case may be.

Board to have control and management of drains watercourses.

17. Any person placing obstructions in any drain watercourse ditch or stream within the district and not being within the jurisdiction of any Conservators appointed under the provisions of any Act in force for the time being for the conservation of rivers to the detriment of any public right shall be liable to a penalty of not less than One Pound or more than Ten Pounds to be recovered in a summary way.

Penalty for obstruction of drain watercourse &c.

#### IV. RESPECTING THE RATEPAYERS' ROLL.

18. There shall be within each District a Ratepayers' Roll according to the form given in Schedule G to this Ordinance which Roll shall contain the names in alphabetical order of all persons occupying pro-

Ratepayers' Roll.

erty within the District liable to be rated according to the provisions of this Ordinance and also the names of the owners thereof and also in like alphabetical order the names of all persons having the charge control or management of any sheep within the District together with the number of such sheep above the age of twelve months And such Roll shall also contain the several particulars specified under each heading in the said form Provided that whenever the name of any owner liable to rated or to be inserted in such roll cannot after diligent enquiry be ascertained it shall be sufficient to designate such owner as the "Owner" of the property rated without stating his name.

Board to cause Ratepayers' Roll to be revised.

19. The Board shall on or before the first Tuesday in the month of September in each year cause the Ratepayers' Roll to be revised and corrected both in respect to the names of the persons liable to be rated and in respect to the description of the rateable property entered therein and shall also cause the annual value of such property to be assessed and entered on such Roll.

Ratepayers' Roll to be open for inspection.

20. The Board shall cause copies of the Ratepayers' Roll to be left for inspection at one or more places within the District and each Board shall exhibit one copy of the Roll at the office of the Secretary for Public Works Christchurch and shall on or before the said first Tuesday in September give public notice of the places where such corrected Roll and copies may be inspected and such Roll shall be open to the inspection of all Ratepayers and of all persons claiming to be affected thereby or of any person authorised by them in writing at all reasonable hours on every day not being a Sunday or public holiday until the first Tuesday in the month of October next following.

Superintendent to appoint Revising Commissioner.

21. The Superintendent shall every year by notice in the *Government Gazette* appoint a competent person who shall be called Revising Commissioner to revise the Ratepayers' Rolls for the several Road Districts of the Province and may from time to time remove such person and appoint another in his stead Such Commissioner shall for the purposes of such revision sit in open court at such place either within or without the several districts as the Superintendent shall appoint by notice in the *Government Gazette* and at such times between the First day of October and the Thirtieth day of December in every year as the said Commissioner shall think fit and of which he shall give at least six days notice in one or more newspapers circulating within the Province. The said Commissioner shall have power to examine in matters upon oath touching any of the matters to be enquired of by him, which oath he is hereby empowered to administer.

Objections to Ratepayers' Roll to be given in form set forth in Schedule C.

22. If any person shall object to such Ratepayers' Roll on the ground of any error omission irregularity or overcharge therein or unfairness in the valuation of any property included therein he shall on or

before the twenty-third day of September give notice of such objection to the Chairman of the Board in the form set forth in Schedule C to this Ordinance or to the effect thereof and also to the person or persons affected by such objection unless he himself is the person so affected.

23. The notices of objection to any Ratepayers' Roll may be given at any time not less than Seven Days previous to the time appointed by the Revising Commissioner for revising such Roll anything herein contained to the contrary notwithstanding.

Notice of objection when to be given.

24. The Revising Commissioner shall hear and determine all objections to the Ratepayers' Roll and shall after hearing all such objections and all evidence which may be offered relating thereto amend the said Roll in such manner as he shall think fit by adding thereto the name of any person omitted therefrom together with the description and assessed value of the property in respect of which he is liable to be rated or by erasing therefrom the name of any person erroneously entered therein or by altering the description or value of the property in respect of which any person is liable to be rated Provided that no such alteration shall be made unless it shall be proved to the satisfaction of such Commissioner that a notice relating thereto as provided in the last preceding section has been served in the manner prescribed by that section.

Revising Commissioner to hear and determine objections.

25. The Revising Commissioner shall have power to adjourn any Court held by him from time to time as he may consider requisite for the due disposal of the business to be transacted thereat.

Revising Commissioner may adjourn any Court held by him.

26. It shall be lawful for such Revising Commissioner if he shall think fit to order a fresh assessment to be made of the value of any property included in any Ratepayers' Roll whether any objection shall have been made thereto or not and to appoint such valutors as he shall think fit to make such assessment and to order the cost of making such new assessment to be paid out of any moneys at the disposal of the Board for the purposes of this Ordinance.

Revising Commissioner may order a fresh assessment to be made.

27. The said Roll when so amended shall be signed by such Revising Commissioner and shall be the Ratepayers' Roll for the district for the ensuing year and shall continue in force until the same shall be amended and signed in like manner in the year following.

Roll to be signed by Revising Commissioner.

#### V.—RESPECTING RATES.

28. It shall be lawful for the Board from time to time to make a rate or rates to be called a District Road Rate upon all lands buildings tenements and sheep within the district as the same shall appear in the Ratepayers' Roll and to order the days upon which such rate or rates or any part thereof shall become payable Provided that no such rates may be

Board may make rate to be called a district road rate.

made or levied on any land or premises belonging to and in the occupation of Her Majesty or of the Provincial Government of Canterbury or on any land or building used exclusively for public charitable literary or scientific purposes or on any building used exclusively for public worship or for a public school or school-house provided it be inhabited only by the master or mistress of said school or his or their family No such rate shall in any one year exceed the sum of One Shilling in the pound on the annual value of the property rated.

Board may levy rate to be called a "Separate" rate.

29. When it appears to the Board that any work or improvement is for the special benefit of any particular portion of the District the Board may for defraying the expenses incurred in doing or executing such work by special order distinctly defining such portion and approved by the Superintendent make and levy a rate or rates to be called a "separate" rate equally on all rateable property situated within such portion and no such rate or rates made in any one year shall exceed in the aggregate the amount of two shillings in the pound of the annual value of such property. Provided always that public notice shall be given of the intention to levy such a rate at least one month before the same is levied and if within such time a protest be left at the office of the Board signed by at least one-half of the Ratepayers within such portion reckoned according to their votes then such rate shall not be levied and such separate rate so levied shall be expended only for the purposes for which the same has been made anything herein contained to the contrary notwithstanding.

Rate to be levied on net annual value of lands buildings tenements and sheep.

30. The rates shall be levied on the nett annual value of all such lands buildings tenements and sheep For the purposes of this Ordinance the nett annual value of all such lands buildings and tenements shall be taken to be the annual rent at which the same might reasonably be expected to let if leased for a period not exceeding seven years and the nett annual value of sheep shall be taken to be at the rate of forty-five pounds for every thousand sheep.

Previously to levying rate Board to cause list to be prepared setting forth amount of proposed rate and names of persons liable for rate which shall be signed by Chairman.

31. Previously to making or levying any rate the Board shall cause a list to be prepared setting forth the amount of the rate proposed to be made the names of the persons liable to the payment thereof the sum payable by each of such persons the property in respect whereof each such sum shall be payable and the time at which such rate shall be paid and when such list shall have been completed and approved by the Board the Board shall if it think fit order the rate therein described to be made and levied and the list to be signed by the Chairman thereof and the production of such list so signed shall be evidence that the rate has been duly made by the said Board.



32. When any rate shall become due the Board shall cause a notice in the form set forth in the Schedule D hereunto annexed to be served by a Collector duly authorized to receive the same upon every person liable to pay such rate and if such rate be not paid to such Collector on the service of such notice it shall be paid at the place named therein within thirty days after the service thereof and if not paid within such thirty days it shall be forthwith recovered as hereinafter provided. Provided that no legal proceedings shall be commenced for the recovery of any unpaid rate or part of a rate after the expiration of three months from the time appointed by the Board for the payment of such rate excepting under "The Sale of Land for the Non-payment of Rates Act 1862."

When rate becomes due notice to be served in form set forth in Schedule D.

33. The Board shall within fourteen days after the completion of the Roll for each year cause a notice in the form or to the effect in the Schedule E to this Ordinance to be sent through the post to any person or persons on the said Roll who shall not be actually resident within the district addressed to his last known place of abode within the Province of Canterbury but not elsewhere and in no case shall a person residing out of the district be liable for rates unless a notice has been posted to him at his residence or last known place of abode within the Province of Canterbury and copies of the Ratepayers' Roll of the district have been exhibited in accordance with the provisions of this Ordinance.

Notice in form set forth in Schedule E to be sent through post to persons not resident in the district.

34. All rates when made as hereinbefore provided shall be deemed to be the property of the Board and may be recovered at the suit of any Collector duly authorised by the Board to collect and receive the same.

Rates to be the property of the Board & to be recovered at suit of the Collector.

35. All rates payable in respect of land buildings or tenements shall be paid by the occupier thereof whether his name appear on the Ratepayers' Roll or not or if there shall be no occupier such rates shall be paid by the owner thereof. Provided that the owners of all rateable property of which the nett annual value does not exceed ten pounds or which is let to weekly or monthly tenants shall be rated to and pay the rates instead of the occupier. All rates payable in respect of sheep shall and may be recovered either from the owner thereof or the person under whose charge control or management such sheep shall be at the time of the levying of such Rate. Provided always that nothing in this Ordinance shall be construed to affect the liability of any owner to repay to any person under whose charge control or management any such sheep shall have been at the time of the levying of any rate any sum or sums of money which he shall have been called upon to pay under the provisions of this Ordinance. Provided always that in the preparation of such Ratepayers' Roll there shall be deducted from the number of sheep

Rates by whom payable

in respect of which any person is liable to be rated one sheep for every acre of natural grass land and five sheep for every acre of enclosed land laid down in artificial grasses in each district in respect of which he is liable to be rated.

In case of property jointly occupied or owned who to pay rate.

36. When any rateable property is jointly occupied or if unoccupied is jointly owned by more persons than one each of such persons shall be deemed to be the occupier or owner of rateable property of equal annual value to that of the whole of such first mentioned property divided by the number of such joint occupiers or owners thereof.

Rate may be remitted in case of poverty.

37. It shall be lawful for the Board if it shall be represented to it by any person liable to pay any rate that he is unable by reason of poverty to pay such rate and if the Board shall be satisfied of the truth of such representation to remit and excuse the payment of such rate or any part thereof.

Rate how recoverable in case of an occupier having quitted property without paying rate.

38. When the occupier of any rateable property shall have quitted the same without having paid all the rates to which he shall have become liable in respect thereof and then payable by him the Board may either recover such rates from the person so having quitted or may elect to recover the same from the owner of the property who shall thereupon be liable to pay the same.

#### VI.—MEETINGS OF RATEPAYERS.

Who entitled to take part at meetings of Ratepayers.

39. Every person of full age whose name shall appear on the Ratepayers' Roll and who shall have paid all rates which he shall have been liable to pay under the authority of this Ordinance and who shall be of sound mind shall be entitled to take a part at all meetings of the ratepayers of the district and shall be entitled to vote thereat according to the following scale that is to say every person who shall appear on the Ratepayers' Roll as liable to be rated in respect of property of nett annual value not exceeding twenty-five pounds shall have one vote in respect of property exceeding the value of twenty-five pounds and not exceeding fifty pounds two votes exceeding fifty pounds and not exceeding one hundred pounds three votes exceeding one hundred pounds and not exceeding two hundred pounds four votes and exceeding two hundred pounds five votes Provided that if in any road district there are not six Ratepayers on the Ratepayers' Roll or if no Ratepayers' Roll has been completed every person whose name shall appear on the Electoral Roll for the time being in force for the election of members for the electoral district or districts in which such road district is situated in respect of property situated within such road district and every householder resident within such road district shall be taken and deemed to be a ratepayer for the purposes of this Ordinance.

40. The Chairman of the Board shall be Chairman of every meeting of Ratepayers and if he shall not be present thereat the Ratepayers present shall before proceeding to any other business elect a Chairman who shall preside at such meeting and all questions coming before such meeting shall be determined by a majority of the votes of the Ratepayers present thereat and the Chairman shall have a casting as well as an original vote thereat.

Chairman of Board shall be Chairman of meetings of Ratepayers

41. An annual meeting of the Ratepayers shall be held at the hour of noon in the first week in the month of January in each year at such place within the district as the Board shall appoint and other meetings of the Ratepayers shall be held at such other times and at such places within the district as the Board shall appoint and the Board shall give public notice of the time and place of all such meetings and any such meeting may be continued by adjournment.

Annual meeting of Ratepayers shall be held.

42. The Chairman shall cause to be entered in the minute book of Ratepayers' meetings which the Board shall keep for that purpose and shall lay before every meeting of the Ratepayers true and faithful minutes of all the proceedings of such meeting and shall sign the same.

Minutes of meetings to be kept.

43. At the said Annual Meeting the Ratepayers shall elect Members to fill the vacancies occurring in the Board as hereinbefore provided and the Chairman shall put the name of each candidate separately to the meeting and shall declare according to the majority of the votes given personally or by proxy upon whom the election has fallen. Provided that the Chairman shall propose no person for election unless he shall be eligible to be a member of the Board as hereinbefore provided.

Vacancies in Board to be filled at Annual Meeting.

44. If any candidate shall demand a poll such poll shall be held forthwith and shall be closed at four o'clock of the same day and such polling shall be conducted in accordance with the provisions of an Act of the General Assembly of New Zealand intituled "The Regulations of Elections Act 1858" and the Board shall make all necessary arrangements for such poll being held in accordance with such Act and the Chairman of the Road Board or some person authorised by him in writing shall be the presiding officer at such election.

Of demanding a Poll.

45. Upon the requisition in writing of any Ratepayers representing not less than one-tenth of the votes to which all the Ratepayers on the Ratepayers' Roll for the district are entitled the Chairman shall within fifteen days of the receipt of such requisition call a public meeting of the Ratepayers of the district giving not less than fourteen days' public notice thereof and specifying the business to be transacted thereat.

Chairman to call public meeting of Ratepayers upon requisition.

## VII. RESPECTING TOLLS.

Board may erect toll gates subject to approval of Superintendent.

46. It shall be lawful for any Board subject to the approval of the Superintendent from time to time to erect toll-gates or bars and toll-houses upon the roads and bridges within their respective districts at such places as may to them seem convenient and also with such approval as aforesaid to remove whenever they may think fit so to do such toll-gates or bars and toll houses and to impose and levy tolls upon all animals and vehicles at a rate not exceeding the several sums set forth in the schedule to this Ordinance. Provided that Her Majesty's mails and persons in charge thereof and volunteers on duty police constables on duty and prisoners in their charge shall be exempt from tolls. Provided also that if the Superintendent shall be satisfied that any road or bridge or ferry at which such tolls are payable is in such a state of repair as to be dangerous it shall be lawful for him to direct that such tolls shall cease to be payable until the same has been effectually repaired and thereupon such tolls shall cease to be payable accordingly.

Tolls to be paid to collectors appointed by the Board.

47. All tolls payable under this Ordinance shall be payable to the respective Collectors thereof to be appointed by the Road Board and if any person liable to the payment of such tolls shall after demand thereof neglect or refuse to pay such toll the Collector thereof may seize and distrain any animal carriage or other vehicle in respect of which such toll is payable or the goods and chattels of any person so neglecting or refusing to pay and if such toll with reasonable charges for such seizure and distress shall not be paid within five days the animals goods or chattels seized may be sold and the proceeds applied in payment of such tolls and the charges occasioned by such seizure distress and sale of the surplus (if any) of such proceeds shall be paid on demand to the owner thereof or such tolls may in lieu of such distress be recovered by such Collector by the ordinary process of law.

Table of tolls to be put up and maintained at toll-gate.

48. Before any toll shall be demanded at any toll-gate to be erected as aforesaid the Board shall cause to be put up and maintained at such toll-gate a table painted in legible black letters on a board with a white ground containing at the top the name of the gate distinguishing the several tolls together with the Christian name and surname of the Toll Collector and also a list of the several gates (if any) which shall be cleared by the payment of toll at the toll-gate or bar where such table of tolls shall be affixed and the said Board shall also where more than one gate shall be erected in the district provide tickets denoting the payment of toll and on such tickets shall be specified the name of the gate at which the same respectively shall be delivered and also the names of the several gates freed by such payment one of which tickets shall be delivered gratis to the person paying the toll and on production of such ticket at any gate or gates therein mentioned as being cleared as

aforesaid by payment of the toll at the gate where such ticket was delivered the person producing the same shall on the day of the issue thereof pass through the gate or gates therein mentioned without paying any further or additional toll for the same animal or vehicle.

49. Every Toll Collector appointed under the authority of this Ordinance who shall take more or less toll than authorised as aforesaid or who shall refuse to give his name to any person demanding the same after having paid the toll or who shall in anywise hinder any person from reading the inscriptions on such aforesaid table or who shall unnecessarily detain or wilfully obstruct or hinder any passenger from passing through any toll-gate or who shall use any abusive language to any traveller or passenger shall for every such offence forfeit and pay any sum not exceeding five pounds.

Penalty for taking more or less toll than authorised.

50. Any person forcing his way through any toll-gate or bar or evading the payment of any toll for passing through or fraudulently claiming exemption from toll shall forfeit and pay for every such offence any sum not exceeding five pounds the proof of such exemption shall lie upon the person claiming it.

Penalty for forcing way through toll-gate or evading payment.

51. It shall be lawful for any Board subject to the approval of the Superintendent from time to time to farm out for any term not exceeding three years all or any of the tolls authorised to be collected by this Ordinance together with any toll-bar toll-gate and house such farming out to be either by tender to be advertised for at least three consecutive weeks in the public newspapers and to be published in the *Provincial Government Gazette* or by public auction duly advertised in like manner and such security shall be taken by the said Board as they shall think fit for the due performance of the conditions of the lease of any tolls and any person to whom such tolls may be leased shall for the purposes of this Ordinance be deemed to be a Collector thereof duly appointed under the powers of this Ordinance Provided that previously to so letting out the Board shall fix the maximum rate of toll which shall be demanded within the limits prescribed by the Schedule H to this Ordinance and shall in no case decrease the amount of tolls without the consent in writing thereto of the lessee.

Board may farm out tolls subject to approval of Superintendent.

52. All tolls levied under the authority of this Ordinance shall after deducting the expenses of collecting the same be expended in making and maintaining the roads or bridges whereon such tolls shall from time to time be collected The Board shall keep a separate account of the tolls received by it at each toll-gate toll-bar or bridge and also of all moneys expended upon the same and on the roads or bridges on which the same are placed respectively.

Tolls to be expended in making and maintaining roads and bridges.

If road upon which toll shall be payable pass through or into two or more Districts Superintendent to judge how tolls shall be shared.

53. If any road whether the same be a main road or not shall pass or extend through or into two or more Districts and if Tolls shall be payable thereunder upon such road to the Board of any such District and if such road be commonly used for direct traffic by persons passing with animals or vehicles along such road for a length thereof which shall extend not only through or into the District to the Board of which such tolls are payable but also through or into another or others of such Districts of all which matters the Superintendent alone shall judge and if the Board of any one or more of such last-mentioned Districts shall in writing under their common seal complain to the Superintendent that they ought by reason of such traffic being common to their own District with the District in which such Tolls shall be payable or for other like cause to have a share of such Tolls it shall be lawful for the Superintendent to proclaim if it shall seem fit such road for such length thereof as shall be as well within the District from which such complaint shall proceed and within the District in which such Tolls are payable as also between the boundaries of both to be a "common toll road" as well of such districts as of all Districts lying between the same respectively and along the line of the said road.

Superintendent shall determine proportion of tolls payable to different districts through which the same road may pass.

54. In and by the last mentioned Proclamation or by any other Proclamation or Order it shall be lawful for the Superintendent from time to time to determine in what proportions the Tolls payable at each and every Toll-gate or Toll-house upon such common Toll-road shall after deducting all expenses of maintaining such Toll-bar Toll-gate or Toll-house and of collecting such Toll be distributed among the several Boards through or into whose Districts such common Toll-road shall extend and every Order made under this or the last Section shall take effect accordingly upon the publication thereof in the *Provincial Gazette*.

Tolls paid on common toll road to be paid over to Provincial Treasurer.

55. If after the Proclamation of any common Toll-road under this Act, any moneys shall have been paid to the Board of any District for which such road has been proclaimed as and for Tolls or rents of Tolls levied on such road within such District the same shall forthwith be paid over to the Provincial Treasurer to be held and dealt with as aforesaid and if any such moneys shall not be so paid over the Provincial Treasurer may recover the same in a summary way on complaint before two Justices and the Provincial Treasurer shall pay them over as such first-mentioned Board was bound to have done.

#### VIII.—RESPECTING NEW DISTRICTS.

Superintendent may proclaim new districts on petition of Ratepayers.

56. If at any time previous to the first day of August in any year a majority of the Ratepayers of any portion of a District described in Schedule B to this Ordinance shall petition the Superintendent that a

portion of the District to be specified in such petition should be formed into a separate District. It shall be lawful for the Superintendent in Council by Proclamation to be inserted in the *Government Gazette* and one newspaper circulating in the District to declare that such part of the District mentioned in the said petition shall be a Road District and thereupon the part of the District specified in such Proclamation shall be constituted a Road District and shall be deemed to be a Road District within the meaning of this Ordinance in like manner as if the same had been set forth and described in Schedule B to this Ordinance. Provided that such new District and the boundaries thereof shall be particularly specified in such Proclamation and the name by which such new District shall be known or distinguished shall also be specified.

57. It shall be lawful for the Superintendent in respect to any District which the Superintendent may proclaim a Road District in accordance with clause 56 of this Ordinance to appoint some competent person to make such provision for the formation of Ratepayers' Rolls in those Districts as he may consider necessary and it shall be lawful for the Superintendent on the formation of such Rolls to call a meeting of Ratepayers in each District as aforesaid respectively at such time and place as he may appoint for the purpose of electing five members who shall constitute the first Board for the District and the Superintendent shall cause public notice of such meeting to be given within each aforesaid District the said elected members for the above-mentioned Districts or any new District shall hold office in the same manner as regards tenure of such office as is hereinbefore provided in respect of members elected in the ordinary course and the Board shall at its first meeting elect a Chairman who shall have the same powers as a Chairman elected for other Boards under the provisions of this Ordinance.

Superintendent may appoint some competent persons to make provision for the formation of Ratepayers' Rolls in district which he may proclaim.

#### IX. MISCELLANEOUS.

58. The Board shall have power by itself or its officers for the purposes of this Ordinance to enter at all reasonable hours in the day-time into and upon any land buildings and premises within the district without being liable to any legal proceeding on account thereof. Provided always that except when herein otherwise provided the Board or its officers shall not make any such entry unless with the consent of the occupier until after the expiration of twenty-four hours' notice for that purpose given to the owner or occupier.

Board to have power by itself or its officers to enter upon any land buildings and premises.

59. The Board may stop up any road and prevent the same from being used as a common thoroughfare for a reasonable time during the execution of any work authorised by this Ordinance.

Board may stop up any road during execution of any work.

Board during execution of any work or stoppage of road to take precautions against accidents.

60. The Board shall during the execution of any work or the stoppage of any road take proper precautions for guarding against accident and if any person shall without the authority or consent of the Board take down alter or remove any bar chain or other protection or extinguish any light placed at or near to any bar chain or work for protection he shall for every such offence on conviction thereof before any Justice of the Peace be liable to a penalty not exceeding Five Pounds or to be imprisoned for any period not exceeding fourteen days.

#### X. PROTECTION TO OFFICERS.

Board to be responsible for acts of its Officers.

61. No act done by any member or officer of the Board acting under the direction of the Board and *boná fide* for the purposes of carrying into operation any of the provisions of this Ordinance shall subject such member or officer personally to any action suit or demand whatever but the responsibility of such act shall lie upon the Board.

Penalty for obstructing Officer in discharge of his duty.

62. Any person who shall obstruct or attempt to obstruct any Member or Officer of the Board acting in the execution of this Ordinance shall be liable to a penalty not exceeding Ten Pounds.

#### XI. INITIATORY AND SUSPENDING CLAUSES.

Three Members to retire at Annual Meeting in 1870.

63. At the Annual Meeting to be held in the first week in January one thousand eight hundred and seventy, three of the Members who shall be chosen by lot shall retire from the Board and other members shall be elected in their room as herein provided.

In certain cases Superintendent may suspend Board and may appoint a Commissioner for district.

64. If at any time the Ratepayers of a District shall refuse or neglect to elect Members of the Board or if the Members of the Board shall refuse or neglect to carry this Ordinance into operation or to resign their seats thereat and to make due provision for the election of other Members in their room the Superintendent shall with the advice of the Executive Council by Proclamation published in the *Provincial Government Gazette* declare the powers of such Board to be suspended and shall by such Proclamation appoint a Commissioner for such District and all the powers rights privileges and duties of such Board shall from the date of such Proclamation vest in and be exercised by such Commissioner on behalf of the Board and the Superintendent shall cause such salary as he shall think fit to be paid to such Commissioner out of any funds belonging to the Board and applicable to the use of the District under the provisions of this Ordinance Provided that such Commissioner shall be guided in the performance of his duties by such instructions as he shall receive from the Superintendent in that behalf.



65. It shall be the duty of such Commissioner if no Ratepayers' Roll shall have been made to cause a Ratepayers' Roll to be made and revised in the manner herein provided and if at any time after the making thereof the Ratepayers shall at the Annual Meeting elect five Members to form a Board such Members shall constitute the Board under the authority of this Ordinance and the appointment of the Commissioner together with all his powers shall thereupon cease and determine at the next Annual Meeting after such election three of the Members to be chosen by lot shall retire from the Board and three other Members shall be elected in their room as hereinbefore provided.

Duties of Commissioner.

66. Every occupier of land fronting on any public highway who shall suffer any Live Fence growing on such land and adjoining such public highway to grow to a height exceeding eight feet above the ordinary level of the adjoining land or to overhang such public highway shall be liable to a penalty of not less than Ten Shillings nor more than Five Pounds Every twenty-four hours during which such occupier shall after being convicted under this section continue to allow his Live Fence to exceed eight feet in height or to overhang a public highway shall constitute a separate offence.

Penalty for allowing live Fence adjoining public highway to grow to a height exceeding eight feet.

67. The Chairman of any Road Board may at any time give notice in writing to the occupier of land fenced with gorse or broom fronting on any formed road or on any road about to be immediately formed requiring him to cut and trim that side of the fence so fronting on such road and to keep one half the width of the road on which such land fronts clear of gorse or broom and in the event of such occupier failing to comply with such notice to cause the same to be done and the amount of the cost of such cutting trimming and clearing with all costs shall be recoverable from the occupier of such land in the ordinary course of law.

Chairman of Road Board may give notice requiring any gorse or broom fence to be cut and trimmed.

68. If in any case any Annual Meeting or Adjourned Annual Meeting of Ratepayers of any District shall from any informality in their proceedings have heretofore failed to have elected or shall hereafter fail to elect Members to fill up vacancies occurring in the Road Board of such District under the provisions of this Ordinance then notwithstanding anything to the contrary it shall be lawful for the Superintendent of the province of Canterbury with the advice of the Executive Council thereof upon a requisition signed by Ratepayers representing not less than one-twentieth of the votes to which all the Ratepayers on the Ratepayers' Roll of the District are entitled to fix another day and time for the Ratepayers of such District to hold a meeting to fill up such vacancies in the Board and the Superintendent with the advice aforesaid shall forthwith give public notice of such meeting and a Chairman thereof shall be elected under the provisions of Clause 40 of this Ordinance

Superintendent may fix another day for Meeting.

and the meeting so called shall elect Members to fill up the necessary vacancies in such Board and the Members so elected shall continue in office and have all the powers as if they had been duly elected at any Annual Meeting or Adjourned Annual Meeting provided for by this Ordinance.

Board may make Bye-laws.

69. The Board may from time to time make such bye-laws as it thinks fit for the purpose of regulating the conduct of its officers and servants and for providing for the due management of the affairs of the Board Provided that no bye-law be repugnant to any Act of the General Assembly or Ordinance of the Provincial Council.

**RESPECTING DIVISION OF ROAD DISTRICTS INTO WARDS.**

District may be divided into Wards.

70. At any time after an Annual Election of Members of a Board under the authority of this Ordinance the Superintendent if he shall have received a petition to that effect signed by one-fourth of the number of Ratepayers within any Road District reckoned according to their votes and if it shall seem fit so to do may by Proclamation divide the Road District into five separate Wards by such names and with such boundaries respectively as shall by such Proclamation be assigned to the same Provided that no such division shall be made until the Ratepayers' Roll for the then current year has been revised.

Notice of petition to be inserted in Gazette and newspapers.

71. Notice of the receipt by the Superintendent of the petition mentioned in the preceding section shall be inserted in the *Provincial Gazette* and also in one or more newspapers circulating in the District at least three weeks before the division of the District to which it refers.

As to election of Members of Board for Wards.

72. Upon the division of any District into Wards the Members of the Board shall go out of office at the then next annual meeting of Ratepayers but shall be eligible for re-election and each Ward shall return one Member to the Board.

Who to vote in Wards.

73. Where any District shall be divided into Wards every person who under the provisions hereinbefore contained would be entitled to vote for the Election of Members of the Board and to be on the Ratepayers' Roll shall be entitled to be enrolled on the Ratepayers' Roll to be made as hereinafter provided for the Ward or Wards wherein any rateable property in respect of which he is so entitled is situated and being so enrolled to vote in all elections of Members of the Board to be held in and for such Ward or Wards as hereinafter provided and all provisions hereinbefore contained shall as to each such Ward be read as applying thereto and not to the District at large.

74. Where any District shall be divided into Wards the preceding sections hereof relating to the formation and revising of the Ratepayers' Roll shall be read with reference to such District in manner following that is to say :

Instead of the Ratepayers' Roll for the District at large there shall be a separate Ratepayers' Roll for each Ward of the District. The Ratepayers' Roll for each Ward when revised and signed by the Revising Officer shall be the Ratepayers' Roll for the Ward and shall continue in force for the said Ward until another Ratepayers' Roll shall have duly come in force for the same.

And subject to the provisions of this section all provisions hereinbefore contained shall take effect according to their tenor respectively for each separate ward of such District instead of the District at large.

75. When a District shall have been by the Superintendent divided or newly divided into Wards the Clerk thereof shall forthwith make out from the Ratepayers' Roll in force for the District and all previous Wards thereof a Roll for each such first mentioned Ward of all persons named in any one or more of such first-mentioned Rolls in respect of rateable property which shall to the best of his knowledge and information appear to such Clerk to be situated in such Ward and shall arrange the same in alphabetical order of surnames and shall deliver such last-mentioned Roll to the Chairman of the Board and every such Roll shall be deemed to have been made and be the Ratepayers' Roll for the Ward to which the same shall refer in like manner to all intents and purposes as if made as hereinbefore provided.

76. At the first meeting of the new Board after any District shall have been divided into Wards the Members thereof shall determine among themselves by ballot which two of their number shall retire at the next annual meeting and the two Members of the Board so balloted shall hold office until such next annual meeting only in like manner as if they had respectively been in office for two years but shall be eligible for re-election but in case such ballot shall not be taken the Chairman shall decide by lot those Members who shall retire under the provisions herein contained.

77. The election for Members for each Ward shall be conducted in like manner as hereinbefore provided for election of Members for the District at large and shall be held before such person as the Chairman of the Board shall nominate as presiding officer.

78. Ratepayers residing out of the District may record their votes at any election for Members of the Board by proxy. Provided that such proxy be a Ratepayer appointed in writing in the form given in Schedule F to this Ordinance and that the signature of the party signing the same be attested by a Justice of the Peace or a Ratepayer of the Province.

Respecting Ratepayers' Roll for Wards.

Clerk of Board to make out Roll for Wards.

As to retirement of Members from Board of District which has been divided into Wards.

Election of Members for Ward how to be conducted.

Ratepayers residing out of District may vote by proxy.

Nominations to be forwarded to Chairman fourteen days prior to election.

79. All such nominations shall be forwarded to the Chairman of the Board fourteen days at least before the day appointed for any such election.

Scrutineer to be appointed.

80. The Chairman of the Board shall previous to any poll being taken appoint one other Member of the Board to act with himself in scrutinizing such nominations and the Chairman shall endorse on such of the said nominations as may be found to be correct the number of votes to which the person signing the same shall be entitled and thereupon the proxy may attend at the election and may poll the number of votes endorsed on such nomination in the same manner as the person signing the same might do if personally present.

Penalty for false representation.

81. If any person not being on the Ratepayers' Roll shall sign any such nomination or if any person shall falsely represent himself to be the person named as such proxy or if any person not being the person named as such proxy shall vote or attempt to vote at any such election in the name of the party signing such nomination every such person so offending in any or either of the matters aforesaid shall be liable to a penalty not exceeding One Hundred Pounds nor less than Ten Pounds for each offence.

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## SCHEDULES.

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### SCHEDULE A.

- “The Roads Ordinance 1864.”
  - “The Roads Ordinance Amendment Ordinance 1866.”
  - “The Sheep Rating Ordinance 1866.”
  - “The Roads Ordinance Amendment Ordinance 1867 Session XXVI. No. 12.”
  - “The Roads Ordinance Amendment Ordinance 1867 Session XXVII. No. 15.”
- 

### SCHEDULE B.

1. THE WAIPARA DISTRICT comprises that portion of the Province bounded on the North by the Province of Nelson on the East by the sea on the South by the south bank of the River Waipara to the summit of the Pass north of Runs Nos. 165 166 168 and a line from thence to Ashley Head Esk Head Snowy Peak and the Teremakau Saddle.

2. THE AVON DISTRICT comprises that portion of the Province bounded on the North by the south bank of the River Waimakariri from the sea to the western boundary of Section No. 5620 on the East by the sea on the South by the north boundary of the City of Christchurch and the south bank of the River Avon to the sea on the West by the western boundaries of Section Nos. 6 52 105 133 142 299 135 151 and the northern boundary of Section No. 151 to the north-western boundary of the Papanui Church Reserve by the north-western boundary of that Reserve and by the eastern side of the Harewood Road by Papanui to the western boundary of Section No. 203 by that boundary and by the western boundaries of Sections Nos. 203 5 3 25 292 291 290 280 279 243 331 1471 and 5620.

3. THE RICCARTON DISTRICT comprises that portion of the Province bounded on the North by the south bank of the River Waimakariri on the East by the Avon District and the west boundary of the City of Christchurch on the South by the north-west side of the Lincoln Road to Archer's Bridge and the north-east side of the Lincoln and Riccarton Junction Road to its junction with the Great South Road the south side of the Great South Road to its junction with the south side of the Harewood Road by Riccarton the south side of the Harewood Road by Riccarton to a point in a line with the west side of the Prebbleton and Kaiapoi Junction Road on the West by the west side of the Prebbleton and Kaiapoi Junction Road to the Waimakariri at the north-east corner of Rural Section No. 2197.

4. THE TEMPLETON DISTRICT comprises that portion of the Province of Canterbury bounded on the North by the south bank of the Waimakariri on the East by the Riccarton District to the south side of the Great South Road on the South by the south side of the Great South Road on the West by a true north and south line through Trig. pole C 30 to a point on the south side of the Great South Road.

5. THE HEATHCOTE DISTRICT comprises that portion of the Province bounded on the North by the Avon District and the City of Christchurch on the East by the sea on the South by the ridge of the Port Hills on the West by the west side of the Dyer's Pass Road and the west side of the continuation of Colombo Street south to the City of Christchurch.

6. THE SPREYDON DISTRICT comprises that portion of the Province bounded on the North by the City of Christchurch and the Riccarton and Templeton Districts on the East by the Heathcote District on the south by the south bank of the River Heathcote to the south side of the Canal Reserve and the south bank of the River Halswell to the old river bed and the west edge of the old river bed to the Great South Road.

7. THE HALSWELL DISTRICT comprises that portion of the Province bounded on the North by the Spreydon District on the East by the Heathcote District and the ridge of the Port Hills as far as the highest of Cooper's Knobs on the South by a stream rising on Cooper's Knobs and falling into the River Halswell and on the West by the west side of the River Halswell.

8. THE LINCOLN DISTRICT comprises that portion of the Province bounded on the North by the Spreydon and Templeton Districts and the south side of the Great South Road on the East by the Halswell District and the west bank of the River Halswell on the South by the north bank of the Halswell and the north side of the road from the thirteen-mile bridge to Trig. Pole L 1 and the north side of the Lincoln and Coal Tramway Road to its junction with the Weedon and Springs Road on the east side of the Weedon and Springs Road to its junction with the Great South Road.

9. THE SPRINGS DISTRICT comprises that portion of the Province bounded on the North by the Lincoln District and the south side of the Great South Road on the East by the west bank on the River Halswell on the South by the edge of Lake Ellesmere and the north bank of the River Selwyn.

10. THE PORT VICTORIA DISTRICT comprises that portion of the Province bounded on the East by the north-east boundary of the Native Reserve at Raupaki a straight line from the south-east corner of the Native Reserve across the Harbour to the Church Gully in Church Bay the Church Gully to the Mount Herbert Peak Road the west side of the Mount Herbert Peak Road to a point where it is intersected by a straight line from Mount Herbert Peak to the Head of Little River on the South by a straight line from Mount Herbert Peak to Mount Herbert a straight line from Mount Herbert through L 1 to the ridge of the Port Hills and on the West by the ridge of the Port Hills.

11. THE PORT LEVY DISTRICT comprises that portion of the Province bounded on the North by the sea on the East by a line bearing S. 8 deg, 30 E. (magnetic) drawn from a point half-way between the East Head of Port Levy and the West Head of Pigeon Bay to the south side of the Purau and Akaroa Road on the South by the south side of the Purau and Akaroa Road and the Mount Herbert Peak Road and on the West by the Port Victoria District.

12. THE PIGEON BAY DISTRICT comprises that portion of the Province bounded on the North by the sea on the East by the ridge of the Spur between Decanter Bay and Little Akaroa to a point where it meets the highest ridge of the hills on the South by the highest ridge of the hills and the Akaroa and Purau Road and on the West by the Port Levy District.

13. THE OKAIN'S BAY DISTRICT comprises that portion of the Province bounded on the North and East by the sea on the South by the highest ridge of the hills and the spur leading to Putakolo Head and on the West by the Pigeon Bay District

14. THE TOWN OF AKAROA AND WAINUI DISTRICT comprises that portion of the Province bounded on the North by the Port Levy Pigeon Bay and Okain Bay Districts on the East and South by the sea and on the West by the summit of the spur running down to the Eastern Head of Island Bay the main ridge of hills through Mount Bossu Carew's Peak Saddle Hill Kitson's Pole Wainui Peak French Hill Wooded Peak to Barry Pass the south side of the Barry Pass Road to the Little River Railway Reserve the south side of the Terawera Valley Road and continuation thereof to its junction with the North side of the Port Levy and Little River Road the north side of the Port Levy and Little River Road to its junction with the Purau and Akaroa Road.

15. THE LITTLE RIVER DISTRICT comprises that portion of the Province bounded on the North by the Lincoln the Halswell the Port Victoria the Port Levy and Wainui Districts on the East by the Wainui District on the South by the sea on the West by the east shore of Lake Ellesmere and the Springs District.

16. THE COURTENAY DISTRICT comprises that portion of the Province bounded on the North by the south bank of the Waimakariri on the East by the Templeton Lincoln and Springs District on the South by the River Selwyn and the north bank of the Wakaepa branch of the Selwyn to a point opposite to and in a line with the east boundary of Run No. 41 thence north-easterly by the boundary of Run No. 41 to the south bank of the Waimakariri.

17. THE ELLESMERE DISTRICT comprises that portion of the Province bounded on the North by the Springs District on the East by Lake Ellesmere on the South by the sea and north bank of the Rakaia on the West by the west side of the Great South Road.

18. THE MALVERN DISTRICT comprises that portion of the Province bounded on the North and East by the south bank of the Waimakariri and the Courtenay District on the South by the Wakaepa branch of the Selwyn to its junction with a creek running from the Thirteen-mile Bush thence north-westerly in a straight line to the southernmost point of Lake Lyndon thence in a straight line to the southernmost point of the Black Range thence following the summit of the range to the head waters of the Waimakariri.

19. THE RAKAIA DISTRICT comprises that portion of the Province bounded on the North by the Oxford Malvern and Courtenay Districts on the East by the Ellesmere District on the South by the north bank of the Rakaia to its south-westernmost source thence by a straight line due west true to the Watershed forming the eastern boundary of the County of Westland and on the West by the County of Westland.

20. THE ASHBURTON DISTRICT comprises that portion of the Province bounded on the North by the Ellesmere and Rakaia Districts on the East by the sea on the South by the north bank of the Rangitata to the source of its north-west branch and a true west line thence to the Watershed forming the eastern boundary of the County of Westland and on the West by the County of Westland.

21. THE KOWAI DISTRICT comprises that portion of the Province bounded on the north by the Waipara district on the East by the sea on the South by the south bank of the River Ashley to its source at Ashley Head.

22. THE CUST DISTRICT comprises that portion of the Province bounded on the north by the Kowai district on the east by a true north and south line drawn through Trig. pole C 30 on the bank of the Waimakariri to the south bank of the River Ashley on the south by the south bank of the Waimakariri and on the west by the boundary line between Runs Nos. 2 and 29 14 and 34 108 Class 2 and 35 119 and 135.

23. THE OXFORD DISTRICT comprises that portion of the Province bounded on the north by the Waipara and Kowai districts and the Province of Nelson on the east by the Cust and Kowai districts on the south by the south bank of the Waimakariri to the head waters of its westernmost source and a true west straight line to the summit of the dividing range forming the eastern boundary of the County of Westland and on the west by the County of Westland.

24. THE MANDEVILLE AND RANGIORA DISTRICT comprises that portion of the Province bounded on the north by the south bank of the Ashley on the east by the sea on the south by the south bank of the River Waimakariri from Trig. pole C 30 to the sea on the west by the Cust district save and except the town of Kaiapoi.

25. THE GERALDINE DISTRICT comprises that portion of the Province bounded on the North by the Ashburton District on the East by the sea on the South by the south bank of the River Opihi to a point in a line with the eastern boundary of Run No. 254 a branch of the River Opuha forming the northern boundary of Runs Nos. 254 357 and an East and West line forming part of the northern boundary of Run No. 357 continued to the ridge on the West by the east boundary of Run No. 254 and the ridge of the hills dividing the waters of the Opihi and Rangitata from the waters of the Tekapo.

26. THE LEVELS DISTRICT comprises that portion of the Province not included in the Town of Timaru and bounded on the North by the Geraldine District on the East by the sea on the South by the north bank of the Pareora on the West by section No. 6192 on the south bank of the River Opihi following the watercourse therefrom and the stream following into the Tengawai the east bank of the River Tengawai to a point opposite Section No. 5209 crossing the river and following down a small stream to the River Pareora.

27. THE WAIMATE DISTRICT comprises that portion of the Province bounded on the North by the Levels District the south bank of the Pareora to its westernmost source and an east and west line from thence to the Hekateramea on the east by the sea on the south by the Province of Otago on the west by the east bank of the Hekateramea.

28. THE MOUNT COOK DISTRICT comprises that portion of the Province bounded on the north and west by the County of Westland on the east by the Ashburton Geraldine and Levels districts on the south by the Waimate district and the Province of Otago.

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#### SCHEDULE C.

TO THE CHAIRMAN OF THE

ROAD BOARD.

I hereby give you notice that I object to the following portion of the List of Rate-payers for the \_\_\_\_\_ district now deposited for inspection at [*here state place where Roll is deposited for inspection and the part objected to*] that the following are grounds of my objection [*here state the grounds of objection*] and that I shall appear in support of such objection at the Meeting of Revising Commissioners to be held for revision of such Roll.

Signature of Objector .....

Description.....

Address .....



SCHEDULE D.

NOTICE TO PAY RATE.

Road District of

To Mr.

I hereby give you notice that at a Meeting of the Road Board for the District above-mentioned held on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ a Rate of \_\_\_\_\_ in the pound on the rateable property in the District was ordered to be made and levied The sum which you are liable to pay under this order is \_\_\_\_\_ which sum you are required to pay to me either on the service of this notice or within thirty days after such service at my residence at \_\_\_\_\_ If the said Rate is not paid within the time above specified it will be recovered by legal process.

Collector of Rates for the \_\_\_\_\_ District.

SCHEDULE E.

Take notice that your name appears as a Ratepayer on the Roll of the District.

(A. B.) Chairman of the Board.

SCHEDULE F.

APPOINTMENT OF PROXY TO VOTE AT ELECTION OF MEMBERS OF THE BOARD.

I (A. B.) \_\_\_\_\_ of \_\_\_\_\_ hereby appoint \_\_\_\_\_ of \_\_\_\_\_ as my proxy to vote for me and on my behalf at the election of (a Member or Members as the case may be) for the Road Board of the \_\_\_\_\_ District (or for the \_\_\_\_\_ Ward of the Road Board of the \_\_\_\_\_ District as the case may be) to be held on the \_\_\_\_\_ day of \_\_\_\_\_ next and at any adjournment thereof.

As witness my hand this \_\_\_\_\_ day of \_\_\_\_\_ 18

Signed by the said A. B. } (A. B.)  
in the presence of

(C. D.)

a Justice of the Peace for the Colony of New Zealand  
(or) Ratepayer of the Province.

## SCHEDULE G.

RATEPAYERS' ROLL FOR THE ROAD BOARD OF THE

DISTRICT.

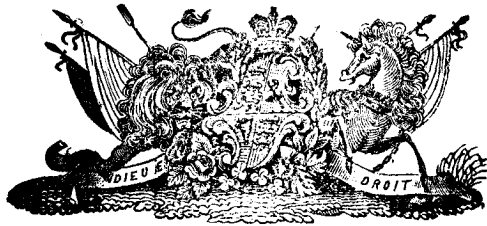
Surname of Occupier in alphabetical order.	Christian name of Occupier.	Occupier's trade or Occupation.	OWNER.				Description and situation of rateable property name of person having the charge control or management of any sheep within the district and number of such sheep above the age of twelve months.	If let for what term or in what manner.	NET ANNUAL VALUE		
			Surname.	Christian Name.	Residence.	Trade or Occupation.			£	s.	£

## SCHEDULE H.

For every horse ass or mule	...	...	...	...	...	Sixpence.
For every beast carrying a burden	...	...	...	...	...	Sixpence.
For all horned or neat cattle per head	...	...	...	...	...	Fourpence.
For every wheeled vehicle drawn by one horse or other beast...	...	...	...	...	...	One Shilling.
For every additional horse or beast drawing such vehicle	...	...	...	...	...	Sixpence.
For every sheep lamb goat or pig in one drove not exceeding 100	...	...	...	...	...	One Penny.
For every additional sheep lamb goat or pig	...	...	...	...	...	Halfpenny.

CHRISTCHURCH:

Printed under the authority of the Provincial Government of the Province of Canterbury, at the Press Office, Cashel street, by JOHN STEELE GUTHRIE, Official Printer for the time being to the said Government.



PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

---

SESSION XXXI.—No. 8.

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“The Appropriation Ordinance 1869.”

[*June 5, 1869.*]

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Published by Authority.

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**B**<sup>E</sup> IT ENACTED by the Superintendent of the Province of Canterbury Preamble.  
with the advice and consent of the Provincial Council thereof  
as follows :

1. Out of the public revenues of the said Province there may be issued and applied for the public service of the said Province and for defraying the charge of the Government thereof up to the 31st day of December 1869 the sum of Five Thousand One Hundred and Nineteen Pounds in manner set forth in the Schedule to this Ordinance.

The sum of £5119 may be appropriated.

2. The said sums hereby appropriated shall be issued and paid in the manner prescribed by “The Provincial Audit Act 1866” and “The Provincial Audit Act Amendment Act 1868.”

Sums appropriated shall be issued and paid in manner prescribed by Audit Acts.

## SCHEDULE.

	£	s.	d.	£	s.	d.
Timaru Landing Service ... ..	459	0	0			
Bealey Police Station ... ..	60	0	0			
Museum (Collected by Dr. Haast) ... ..	350	0	0			
Expenses of Session ... ..	300	0	0			
Repairs to Tunnel ... ..	3000	0	0			
Supreme Court Fittings ... ..	250	0	0			
General Contingencies ... ..	500	0	0			
Reward for Discovery of Goldfield ... ..	200	0	0			

CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Press* Office, Cashel Street, by JOHN STEELE GUTHRIE, Christchurch, Official Printer for the time being to the said Government.

PROVINCE OF CANTERBURY,

NEW ZEALAND.

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JOURNAL OF PROCEEDINGS

OF THE

PROVINCIAL COUNCIL.

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SESSION XXXI.—1869.

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CHRISTCHURCH:  
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TO THE SAID GOVERNMENT.

MDCCLXIX.



# CANTERBURY PROVINCIAL COUNCIL.

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SESSION XXXI.

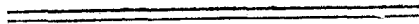
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## LIST OF MEMBERS.

Hawkes, J. G.	-	-	-	-	-	}	City of Christchurch.
Inglis, J.	-	-	-	-	-		
Williams, W. H. W. <sup>2</sup>	-	-	-	-	-		
Wilson, W.	-	-	-	-	-		
Aynsley, H. P. Murray	-	-	-	-	-	}	Town of Lyttelton.
Fyfe, J. G.	-	-	-	-	-		
Hargreaves, E. A.	-	-	-	-	-		
Macpherson, J. D.	-	-	-	-	-	}	Town of Kaiapoi.
Birch, J.	-	-	-	-	-		
Dixon, M.	-	-	-	-	-	}	Mandeville District.
Hillyard, C.	-	-	-	-	-		
Brown, J. E. <sup>7</sup>	-	-	-	-	-		Rangiora District.
Delamain, F. W.	-	-	-	-	-	}	Riccarton District.
Johnstone, H. B.	-	-	-	-	-		
Duncan, T. S.	-	-	-	-	-	}	Papanui District.
Peacock, J. T. <sup>6</sup>	-	-	-	-	-		
Duncan, A. <sup>4</sup>	-	-	-	-	-	}	Heathcote District.
Montgomery, W.	-	-	-	-	-		
Williams, J. S.	-	-	-	-	-	}	Lincoln District.
Knight, A. G. <sup>5</sup>	-	-	-	-	-		
Tancred, H. J.	-	-	-	-	-	}	Port Victoria District
Hornbrook, A. <sup>9</sup>	-	-	-	-	-		
Potts, T. H.	-	-	-	-	-		Town of Akaroa.
Waeckerle, C. J.	-	-	-	-	-		Wainui District.
Buchanan, H.	-	-	-	-	-		Bays District.
Rhodes, R. H. <sup>8</sup>	-	-	-	-	-		Oxford District.
Lee, G. Leslie <sup>3</sup>	-	-	-	-	-		Waipara District.
Mallock, J. W.	-	-	-	-	-	}	Sefton District.
Maskell, W. M.	-	-	-	-	-		
Moore, J. H.	-	-	-	-	-		Selwyn District.
Jollie, E. <sup>1</sup>	-	-	-	-	-		

1. Provincial Secretary and Secretary for Public Works, resigned 4th June; re-appointed 5th June.
2. Provincial Solicitor, resigned 4th June, re-appointed 5th June.
3. Member of Executive Council, resigned 4th June.
4. Member of Executive Council, resigned 4th June.
5. Provincial Secretary and Secretary for Public Works, appointed 4th June, resigned 5th June.
6. Member of Executive Council, resigned 5th June.
7. Member of Executive Council, resigned 5th June.
8. Member of Executive Council, appointed 5th June.
9. Member of Executive Council, appointed 5th June.

Hall, J.	-	-	-	-	-	-	Rakaia District.
Studholme, J.	-	-	-	-	-	-	Ashburton District.
Ormsby, A.	-	-	-	-	-	-	Geraldine District.
Matson, A. K.	-	-	-	-	-	-	Seadown District.
Gray, E.	-	-	-	-	-	-	Waitangi District.
Buckley, G.	-	-	-	-	-	-	Waimate District.
Kennaway, W.	-	-	-	-	-	-	Mount Cook District.





# LIST OF SELECT COMMITTEES

APPOINTED

DURING SESSION XXXI.,

1869.

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**ROADS BILL :—**

Messrs. J. S. Williams, Lee, Maskell, Hall, Kennaway, Waeckerle, Knight.

**TRESPASS OF CATTLE BILL :—**

Messrs. W. H. Williams, A. Duncan, Gray, Knight, Studholme, Wilson, Hall.

**CANTERBURY RAILWAYS :—**

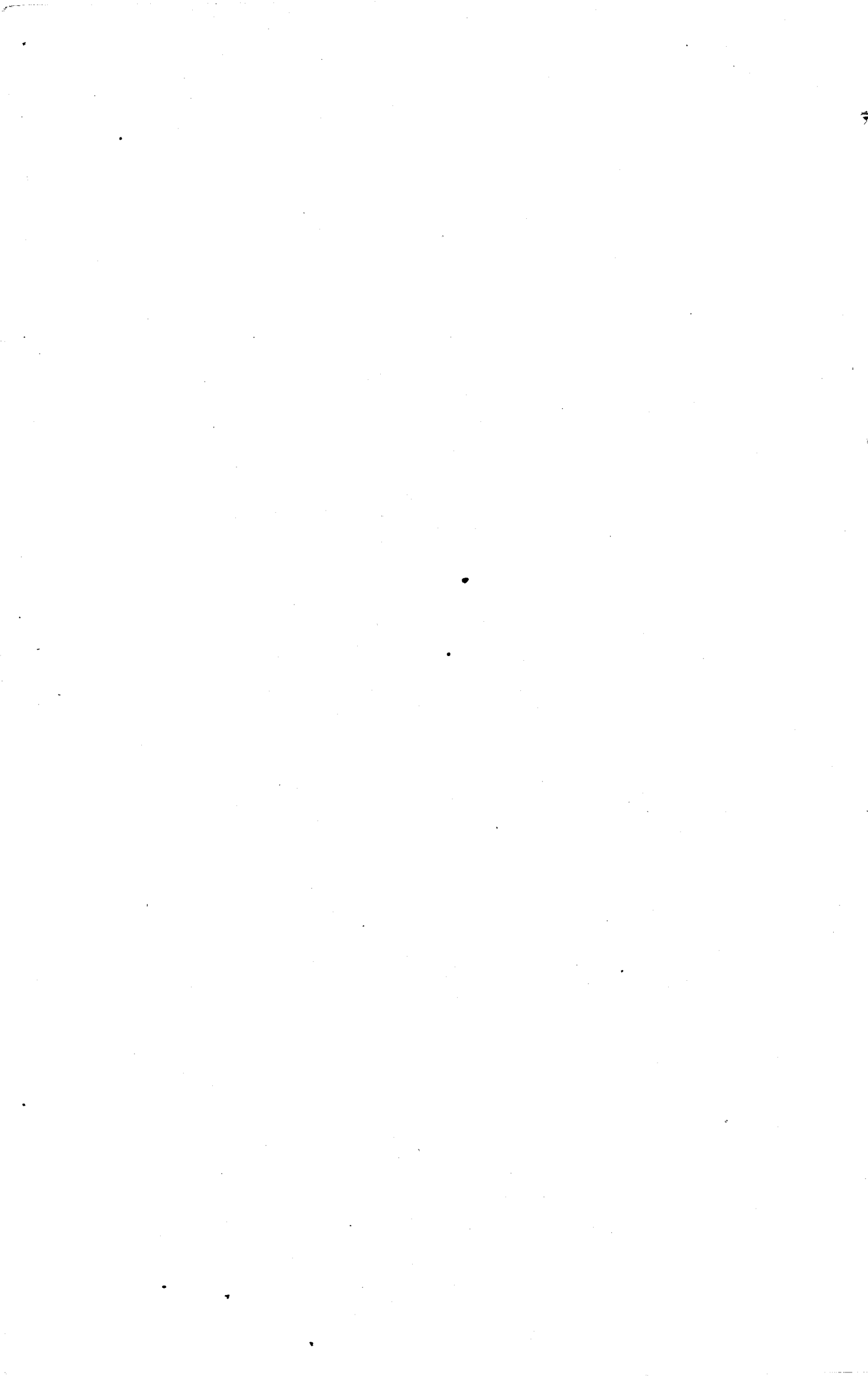
Messrs. Jollie, Montgomery, Aynsley, Knight, Hornbrook, A. Duncan, Macpherson.

**DEPASTURING LICENSES :—**

Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, Jollie.

**PROVINCIAL REVENUE APPORTIONMENT :—**

Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, Montgomery.



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# LIST OF SELECT COMMITTEES

APPOINTED

DURING SESSION XXXI.,

1869.

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**ROADS BILL :—**

Messrs. J. S. Williams, Lee, Maskell, Hall, Kennaway, Waeckerle, Knight.

**TRESPASS OF CATTLE BILL :—**

Messrs. W. H. Williams, A. Duncan, Gray, Knight, Studholme, Wilson, Hall.

**CANTERBURY RAILWAYS :—**

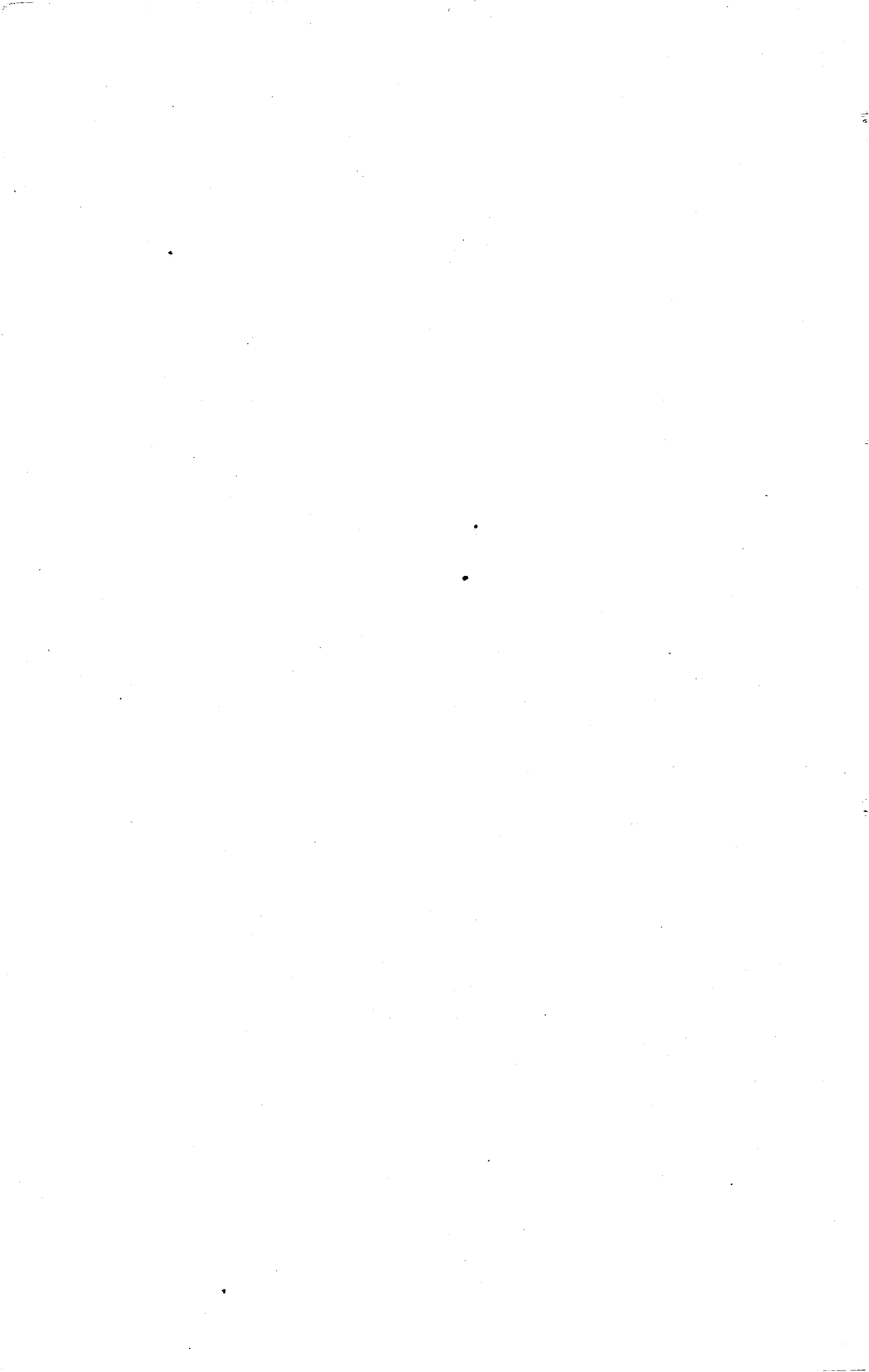
Messrs. Jollie, Montgomery, Aynsley, Knight, Hornbrook, A. Duncan, Macpherson.

**DEPASTURING LICENSES :—**

Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, Jollie.

**PROVINCIAL REVENUE APPORTIONMENT :—**

Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, Montgomery.



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#### *Agency, English—*

1. Letters from his Honor the Superintendent to H. Selfe Selfe, from 5th December, 1868, to 14th April, 1869.

#### *Agency, English—*

6. Letters from H. Selfe Selfe to his Honor the Superintendent, from 31st October, 1868, to 19th February, 1869.

#### *Agency, Immigration—*

8. Letters from A. O. Ottywell, Acting Immigration Agent, to the Provincial Secretary, from 31st September, 1868, to 26th February, 1869.

#### *Agency, Immigration—*

7. Letters from the Provincial Secretary to A. O. Ottywell, Acting Immigration Agent, from 5th December, 1868, to 15th March, 1869.

#### *Agricultural Statistics—*

11. Agricultural Statistics of the Province of Canterbury.

#### *Correspondence—*

25. Correspondence between his Honor the Superintendent and Mr. Knight.

#### *Diseased Cattle Act—*

9. Proclamations by his Honor the Superintendent under that Act.

#### *Diseased Cattle Acts—*

16. Return of Cattle destroyed under, from the outbreak of the disease to 1st May, 1869.

#### *Diseased Cattle Acts—*

18. Proclamation by his Honor the Superintendent under the Diseased Cattle Acts, dated 29th April, 1869, and published in the *New Zealand Gazette* of 13th May, 1869.

#### *Educational Reserves—*

23. Return of all Educational Reserves Trusts and Endowments, with a Statement of the Annual Income derived from the same.

#### *Finance—*

26. Expenditure for Duke of Edinburgh's Reception.

#### *Finance—*

27. Items of expenditure and general contingencies.

*Immigration—*

19. Return of Immigration and Emigration at the Port of Lyttelton, from 1st January, 1868, to 31st March, 1869.

*Loans, Canterbury—*

10. Statement of Bonds Converted and Unconverted, 31st December, 1868.

*Lyttelton Court-House—*

24. Correspondence between the Lyttelton borough Council and the Provincial Government relative to the erection of a Resident Magistrate's Court-House at Lyttelton and site of the same.

*Pasturage Licenses—*

17. Return of Pasturage Licenses not held under "The Canterbury Waste Lands Act, 1864."

*Public Works—*

4. Report on the Public Works of the Province for the financial period ending 31st December, 1868.

*Railways—*

2. Report on the existing state of the Tunnel, by G. Thornton, C.E.

*Railways—*

12. Correspondence in reference to the Report of the Railway Engineer on the existing state of the Tunnel, dated 3rd May, 1869.

*Railway—*

13. Remarks by the Railway Engineer on Mr. Dobson's Report of the state of the Canterbury Railways on 1st December, 1868, dated 5th May, 1869.

*Railway—*

15. Reply of Messrs. Holmes and Co. to the Report of the Commission appointed to inquire into the expenditure on the Canterbury Railways.

*Railway—*

20. Correspondence between his Honor the Superintendent and the Railway Engineer, as to the nature of the work done in the Lyttelton and Christchurch Railway Tunnel; removal of loose rock, &c., since the appointment of the Railway Engineer.

*Railway—*

21. Correspondence between his Honor the Superintendent and T. Patterson, C.E., relative to the safety of the Lyttelton and Christchurch Railway Tunnel.

*Road Boards—*

5. Return shewing the working of the several Road Boards from 1st January to 31st December, 1868.

*Road Districts—*

14. Return of the number of acres of land in each Road District in the Province, specifying the number of acres sold; number of acres reserved for educational and other purposes; estimated number of acres of good arable land not sold or reserved; number of acres of good quality grazing land remaining after deducting the foregoing; number of acres of inferior quality grazing land; and number of acres worthless or of little value; also of the amount of rent derived from pasturage licenses during the current year; also of the expenditure previous to the establishment of Road Boards, and the amount paid to Road Boards to 30th April, 1869.

*Timaru Landing Service—*

3. Correspondence relative to the Surrender of Lease by Captain Crawford to the Timaru and Gladstone Board of Works.

*Waste Lands—*

22. Return shewing the amount of Waste Lands remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaia.

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## PAPERS ORDERED TO BE PRINTED.

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Agricultural Statistics of the Province of Canterbury—November, 1868, and February, 1869.

Report of the Select Committee appointed to consider and Report on what change, if any, it would be expedient to make in the present system of appropriating the Provincial Revenue ; also to consider and Report on what change, if any, should be made in the system of administering the affairs of the Province, in order to give satisfaction to the people resident in the Southern and outlying Districts.

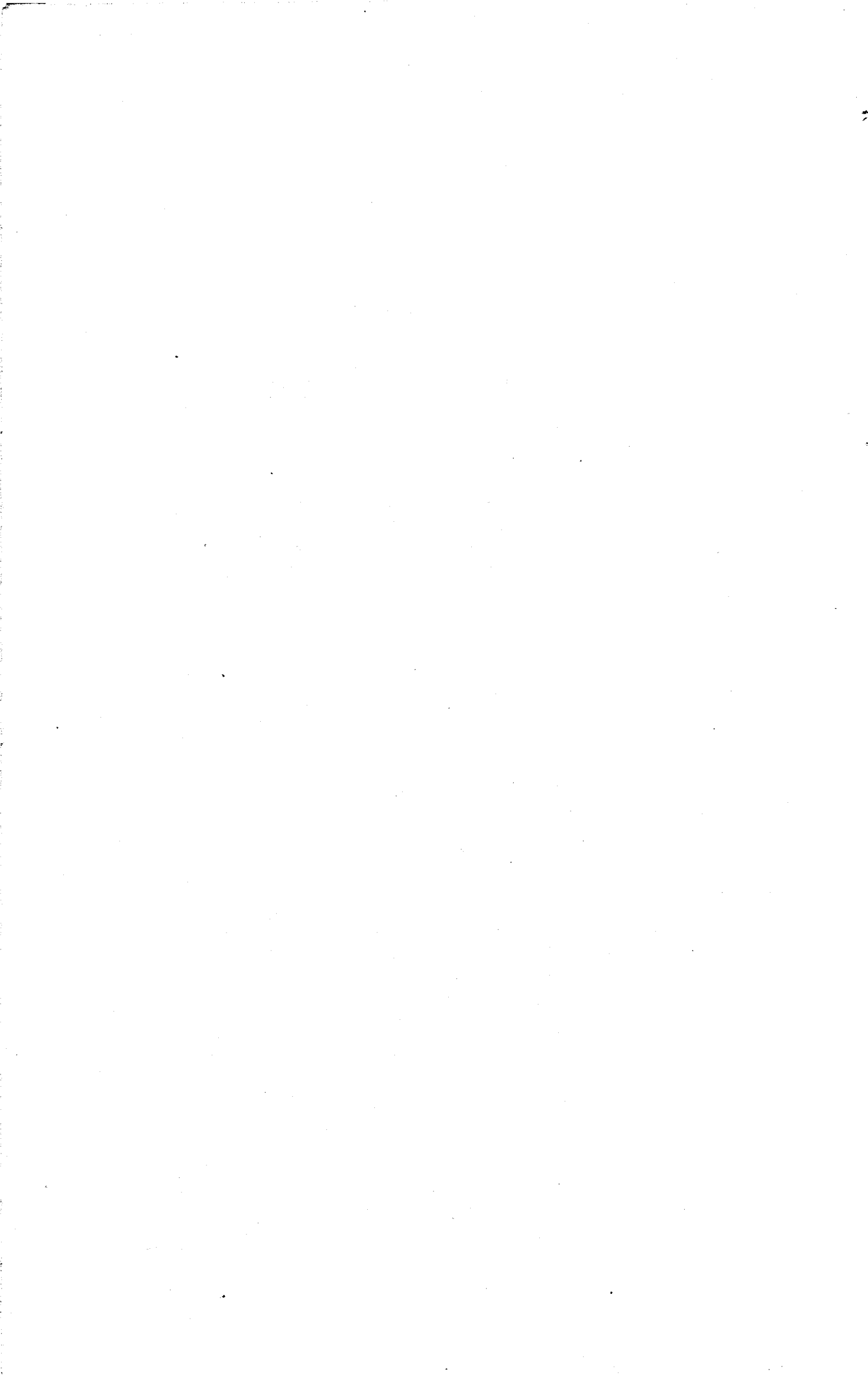
Report of the Committee appointed to inquire into the Management of the Canterbury Railways.

Reply of Messrs. G. Holmes and Co. to the Report of the Commission appointed to inquire into the Expenditure on the Canterbury Railways.

Return of Immigration and Emigration at the Port of Lyttelton, from 1st January, 1868, to 31st March, 1869.

Return of the Number of Acres of Land in each Road District in the Province, specifying the number of acres sold ; number of acres reserved for educational and other purposes ; estimated number of acres of good arable land not sold or reserved ; number of acres of good quality grazing land remaining after deducting the foregoing ; number of acres of inferior quality grazing land ; and number of acres worthless or of little value ; also of the amount of rent derived from pasturage licenses during the current year ; also of the expenditure previous to the establishment of Road Boards, and the amount paid to Road Boards to 30th April, 1869.

Return shewing the working of the several Road Boards throughout the Province during the financial year ending 31st Dec., 1868.



JOURNAL OF PROCEEDINGS  
OF THE  
PROVINCIAL COUNCIL.

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PROVINCE OF CANTERBURY, NEW ZEALAND.

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SESSION XXXI.

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FRIDAY, 7th MAY, 1869.

The Council met pursuant to Proclamation of his Honor the Superintendent, bearing date 16th April, 1869.

Members present—All except Messrs. Birch, Brown, Buchanan, Dixon, T. S. Duncan, Garrick, Gray, Hall, Hargreaves, Johnston, Mallock, Maskell, Matson, Ormsby, Potts, Rhodes, Waeckerle.

The Speaker in the chair.

The Speaker notified to the Council that the following gentlemen had been duly elected to serve as Members of the Provincial Council for the several districts:—

John Studholme, for the Ashburton District.  
J. D. Macpherson, for the Town of Lyttelton.

His Honor the Superintendent entered the Council Chamber and delivered the following Address:—

“ MR. SPEAKER AND GENTLEMEN OF THE PROVINCIAL COUNCIL—

“ I have called you together in accordance with an understanding entered into at the time of your last session to give you an opportunity, prior to the meeting of the General Assembly, of discussing alterations in the Roads Ordinance, the Fencing Ordinance, and some other Ordinances which require modification.

“ A Bill will also be submitted to you for the reduction of the present number of the Members of the Provincial Council and the redistribution of the representation of the Province. The reasons for the introduction of this measure require some explanation on my part. I believe that the time has come when considerable modifications must be made in the form and dimensions of Provincial Institutions if they are to continue their local usefulness and the weight in the general economy of the Colony which it is desirable they should retain. The machinery which has been created in more prosperous times has, I think, outgrown the necessities of government in the Province now that its legislative powers have been curtailed and its functions have devolved, to a great extent, upon the Municipalities and Road Boards, and the funds which it has to administer have been largely pledged in permanent charges for works of local benefit.

“ The Province has still a great work to do in the promotion of Immigration, in the bridging of rivers, and other public works, and in maintaining and developing the systems of education, police, gaols, and charitable institutions, which have, under existing legislation been placed in working order, and I should most strongly deprecate the abdication of its functions in favour of a Central Government, which does not, and cannot for years to come, represent or adequately promote the interests of the people in these matters. I think, however, that we should do wisely not to wait for legislation from without, or until reform is forced upon us by straitened circumstances, but at once to simplify within the limits of the Constitution the general machinery of administration, and I am assured that efficiency no less than economy would be consulted by such a course.

“ A further, and, as it seems to me, most desirable result to be aimed at is the bringing of the Superintendent into more direct communication than is at present the case with the Provincial Council. This may be effected under the existing form of the Constitution by frequent conference with committees of the Council, to be appointed for the purpose, and so long as I retain office it will be my desire to meet the Council in this way and to give every information and assistance in my power in the conduct of the public business. The same object might perhaps be attained by the Superintendent taking a seat in the Council, as under the New Provinces Act, though this course would require legislative sanction from the General Assembly, and is, I incline to think, open to objection so long as the Superintendent is elected as at present. On this point I would here express my belief that hereafter, when a greater identity of interest prevails throughout the colony than can be hoped for under existing circumstances, the administration of the Colonial and the Provincial Government within the Province may be entrusted to a nominated officer of the General Government, but I am persuaded that for some years the public good will be best consulted by maintaining the present form of election by the people. However this may be, I am satisfied that the establishment of a more direct and unfiltered responsibility to the Council is most desirable if, as I understand to be your wish, the Superintendent is to actively supervise the departments and assist in carrying out the votes of the Council. At the present time a considerable amount of routine work is being done by the Superintendent, and such must continue to be the case, possibly to a greater extent than at present. What I should wish personally, and what I believe would conduce to the public good would be that he should have the opportunity of explaining his action to the Provincial Council, and should be more directly responsible for it.

“ The restraints now placed upon the action of the Superintendent by both Colonial and Provincial legislation, and the fact that he is chosen by the whole people of the province and is removable on the motion of the Provincial Council, appear to me to be a satisfactory guarantee that he will carry out the wishes of the people, as expressed by their representatives. The fixing and defining of responsibility is what

is required to secure in the chief officer care and promptitude in the conduct of business which properly falls upon him. Under the existing order of things, as was pointed out by my predecessor, 'the Superintendent has none except a merely political responsibility.'

"In these observations I have expressed my own personal views, so far as they are formed, on a question of great difficulty, with no wish to assert them dogmatically, and with a desire to promote discussion of a subject which is of great importance.

"I am glad to be able to state that the Estimates of Receipts for the current year, laid before you in December last, have been generally verified up to the present time in respect of Ordinary Revenue. But the land sales have not reached the average amount for the past four months, having amounted to only £6077. During the past few weeks there has been a gradual increase of the amounts received, but I can scarcely hope that the receipts for the year will come up to the estimate. On the other hand, the receipts of Ordinary Revenue will probably exceed the estimate.

"The probable decrease in the Land Revenue and the uncertainty which still overhangs the adjustment of the debt between Westland and Canterbury will render the utmost caution necessary in incurring any further liabilities. The Provincial moiety of the Consolidated Revenue during the first three months of the year is more than £500 in excess of the estimate, and the Provincial charges are more than £800 less for the same period; and taking into account the fluctuations of the revenue over the whole year, it is probable that the estimate under this head will be somewhat more than realised. The other estimates of Ordinary Revenue may also be expected to be realised, with the exception of £500 for the Timaru Landing Service, and the amount of £500 for sheep fines. With regard to the former item I have, in accordance with a resolution passed by you in the month of July last year, made an arrangement, subject to your approval, by which the receipts and management of the Landing Service will be handed over to the Timaru and Gladstone Board of Works from the beginning of this year. Correspondence on the subject will be laid before you.

"The absence of a return from Sheep Fines, and the almost total extinction of disease among sheep in the Province is a matter of congratulation.

"The returns from the Railway have up to the present time been in excess of the amount they were estimated to yield. The gross income of the year was estimated at £39,350, and the actual income for the past four months has amounted to £17,280, or £4164 more than one-third part of the estimate for the year. But this period includes the greater part of the wool season and an important part of the grain season; and the present income will not be maintained during the winter months. It is reasonable, however, forming a calculation upon the relative income for the different months of last year, to anticipate an excess of the estimated amount of receipts over the whole year; but on the other hand there will be expenditure necessary in the Tunnel which was not previously contemplated, and which will more than absorb any such excess. The stores paid for in last year and consumed during the present year, and a per centage for depreciation, are not taken into account in the above observations.

"You will learn from papers which will be laid before you that the Provincial Debentures converted into Colonial 5 per cents. on the 31st December last were:—Of the Emigration Loan, £19,100 out of £30,000; of the Railway Loan, £162,900 out of £250,000; of the Canterbury Loan, £476,300 out of £500,000. The unconverted Debentures being respectively—Emigration Loan, £10,900, bearing 8 per cent.

interest; Railway Loan, £87,100, bearing 6 per cent. interest; Canterbury Loan, £23,700, bearing 6 per cent. interest. The effect of these conversions is to increase the principal debt by £35,539 10s., and to diminish the annual charges for interest and sinking fund by £7034 16s. 7d. The annual charges to be borne by the Province for interest and sinking fund on Loans stand at present time:—Loan of 1856, payable to Colonial Treasury, £4440 per annum; Provincial Debentures converted, payable to Colonial Treasury, £41,630 3s. 5d.; unconverted Debentures, payable to holders—interest £7520, sinking fund £2415—£9935; or a total of £56,005 3s. 5d.

“Under Schedule B to the Appropriation Ordinance of last session payment of 25 per cent. of the amount of the votes has been made to the several Road Boards. Further payments must depend upon the receipts from the sales of land. I trust that it will not be necessary materially to curtail any of the contemplated expenditure under the heads Education and Immigration. With regard to the last, in the absence of any intimation to the contrary, I have assumed that it is your intention that liabilities to the amount of the vote should be incurred within this present financial period.

“I cannot but reiterate my conviction that it is to a steady system of immigration, more than to any other cause, that we have to look for a restoration of prosperity to the Province.

“Letters to Mr Selfe, shewing the action I have taken in accordance with your resolution of last session will be laid on the table.

“You will learn from the letters of last month from the Emigration Agent how largely the difficulty of obtaining suitable immigrants has been increased by the accounts which had reached home of the massacre in Poverty Bay, and the other disastrous incidents of the Native War. I trust that the united counsels of the Colony during the approaching Session may lead to measures which will remove this obstacle to the progress of all parts of the Colony, and to the relief of the distress in which so large a number of our fellow-colonists are involved.

“I now declare this Council open for the dispatch of public business.

“W.M. ROLLESTON,

“Superintendent.”

His Honor the Superintendent left the Council Chamber.

The following papers were laid upon the table:—

1. Letters from his Honor the Superintendent to H. Selfe Selfe, from 5th December, 1868, to 14th April, 1869.
2. Report on the existing state of the Tunnel, by G. Thornton, C.E.
3. Correspondence relative to the Surrender of Lease by Captain Crawford to the Timaru and Gladstone Board of Works.
4. Report on the Public Works of the Province for the financial period ending 31st December, 1868.



5. Return shewing the working of the Several Road Boards from 1st January to 31st December, 1868.
6. Letters from H. Selfe Selfe to his Honor the Superintendent, from 31st October, 1868, to 19th February, 1869.
7. Letters from the Provincial Secretary to A. O. Ottywell, Acting Immigration Agent, from 5th December, 1868, to 15th March, 1869.
8. Letters from A. O. Ottywell, Acting Immigration Agent, to the Provincial Secretary, from 31st September, 1868, to 26th February, 1869.
9. Proclamations by his Honor the Superintendent under that Act.
10. Statement of Bonds Converted and Unconverted, 31st December, 1868.
11. Agricultural Statistics of the Province of Canterbury.

The Council adjourned at 3 p.m. until Tuesday.

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TUESDAY, 11TH MAY, 1869.

NOTICE PAPER.

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| <ol style="list-style-type: none"> <li>1. The PROVINCIAL SOLICITOR—To move for leave to bring in "The Sheep Ordinance, 1864, Amendment Bill, 1869."</li> <li>2. The PROVINCIAL SOLICITOR—To move for leave to bring in "The Trespass of Cattle Bill, 1869."</li> <li>3. The PROVINCIAL SOLICITOR—To move for leave to bring in "The Fencing Bill, 1869."</li> <li>4. The PROVINCIAL SOLICITOR—To move for leave to bring in "The Roads Bill, 1869."</li> <li>5. Mr. W. WILSON—To move, "That the reply of Messrs. Holmes and Co. to the Report of the Railway Commissioners be laid upon the table of the House."</li> </ol> | <ol style="list-style-type: none"> <li>6. The PROVINCIAL SECRETARY—To move for leave to bring in a Bill entitled "The Little River Reserves Sales Bill, 1869."</li> <li>7. Mr. J. STUDHOLME—To move a Reply to his Honor's Address.</li> <li>8. Mr. J. S. WILLIAMS—To move, "That in the opinion of this Council it is desirable that the following principle should be adopted in any Bill altering the present system of representation, viz., that the number of Members to be assigned to any one District should bear to the whole number of Members of the Council as nearly as may be the same proportion as the number of electors within such District shall bear to the whole number of electors within the Province."</li> </ol> |
|--|---|

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, Buckley, T. S. Duncan, Fyfe, Johnstone, Mallock, Maskell, Waeckerle.

The Speaker in the chair.

*Papers.*—The following Papers were laid upon the table:—

12. Correspondence in reference to the Report of the Railway Engineer on the existing state of the Tunnel, dated 3rd May, 1869.
13. Remarks by the Railway Engineer on Mr. Dobson's Report of the state of the Canterbury Railways on 1st December, 1868, dated 5th May, 1869.

14. Return of the number of acres of land in each Road District in the Province, specifying the number of acres sold; number of acres reserved for educational and other purposes; estimated number of acres of good arable land not sold or reserved; number of acres of good quality grazing land remaining after deducting the foregoing; number of acres of inferior quality grazing land; and number of acres worthless or of little value; also of the amount of rent derived from pasturage licenses during the current year; also of the expenditure previous to the establishment of Road Boards, and the amount paid to Road Boards to 30th April, 1869.

*Sheep Ordinance, 1864, Amendment Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Trespass of Cattle Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Fencing Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Roads Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

The second reading of these Bills was made an Order of the Day for Wednesday.

*Paper No. 15* was laid upon the table :—

15. Reply of Messrs. Holmes and Co. to the Report of the Commission appointed to inquire into the expenditure on the Canterbury Railways.

The paper was ordered to be printed.

*Little River Reserves Sales Bill.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

The second reading was made an Order of the Day for Wednesday.

*Reply to the Opening Address of his Honor the Superintendent.*—The following Reply was moved and carried :—

“The Council thanks your Honor for the Address with which this special session has been opened and will give its best consideration to the several measures which will be brought before it.”

The Council adjourned at 5.40 until Wednesday.

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WEDNESDAY, 12TH MAY, 1869.

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NOTICE PAPER.

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|---|---|
| <p>1. MR. MURRAY-AYNSLEY—To ask the Secretary of Public Works if it is the intention of the Government to bring in a Bill for leasing land at the Lyttelton Railway Station, or to build Government Stores for goods and produce.</p> <p>2. MR. DIXON—To move that a Return be laid on the table of this House showing the number of Cattle slaughtered on the Maori Run, or that had died there from the effects of Pleuro-Pneumonia; and also of the number slaugh-</p> | <p>tered there for beef, and of the number still remaining on the Maori Run.</p> <p>3. MR. KNIGHT—To move “That a respectful address be presented to his Honor the Superintendent, praying him to take immediate steps towards having that portion of the River Halswell, which is in the Little River Road District, cleared of watercress and other obstructions.</p> |
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## ORDERS OF THE DAY.

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|--|---|
| 1. "The Sheep Ordinance, 1864, Amendment Bill, 1869," second reading of. | 3. "The Fencing Bill, 1869," second reading of.                     |
| 2. "The Trespass of Cattle Bill, 1869," second reading of.               | 4. "The Roads Bill, 1869," second reading of.                       |
|  | 5. "The Little River Reserves Sales Bill, 1869," second reading of. |

The Council met pursuant to adjournment.

Members present—All except Messrs. Delamain, T. S. Duncan, Fyfe, Garrick, Hillyard, Johnstone, Kennaway, Peacock, W. Wilson.

The Speaker in the chair.

*Paper* No. 16 was laid upon the table :—

16. Return of Cattle destroyed under "The Diseased Cattle Act," from the outbreak of the disease to 1st May, 1869.

*Sheep Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a second time. Ordered to be committed presently.

*Trespass of Cattle Bill, 1869.*—The Bill was read a second time. Ordered to be committed presently.

*The Fencing Bill, 1869.*—The Bill was read a second time. Ordered to be committed presently.

*Roads Bill, 1869.*—The Bill was read a second time.

Motion was proposed—"That the Bill be committed."

Amendment was granted—"That the Bill be referred to a Select Committee, to consist of seven Members, three to form a quorum, to report on Tuesday, the 18th."

The Committee was constituted by ballot—Messrs. J. S. Williams, G. L. Lee, W. Maskell, J. Hall, W. Kennaway, J. Waeckerle, A. Knight.

*Little River Reserves Sales Bill.*—The Bill was read a second time.

The Council in Committee for the consideration of that Bill—Clause 1 passed as amended. The word "2" being read for word "3." Clauses 2 and 3 passed. The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

*Trespass of Cattle Bill, 1869.*—Motion was proposed—"That the Bill be committed."

Amendment was granted—"That the Bill be referred to a Select Committee, to consist of the Provincial Solicitor, Messrs. A. Duncan, Gray, Knight, Studholme, Wilson, and Hall, three to form a quorum, to report on Friday next.

*Fencing Bill, 1869.*—The Council in Committee for the consideration of that Bill. Clauses 1 to 6 passed with amendments. Clause 7 was proposed. Amendment was negatived upon division—"That the clause be struck out."

Ayes, 3: Messrs. Brown, Duncan, and Knight.

Noes, 21: Messrs. Birch, Buchanan, Buckley, Macpherson, Dixon, Gray, Hawkes, Hornbrook, Jollie, *Lte*, Matson, Mallock, Maskell, Montgomery, Moore, Ormsby, Studholme, Potts, Rhodes, Tancred, Williams, W. H. W.

Clause 8 passed as printed. Clause 9 was proposed.

The Speaker in the chair.

The Chairman reported progress. The committal of the Bill was made an Order of the Day for Thursday.

The committal of "The Sheep Ordinance, 1864, Amendment Bill, 1869," was made an Order of the Day for Thursday.

The Council adjourned at 8.30 until Thursday.

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## THURSDAY, 13TH MAY, 1869.

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### NOTICE PAPER.

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| <p>1. Mr. HARGREAVES—To ask the Provincial Secretary what title the Government hold over the land reclaimed in Lyttelton Harbour, and whether the said land will be handed over to the Lyttelton Borough Council—which now forms part of the Borough, being within its southern boundary.</p> <p>2. The PROVINCIAL SOLICITOR—To move for leave to bring in a Bill to empower the Superintendent to lease the reserves on the reclaimed land at Lyttelton.</p> <p>3. The PROVINCIAL SOLICITOR—To move, "That in the opinion of this Council the arrangement between the Provincial Government and the proprietors of Peacock's Wharf with reference to a siding to be carried on to the said Wharf should be concluded."</p> <p>4. The PROVINCIAL SECRETARY—To move, "That in the opinion of this Council it is absolutely necessary that communication with the Northern part of the Province should be maintained, and that immediate steps should be taken by the Government to repair the present bridge over the Waimakariri River at Kaiapoi, or to build another one at such place on the river as may seem best adapted for public convenience."</p> | <p>5. The PROVINCIAL SOLICITOR—To move for leave to introduce "The Provincial Council Representation Ordinance, 1869."</p> <p>6. Mr. KNIGHT—To move, "That a respectful address be presented to his Honor the Superintendent, praying him to take immediate steps towards having that portion of the River Halswell which is in the Little River Road District cleared of watercress and other obstructions.</p> <p>7. Mr. MASKELL—To move for leave to introduce a Bill to amend "The Education Ordinance, 1864."</p> <p>8. Mr. KNIGHT—To move (1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"</p> |
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### ORDERS OF THE DAY.

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| <p>1. "The Little River Reserves Sales Bill, 1869," third reading of.</p> <p>2. "The Fencing Bill, 1869," committal of."</p> | <p>3. "The Sheep Ordinance, 1864, Amendment Bill, 1869," committal of.</p> |
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The Council met pursuant to adjournment.

Members present—All, except Messrs. Macpherson, Delamain, T. S. Duncan, Garrick, Johnstone, and Mallock.

The Speaker in the chair.

*Paper* No. 17 was laid upon the table:—

17. Return of Pasturage Licenses not held under the Canterbury Waste Lands Act, 1864.

*Railway and Harbour Reserves Leasing Bill*, 1869.—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Peacock's Wharf*—Motion was granted—“That in the opinion of this Council the arrangement between the Provincial Government and the proprietors of Peacock's Wharf with reference to a siding to be carried on to the said Wharf should be concluded.”

*Waimakariri Bridge*.—Motion was carried as amended—“That in the opinion of this Council it is absolutely necessary that communication with the Northern part of the Province should be maintained, and that immediate steps should be taken by the Government to repair the present bridge over the Waimakariri River at Kaiapoi, or to build another one at such place on the river as may seem best adapted for public convenience; that the cost of the erection of the same be paid out of the tolls to be collected therefrom.”

*Provincial Council Representation Bill*, 1869.—Leave was given to bring in that Bill. Motion was proposed—“That the Bill be read a first time now.” Amendment was carried upon division—“That the Bill be read a first time on Tuesday.”

Ayes, 15: Messrs. Brown, Buckley, Dixon, A. Duncan, Fyfe, Hawkes, Hillyard, Knight, Matson, Montgomery, Moore, Ormsby, Peacock, Waeckerle, Williams, J. S.

Noes, 13: Birch, Buchanan, Gray, Hall, Jollie, Kennaway, Lee, Maskell, Studholme, Potts, Rhodes, W. H. W. Williams, Wilson.

*Little River Road District*.—Motion was negatived—“That a respectful address be presented to his Honor the Superintendent, praying him to take immediate steps towards having that portion of the River Halswell, which is in the Little River Road Board District, cleared of watercress and other obstructions.”

*Education Ordinance*, 1864, *Amendment Bill*, 1869.—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Railways*.—Motion was proposed—“That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year.”

A motion “That the debate be adjourned” was negatived.

Amendment was proposed "That after the word 'that' the words be inserted 'public tenders be invited for the purchase of' and all the words after 'Railways' be struck out." The debate was adjourned until Wednesday.

*Little River Reserves Sales Bill, 1869.*—The Council in Committee for the re-consideration of that Bill. Clauses 2 and 3 were amended.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Friday.

The Committal of the Fencing Bill was made an Order of the Day for Tuesday.

The Committal of "The Sheep Ordinance, 1864, Amendment Bill, 1869," was made an Order of the Day for Tuesday.

The Council adjourned at 9.20 until Friday.

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FRIDAY 14<sup>TH</sup> MAY, 1869.

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NOTICE PAPER.

The Report of the Trespass of Cattle Bill Committee to be brought up.

"The Little River Reserves Sales Bill, 1869"—  
Third reading of.

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The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Brown, Macpherson, Delamain, Dixon, T. S. Duncan, Garrick, Gray, Johnstone, Mallock, Montgomery, Peacock, Rhodes, and Wilson.

The Speaker in the chair.

An error in the minutes of Wednesday, the 12th instant, as to the constitution of the committee by ballot was ordered to be corrected.

Extension of time to Tuesday was granted to the Trespass of Cattle Bill Committee to bring up their report.

*Little River Reserves Sales Bill.*—The Bill was read a third time and passed.

The Council adjourned at 12.30 until Tuesday.

TUESDAY 18TH MAY, 1869.

## NOTICE PAPER.

The Report of the Roads Bill Committee to be brought up.

The Report of the Cattle Trespass Bill Committee to be brought up.

1. Mr. KNIGHT—To ask what has been done towards complying with the resolution carried last Session with respect to the drainage of Lake Ellesmere.
2. Mr. MACPHERSON—To move, "That a Committee be appointed to inquire into the management of the Canterbury Railways with special reference to the traffic arrangements and the sufficiency of the present buildings and rolling stock; to have power to call for persons and papers, and to report to the Council on Tuesday, the 25th instant, such Committee to consist of the Provincial Secretary, Mr. Montgomery, Mr. Aynsley, Mr. Knight, Mr. Hornbrook, Mr. Andrew Duncan, and the mover, three to form a quorum."

3. Mr. POTTS—To move "That in the opinion of this Council it is desirable that reserves of waste lands should be made for the endowment of the Charitable Institutions of the Province.

4. Mr. HALL—To move "That Return No. 5, shewing the working of the several Road Boards during the year 1868, be ordered to be printed."

5. Mr. MASKELL—To move the second reading of "The Education Ordinance, 1864, Amendment Ordinance, 1869."

6. The PROVINCIAL SOLICITOR—To move the committal of "The Trespass of Cattle Bill, 1869."

7. Mr. KNIGHT—To move, "That all Engineers' and other Correspondence, Reports, and Returns, in connection with the Railways be laid on the table.

## ORDERS OF THE DAY.

1. "The Provincial Council Representation Bill, 1869"—The first reading of.

2. "Fencing Bill, 1869"—Further consideration of in Committee.

3. "Sheep Ordinance, 1864, Amendment Bill, 1869"—Committal of.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Delamain, Hillyard, and Johnstone.

The Speaker in the chair.

Extension of time until Thursday was granted to the Roads Bill Committee to bring up their report.

The report of the Cattle Trespass Committee was brought up and read.

*Select Committee*—A Select Committee was appointed to inquire into the management of the Canterbury Railways with special reference to the traffic arrangements and the sufficiency of the present buildings and rolling stock; to have power to call for persons and papers, and to report to the Council on Tuesday, the 25th instant, such Committee to consist of the Provincial Secretary, Mr. Montgomery, Mr. Aynsley, Mr. Knight, Mr. Hornbrook, Mr. Andrew Duncan, and Mr. Macpherson, three to form a quorum."

The third notice upon the Order Paper was postponed until Wednesday.

*Returns.*—Motion was granted, "That Paper No. 5, shewing the working of the several Road Boards during the year 1868 be ordered to be printed."

The fifth notice upon the Order Paper was postponed until Wednesday.

*The Trespass of Cattle Bill, 1869.*—The Council in Committee for the consideration of that Bill.

Clauses 1 to 3 passed as amended. Clauses 4 and 5 were postponed. A motion to report progress was negatived. Clauses 6 and 7 passed as printed; clause 8 as inserted. Clause 9 was postponed. Clauses 10, 11, 12, and 13 passed as amended. A motion to report progress was negatived. Clauses 14 to 25 passed with amendments.

Clause 26 was inserted—“The Poundkeeper shall keep a true and faithful copy of the register of brands, according to ‘The Sheep Ordinance, 1864.’”

The remaining Clauses passed as printed.

Clause 34 was inserted—“This Ordinance shall come into force on the 1st day of September, 1869.”

Schedule A was proposed.

Amendment was granted—“That the Chairman report progress, with leave to sit again presently.”

The seventh notice upon the Order Paper was withdrawn by leave.

Nos. 1 and 2 of the Orders of the Day were discharged.

*The Sheep Ordinance, 1864, Amendment Bill, 1869.*—The Council in Committee for the consideration of that Bill. Clause 1 was proposed.

Motion was negatived upon division—“That the blank be filled up with the words ‘twenty shillings.’”

Ayes, 14: Messrs. T. S. Duncan, Fyfe, Hawkes, Jollie, Knight, Lee, Maskell, Montgomery, Ormsby, Peacock, Potts, Rhodes, Tancred, W. Williams.

Noes, 16: Messrs. Aynsley, Brown, Buchanan, Buckley, Dixon, Gray, Hall, Hargreaves, Hornbrook, Kennaway, Matson, Mallock, Moore, Studholme, Wilson, Macpherson.

The blank was filled up with the words “eighteen shillings.” The word “fifty” was struck out and the words “one hundred” were substituted. Clause 1 passed as amended. Clauses 2, 3, 4, and 5 passed as printed; Clause 6 as amended. After the words “Otago Province” the words being inserted “and of sheep that have been depasturing in the country south of the River Waiau-ua, in the Province of Nelson, for a period of not less than twelve months previous;” and after the words “free from scab” the words being inserted “and as regards sheep that have been depasturing south of the River Waiau-ua, as aforesaid, that they have been so depasturing for a period of not less than twelve months previously.”

The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended.

The third reading was made an Order of the Day for Wednesday.



*The Trespass of Cattle Bill, 1869.*—The Council in Committee for the further consideration of that Bill.

Schedule A was proposed. Sections 1 to 3 passed with amendment. Section 4 was struck out. Sections 5, 6, 7, and 8 passed with amendment.

Section 9 as inserted—“Any fence erected previous to the passing of this Ordinance which shall be of the description contained in Schedule B to ‘The Trespass of Cattle Ordinance,’ Session XIV., No. 1, upon division.

Ayes, 18: Messrs. Aynsley, Buchanan, Buckley, Dixon, Duncan, Fyfe, Hall, Hargreaves, Hornbrook, Jollie, Knight, Montgomery, Moore, Ormsby, Potts, Tanced, W. Williams, Wilson.

Noes, 9: Messrs. Brown, Gray, Lee, Matson, Mallock, Peacock, Studholme, Rhodes.

A section 10 proposed to be inserted was negatived—“Any fence that shall be decided in any Court before which any case may be brought to be in that case reasonably sufficient.” The schedule passed as amended.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Wednesday.

The Council adjourned until Wednesday.

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WEDNESDAY, 19TH MAY, 1869.

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NOTICE PAPER.

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| <p>1. Mr. MASKELL—To ask what the Government intend to do with respect to the Cattle confined on the Maori Run.</p> <p>2. Mr. STUDHOLME—To ask the Provincial Secretary what steps have been taken by the Government towards the erection of the Rakaia Bridge.</p> <p>3. Mr. HAWKES—To ask the Government what means are being used for the collection of amounts due by Assisted Immigrants settled in the Timaru District? Whether it is the intention of the Government to continue the present system of collection? Contingent on the reply to move, “That in the opinion of this Council it is inexpedient that others than officers of the Immigration office should be employed in the collection of amounts due by Immigrants.”</p> <p>4. Mr. BROWN—To move, “That in the opinion of this Council the present Provincial Governments of New Zealand are a more cumbrous and expensive machinery for the administration of local affairs than is required by the existing circumstances of the Colony.”</p> | <p>5. Mr. BUCKLEY—To move the Council into Committee to consider the following resolutions:—“That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial</p> |
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- Councils, such Meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions."
6. Mr. POTTS—To move, "That in the opinion of this Council it is desirable that Reserves of Waste Lands should be made for the endowment of Charitable Institutions of the Province."
  7. Mr. MASKELL—To move the second reading of "The Education Ordinance, 1864, Amendment Ordinance, 1869."
  8. Mr. DIXON—To move, "That this House take steps to allocate 25 per cent. of the land fund arising from each district to the public works of the District from which it arises to the main roads leading to that District, and generally to the larger public works which are of a special benefit to that district. That other 25 per cent. be allocated for Emigration purposes, and that such refunds as arise from this fund be again applied for the same purpose."
  9. Mr. DIXON—To move, "That this House deferentially petition the General Government to take steps to make the Rate Roll of the Province the Electoral Roll for the Province."
  10. The PROVINCIAL SECRETARY—To move, "That a Select Committee be appointed to consider and report upon the principle which should be adopted in fixing the annual fees to be paid on the 1st May, 1870, and in succeeding years in respect of Depasturing Licenses not held under the Canterbury Waste Lands Act, 1864, or in respect of any licenses held under that Act upon which the licensees shall fail to pay the rental. The Committee to consist of Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, and the mover, three to form a quorum, with power to call for persons and papers; to report on Tuesday, the 25th inst."
  11. *Adjourned Debate*—(1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"
  12. Amendment moved to first resolution by Mr. BROWN—To insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.

#### ORDERS OF THE DAY.

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| 1. "The Sheep Ordinance, 1864, Amendment Bill, 1869"—Third reading of. | 2. "The Trespass of Cattle Bill, 1869,"—Further consideration in Committee of. |
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The Council met pursuant to adjournment.

Members present—All except Messrs. T. S. Duncan, Garrick, and Johnstone.

The Speaker in the chair.

*Paper* No. 18 was laid on the table:—

18. Proclamation by his Honor the Superintendent under the Diseased Cattle Acts, dated 29th April, 1869, and published in the *New Zealand Gazette* of 13th May, 1869.

*Provincial Governments.*—Motion was negatived upon division—"That in the opinion of this Council the present Provincial Governments of New Zealand are a more cumbrous and expensive machinery for the administration of local affairs than is required by the existing circumstances of the Colony."

Ayes, 10: Messrs. Brown, Buckley, Hall, Kennaway, Maskell, Matson, Ormsby, Peacock, Potts, Waeckerle.

Noes, 14: Messrs. Buchanan, Delamain, Dixon, Fyfe, Gray, Hawkes, Hornbrook, Jollie, Lee, Mallock, Moore, Studholme, Rhodes, J. S. Williams.

*Local Governments.*—The Council in Committee to consider the resolutions:—  
 “That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a Province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial Councils, such meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions.”

The first resolution was proposed. The words “of Canterbury” were inserted after the word “Province.”

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Thursday.

*Reserves for Charitable Purposes.*—Motion was proposed—“That in the opinion of this Council it is desirable that Reserves of Waste Lands should be made for the endowment of Charitable Institutions of the Province.”

Amendment was proposed—“That after the word “lands” the words be inserted “to the extent of 10,000 acres.”

The amendment was withdrawn by leave. The original motion passed.

*The Education Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a second time.

The Council in Committee for the consideration of that Bill.

Amendment—“That the word ‘may’ be substituted for the word ‘shall’ in the second line” was withdrawn. Clause 1 passed with amendment; Clause 2 as printed. The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

Notices of Motion Nos. 8 and 9 lapsed.

*Select Committee.*—Notice of Motion No. 10 was carried as amended—“That a Select Committee be appointed to consider and report upon the principles which should be adopted in dealing with depasturing licenses not held under ‘The Canterbury Waste Lands Act, 1864,’ or in respect of any licenses held under that Act upon which the licensees shall fail to pay the rental; the committee to consist of Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, and the Provincial Secretary, three to form a quorum, with power to call for persons and papers. To report Tuesday, 25th instant.”

The adjourned debate was adjourned until Wednesday, 26th instant.

*The Sheep Ordinance 1864, Amendment Bill, 1869.*—The Council in Committee for the re-consideration of that Bill.

A fresh Clause was inserted as Clause 7—“Every person giving notice under the provisions of ‘The Sheep Ordinance, 1864,’ that he is about to drive sheep across any run shall state in such notice at what point it is intended that such sheep shall enter upon such run, and in what direction it is intended they shall cross such run.”

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

*The Trespass of Cattle Bill, 1869.*—The Council in Committee for the further consideration of that Bill.

Clause 4 passed as amended, with the addition of the words—“This clause shall not apply to cattle owned by any licensee of Crown lands, if such cattle are depasturing on roads over which he has a right of pasturage.” Clause 5 passed as amended, the blank being filled up with the word “three.” Clause 9 passed as amended; the words “the property of the same owner” being inserted after the word “pigs.”

Clause 33 passed as inserted—“No proceedings for the recovery of damages on account of any trespass shall be commenced under the authority of this Ordinance unless they be commenced within thirty days after the occurrence of such trespass.”

Schedules B, C, D, E, and F passed with amendment. The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

The Council adjourned at 12.35 until Thursday.

THURSDAY 20TH MAY, 1869.

## NOTICE PAPER.

The Report of the Roads Bill Committee to be brought up.

1. Mr. POTTS—To ask what steps have been taken by Government to carry out the resolution passed in the last Session of the Council for the encouragement of local industries.
2. Mr. HAWKES—To ask the Government what means are being used for the collection of amounts due by Assisted Immigrants settled in the Timaru District? Whether it is the intention of the Government to continue the present system of collection? Contingent on the reply to move, "That in the opinion of this Council it is inexpedient that others than officers of the Immigration office should be employed in the collection of amounts due by Immigrants."
3. Mr. BROWN—To move, "That there be fifty-two thousand acres of land reserved for Educational purposes; and that the said land may either be held in trust or sold, and the proceeds applied to Educational purposes, under 'Education Ordinance, 1864.'"
4. The PROVINCIAL SOLICITOR—To move second reading of "The Railway and Harbour Reserves Leasing Ordinance, 1869."
5. The PROVINCIAL SOLICITOR—To move the committal of "The Fencing Ordinance, 1869."
6. The PROVINCIAL SECRETARY—To move, "That this Council recommends His Honor the Superintendent to reserve Waste Lands for the following purposes, and of the acreage named for each, viz.:—

10,000 acres as an endowment for the Hospitals of the Province.

5000 acres as an endowment for the Orphan Asylum of the Province.

5000 acres as an endowment for the Benevolent Aid of the Province.

10,000 acres as an endowment for the Lunatic Asylum of the Province.

5000 acres as an endowment for the Public Library and Museum of the Province.

7. Mr. J. S. WILLIAMS—To move, "That a respectful address be presented to his Honor the Superintendent, requesting him to take measures for ascertaining approximately the quantity of land that could be improved or brought into cultivation by irrigating the Plains between the Rivers Ashburton and Waimakariri, and the cost of a system of irrigation.
8. Mr. HAWKES—To move, "That whereas on the 25th day of June, 1857, an Act was passed by the Provincial Council, providing for the purchase of a site for a Cattle Market out of the proceeds of the sale of the Reserve made for that purpose by the provisions of the Canterbury Reserves Ordinance, and which Act has not been complied with, this Council is of opinion that a portion of the the waste lands of the Crown, equivalent in value to the sum realised by the sale of such Reserve, shall be set apart for the purpose of procuring a site for a Cattle Market for the City of Christchurch.

## ORDERS OF THE DAY.

1. "The Education Ordinance, 1864, Amendment Bill, 1869."—The third reading of.
2. "Sheep Ordinance, 1864, Amendment Bill, 1869."—The third reading of.
3. "Trespass of Cattle Bill."—The third reading of.
4. The further consideration in Committee of the resolutions:— "That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a

province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial Councils, such Meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, Delamain, T. S. Duncan, Garrick, Gray, and Johnstone.

The Speaker in the chair.

*Paper No. 19* was laid upon the table :—

19. Return of Immigration and Emigration at the Port of Lyttelton, from 1st January, 1868, to 31st March, 1869.

The Report of the Roads Bill Committee was brought up and read.

*Reserves for Educational Purposes.*—Motion was proposed—“That there be 52,000 acres of land reserved for educational purposes, and that the said land may either be held in trust or sold and the proceeds applied to educational purposes under “The Education Ordinance, 1864.”

Amendment was granted—“That the words ‘52,000’ be struck out.” The words were inserted “this Council recommends his Honor the Superintendent to reserve an additional 20,000 acres.” Upon division :—

Ayes, 14 : Messrs. Brown, Buchanan, A. Duncan, Hawkes, Hillyard, Jollie, Knight, Lee, Montgomery, Moore, Peacock, Potts, W. Williams, Wilson.

Noes, 13 : Messrs. Aynsley, Buckley, Dixon, Hall, Hornbrook, Kennaway, Matson, Mallock, Maskell, Ormsby, Studholme, Rhodes, Waeckerle.

The following words were inserted after the word “purposes,” “but that no land so reserved shall be in blocks exceeding 1500 acres or more than 4000 acres in any Road Board District.”

A further amendment was negatived—“That the words be added ‘and that no more than 5000 acres be reserved in any one year.’ The words from “and that” to the end of the motion were struck out.

The motion passed as amended—“That this Council recommends his Honor the Superintendent to reserve an additional 20,000 acres of land for educational purposes, but that no land so reserved shall be in blocks exceeding 1500 acres or more than 4000 acres in any Road Board District.”

*The Railway and Harbour Reserves Leasing Bill.*—The Bill was read a second time.

The Council in Committee on that Bill—Clause 1 passed. The preamble and title passed as printed.

The Speaker in the chair.

The Bill was reported as printed.

*The Fencing Bill, 1869.*—The Council in Committee for the consideration of that Bill.

Clause 9 as printed was struck out—passed as inserted. Clause 10 passed as inserted. Clause 10 of the Bill passed as Clause 11. Clause 11 as Clause 12. The schedule, preamble, and title passed.

The Speaker in the chair.

The Bill was reported as amended. The re-committal was made an Order of the Day for Friday.

*Reserves for Charitable Purposes.*—The Council in Committee for the consideration of the following Resolutions :—

“That this Council recommends his Honor the Superintendent to reserve Waste Lands for the following purposes, and of the acreage named for each, viz. :—

10,000 acres as an endowment for the Hospitals of the Province.			
5000	”	”	Orphan Asylum do.
5000	”	”	Benevolent Aid do.
10,000	”	”	Lunatic Asylum do.
5000	”	”	Public Library and Museum do.”

The first resolution passed as proposed. The second resolution passed as amended, upon division—“5000 acres for Orphan Asylums of the Province :” —

Ayes, 18 : Messrs. Aynsley, Brown, Buckley, Hawkes, Hillyard, Hornbrook, Jollie, Kennaway, Knight, Lee, Montgomery, Moore, Ormsby, Peacock, Potts, Rhodes, Waeckerle, Wilson.

Noes, 6 : Messrs. Buchanan, Dixon, Duncan, Fyfe, Hall, Studholme.

Resolution No. 3 was proposed—The word “3” was struck out. The words “Benevolent Aid of the” were struck out. Amendment was negatived—“That the words ‘workhouses for’ be inserted.” Amendment was negatived upon division—“That the words ‘a Benevolent Asylum for’ be inserted :” —

Ayes, 11 : Messrs. Hillyard, Jollie, Lee, Knight, Montgomery, Moore, Ormsby, Peacock, Potts, Tancred, Wilson.

Noes, 13 : Messrs. Aynsley, Brown, Buchanan, Buckley, Dixon, A. Duncan, Fyfe, Hall, Hawkes, Kennaway, Matson, Studholme, Waeckerle.

The words “the relief of the infirm and aged in the Province” were inserted upon division.

Ayes, 14 : Messrs. Brown, Hawkes, Hillyard, Jollie, Kennaway, Knight, Lee, Montgomery, Moore, Ormsby, Peacock, Potts, Tancred, Wilson.

Noes, 10 : Messrs. Aynsley, Buchanan, Buckley, Dixon, A. Duncan, Fyfe, Hall, Matson, Studholme, Waeckerle.

The fourth resolution passed as proposed.

The fifth resolution was negatived upon division :—

Ayes, 10 : Messrs. A. Duncan, Hawkes, Jollie, Kennaway, Lee, Montgomery, Peacock, Potts, Tancred, Wilson.

Noes, 13 : Messrs. Aynsley, Brown, Buchanan, Dixon, Fyfe, Hall, Hillyard, Knight, Matson, Moore, Ormsby, Studholme, Waeckerle.

Resolution No. 6 passed as proposed—"That the total reserves for the above purposes shall not exceed 2000 acres in any area ten miles square."

The Speaker in the chair.

The following Resolutions were reported and adopted:—

"That this Council recommends his Honor the Superintendent to reserve Waste Lands for the following purposes, and of the acreage named for each, viz. :—

10,000 acres	as an endowment	for the Hospitals of the Province.
5000	" "	for Orphan Asylums do.
5000	" "	for the relief of the infirm and aged do.
10,000	" "	for the Lunatic Asylum

That the total reserves for the above purposes shall not exceed 2000 acres in any area ten miles square."

*Irrigation.*—Resolution passed as amended—"That a respectful address be presented to his Honor the Superintendent, requesting him to take measures for ascertaining approximately the quantity of land that could be improved or brought into cultivation by Irrigating the plains of this Province, and the cost of a system of Irrigation."

Notice of Motion No. 8 was made an Order of the Day for Friday.

*The Education Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a third time and passed.

*The Sheep Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a third time and passed.

*Trespass of Cattle Bill, 1869.*—The Bill was read a third time and passed.

The fourth Order of the Day was made an Order of the Day for Tuesday.

The Council adjourned at 11 p.m. until Friday.

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FRIDAY, 21st MAY, 1869.

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NOTICE PAPER.

1. THE PROVINCIAL SECRETARY—To move the Council into Committee to consider the Reserves made temporarily since the last Session of the Council.
2. Mr. MONTGOMERY—To move, "That a Select Committee be appointed to consider and report on what change, if any, it would be expedient to make in the present system of appropriating the Provincial Revenue; also, to con-

sider and report on what change, if any, should be made in the system of administering the affairs of the Province, in order to give satisfaction to the people resident in the southern and outlying districts. Such Committee to consist of Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, and the Mover, with power to call for persons and papers, and report on Tuesday 25th."



## ORDERS OF THE DAY.

1. "The Fencing Bill, 1869."—The further consideration in Committee of.
2. Adjourned Debate—"That whereas on the 25th day of June, 1857, an Act was passed by the Provincial Council, providing for the purchase of a site for a Cattle Market out of the proceeds of the sale of the Reserve made for that purpose by the provisions of

the Canterbury Reserves Ordinance, and which Act has not been complied with, this Council is of opinion that a portion of the the waste lands of the Crown, equivalent in value to the sum realised by the sale of such Reserve, shall be set apart for the purpose of procuring a site for a Cattle Market for the City of Christchurch.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, T. S. Duncan, Garrick, Johnstone, Mallock, Rhodes.

The Speaker in the chair.

*Reserves.*—The Council in Committee to consider the Reserves made temporarily since the last session of the Council. The following Reserves passed as proposed :—

NO. IN RED.	QUANTITY, more or less.	DESCRIPTION.	REMARKS.
961	A. R. P. 5 0 0	Situate in the Ellesmere district, bounded on the south-eastward by section 10,748, on the north-eastward by Selwyn and Bealey's road, on the south-west by a line parallel to and ten chains distant from the north-eastern boundary, and on the north-westward by a line at right angles to the last-described boundary, so as to contain the above quantity. Subject to I.P.R.A. on run No. 101.	For a gravel pit.
962	5 0 0	Situate in the Ellesmere district, bounded on the north-westward by the Selwyn and Rakaia road, on the southward by the road forming the southern boundary of section 9695, and on the eastward by a line at right angles to the last-mentioned road, so as to contain the above quantity.	For a gravel pit.
963	5 0 0	Situate in the Ellesmere district, bounded on the north-eastward by the road forming the south-western boundary of section 7790, on the south-eastward by the Selwyn and Rakaia road, and on the south-westward by a line at right angles to the last-mentioned road, so as to contain the above quantity.	For a gravel pit.
964	5 0 0	Situate in the Ellesmere district, midway between sections 6730 and 7849, having five chains frontage to the north-western side of Fereday's road, and extending north-westerly a distance of ten chains, in a rectangular block.	For a gravel pit.
965	5 0 0	Situate in the Ellesmere district, bounded on the eastward by Cryer's road, on the northward by section 9982, on the southward by the road forming the northern boundary of section 9514, and on the westward by a line parallel to the eastern boundary, so as to contain the above quantity.	For a gravel pit.
966	5 0 0	Situate in the Malvern district, commencing at a point on the Coal road, the same being sixty chains west of the south-eastern boundary of the Malvern Road District, thence following the said road westerly a distance of five chains, and extending back south-westerly a distance of ten chains in a rectangular block.	For a gravel pit.
967	10 0 0	Situate in the Malvern district, bounded on the northward by the Coal road, on the south-westward by the Tramway Reserve, and on the south-eastward by a line at right angles to the south-western boundary, so as to contain the above quantity.	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>			DESCRIPTION.	REMARKS.
	A.	B.	P.		
968	5	0	0	Situate in the Malvern district, bounded on the north-eastward by reserve No. 457 (in red), on the south-westward by the Tramway Reserve, and on the north-westward by a line at right angles to the last-described boundary, so as to contain the above quantity.	For a gravel pit.
969	5	0	0	Situate in the Malvern district, bounded on the south-westward by the Tramway Reserve, on the north-eastward by reserve No 435 (in red), and on the north-westward by a line at right angles to the south-western boundary, so as to contain the above quantity.	For a gravel pit.
970	10	0	0	Situate in the Malvern district, bounded on the south-eastward by the Dalethorpe and Kowai road, on the northward by the road forming the southern boundary of section 10,742, and on the westward by a line at right angles to the last mentioned road, so as to contain the above quantity.	For a gravel pit.
971	5	0	0	Situate in the Malvern district, bounded on the south-westward by the Tramway Reserve, on the north-westward by section 11,129, on the north-eastward by section 8771, and on the south-east by a line parallel to the north-west boundary, so as to contain the above quantity.	For a gravel pit, and Road Board office.
972	5	0	0	Situate in the Malvern district, having five chains frontage on the southern side of the Coal Tramway Reserve, and extending southerly ten chains in a rectangular block east of and adjoining section No. 3712.	For a gravel pit.
973	5	0	0	Situate in the Malvern district, bounded on the southward by Porter's Pass road, on the eastward by the Rubicon road, on the northward by a line parallel to and ten chains north of the first-mentioned road, and on the westward by a line at right angles to the southern boundary, to contain the above quantity.	For a gravel pit.
974	5	0	0	Situate in the Malvern district, having five chains frontage on the Porter's Pass road, and extending northerly ten chains in a rectangular block east of and adjoining section No. 9938.	For a gravel pit.
975	5	0	0	Situate in the Malvern district, having five chains frontage to the Porter's Pass road, and extending north-easterly ten chains in a rectangular block south-east of and adjoining section No. 9111.	For a gravel pit.
976	5	0	0	Situate in the Malvern district, having five chains frontage to the Dalethorpe road, and extending southerly ten chains in a rectangular block, the north-eastern corner being one mile from the junction of the aforesaid road with the West Coast road.	For a gravel pit.
977	5	0	0	Situate in the Malvern district, having five chains frontage to the Dalethorpe road, and extending back northerly ten chains in a rectangular block west of and adjoining section 7372.	For a gravel pit.
978	5	0	0	Situate in the Malvern district, bounded on the northward by the River Hawkins, on the south by the Dalethorpe road, and on the east and west by lines at right angles to the southern boundary, the eastern boundary being two miles west of Reserve 977, (in red).	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>			DESCRIPTION.	REMARKS.
	A.	B.	P.		
979	5	0	0	Situate in the Malvern district, having five chains frontage to the Kowai road, and extending back south-westerly ten chains in a rectangular block, the northernmost corner being situate forty chains south-east of the easternmost corner of section 9255.	For a gravel pit.
980	5	0	0	Situate in the Malvern District having five chains frontage to the Kowai road, and extending north-easterly ten chains in a rectangular block, the southernmost corner being ninety chains north-west of the junction of the aforesaid road with the Tramway Reserve.	For a gravel pit.
981	5	0	0	Situate in the Malvern district, having five chains frontage to the road forming the northern boundary of section 110,32, and extending southerly ten chains in a rectangular block, east of and adjoining the section before mentioned.	For a gravel pit.
982	5	0	0	Situate in the Malvern district, opposite to the boundary line dividing sections 5150 and 5177, having five chains frontage to the Little Racecourse Hill, and Kowai road, and extending south-westerly ten chains in a rectangular block.	For a gravel pit.
983	5	0	0	Situate in the Malvern district, having five chains frontage to the Little Racecourse Hill and Kowai road, and extending south-westerly ten chains in a rectangular block, the easternmost corner being about twenty-nine chains from the north-west corner of section 9176.	For a gravel pit.
984	5	0	0	Situate in the Malvern district, about two miles south-east of Little Racecourse Hill, having five chains frontage to the Racecourse hill and Kowai road, and extending north-easterly ten chains in a rectangular block.	For a gravel pit.
985	5	0	0	Situate in the Malvern district, bounded on the northward by 4008, on the westward by 4023, on the north-eastward by the Racecourse hill and Kowai road, and on the southward by a line at right angles to the western boundary, to include the required quantity.	For a gravel pit.
986	5	0	0	Situate in the Malvern district, having five chains frontage on the Home bush and Coal road, and extending easterly a distance of ten chains, being partly bounded on the northward by sections 3838, 3839, 4010, 4011, 4116, 4117, 4118, and 4119.	For a gravel pit.
987	5	0	0	Situate in the Malvern district, having five chains frontage to the Auchenflower road, and extending southerly a distance of ten chains in a rectangular block, being bounded on the eastward by sections 3838, 3839, 4010, 4011, 4116, 4117, 4118, and 4119.	For a gravel pit.
988	5	0	0	Situate in the Malvern district, about 40 chains south of section 5510, having frontage of five chains to reserve No. 413, (in red), and extending easterly ten chains in a rectangular block.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
989	A. B. P. 5 0 0	Situate in the Malvern district, bounded on the north-eastward by the Little Racecourse Hill and Kowai road, on the south-eastward by the road forming the north-west boundary of section 12,700, on the south-westward by a line ten chains distant from and parallel to the north-eastern boundary, and on the north-westward by a line at right angles to the first-mentioned road so as to contain the above quantity.	For a gravel pit.
990	5 0 0	Situate in the Malvern district, bounded on the north-westward by the Dalethorpe and Kowai road, on the south-westward by the Kowai road, on the north-eastward by a line parallel to and ten chains distant from the south-west boundary, and on the south-eastward by a line at right angles to the last described boundary, so as to contain the above quantity.	For a gravel pit.
991	5 0 0	Situate in the Malvern district, bounded on the south-eastward by the road forming the south-eastern boundary of section 9028, and extending north-westerly ten chains in a rectangular block, north-east of and adjoining the said section.	For a gravel pit.
992	5 0 0	Situate in the Malvern district, having five chains frontage to the road forming the eastern boundary of section 11,216, and extending westerly south of and adjoining that section a distance of ten chains in a rectangular block, subject to I.P.R.B, on run No. 574.	For a gravel pit.
993	5 0 0	Situate in the Malvern district, having five chains frontage to the road south of 9610, and extending southerly ten chains in a rectangular block. The north-western corner of this reserve is situate about ten chains to the eastward of the south-west corner of the above-mentioned section.	For a gravel pit.
994	5 0 0	Situate in the Malvern district, having five chains frontage to the Rubicon road, and extending in a south-easterly direction a distance of ten chains in a rectangular block. This reserve is situate about a mile and a half south-west of Reserve No. 993 (in red), subject to I.P.E.G., on run 574.	For a gravel pit.
995	5 0 0	Situate in the Malvern District, having five chains frontage to the Rubicon road and extending north-easterly north-west of and adjoining section 11,378, a distance of ten chains in a rectangular block.	For a gravel pit.
996	5 0 0	Situate in the Malvern district, bounded on the north by the road on the south side of section 10,911, on the west by another road, on the eastward by a line drawn at right angles to the first-mentioned road from a point thereon situate ten chains west of the south-east corner of the aforesaid section 10,911, and on the southward by a line at right angles to the last-described boundary, so as to contain the above quantity.	For a gravel pit.
997	5 0 0	Situate in the Malvern district, having five chains frontage to the Coal Tramway Reserve, and extending north-easterly ten chains in a rectangular block. This reserve is situate half a mile west of the eastern boundary of the Malvern Road Board district.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
998	A. B. P. 5 0 0	Situate in the Christchurch district, having frontage of five chains to the South Railway Reserve, and extending north-westerly a distance of ten chains in a rectangular block, being bounded on the north-east by the road forming the south-western boundary of section 7599. The above described land is within Pre-emptive Right No. 219.	For a gravel pit.
999	5 0 0	Situate in the Christchurch district, bounded on the northward by the road forming the northern boundary of section 4952, on the westward by a line at right angles to said road, and five chains east of the eastern boundary of the section above-mentioned, on the eastward by the continuation of the road on the western side of section 6327, and on the southward by a line at right angles to the western boundary so as to contain the above quantity.	For a gravel pit.
1000	5 0 0	Situate in the Ashburton district, having five chains frontage on the north-eastern side of the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending north-easterly ten chains in a rectangular block. This reserve is situate about one hundred and eight chains north-west of the north-western boundary of 3312.	For a gravel pit.
1001	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending north-easterly ten chains in a rectangular block. This reserve is about two miles north-west of Reserve No. 1000 (in red).	For a gravel pit.
1002	5 0 0	Situate in the Ashburton district, having ten chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending north-westerly five chains in a rectangular block. This reserve is about two miles north-west of Reserve No. 1001 (in red).	For a gravel pit.
1003	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending south-easterly ten chains in a rectangular block. This reserve is about twenty chains south of the River Hinds.	For a gravel pit.
1004	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending south-easterly ten chains in a rectangular block. This reserve is about two miles north-east of Reserve No. 1003, (in red).	For a gravel pit.
1005	5 0 0	Situate in the Ashburton District, having five chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending south-easterly ten chains in a rectangular block. This reserve is about one hundred chains north-east of Reserve, No. 1004, (in red).	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1006	A. E. P. 5 0 0	Situate in the Ashburton district, having five chains frontage to the road, south of River Ashburton, and extending northerly ten chains in a rectangular block. This reserve is about one hundred chains north-west of Trig. pole 46.	For a gravel pit.
1007	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending north-westerly ten chains in a rectangular block. This reserve is about half-way between the two branches of the Ashburton.	For a gravel pit.
1008	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about one mile north-east of the Ashburton.	For a gravel pit.
1009	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1008, (in red).	For a gravel pit.
1010	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of reserve No. 1009, (in red).	For a gravel pit.
1011	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of reserve No. 1010, (in red).	For a gravel pit.
1012	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1011, (in red).	For a gravel pit.
1013	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1012, (in red).	For a gravel pit,
1014	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending southerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1013, (in red).	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1015	A. R. P. 5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1014, (in red).	For a gravel pit.
1016	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending southerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1015, (in red).	For a gravel pit.
1017	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending north-westerly ten chains in a rectangular block. This reserve is about two miles south-west of the Rakaia Gorge.	For a gravel pit.
1018	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending south-westerly ten chains in a rectangular block. This reserve is about two miles south-west of Reserve No. 1017 (in red).	For a gravel pit.
1019	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending south-easterly ten chains, in a rectangular block. This reserve is about ninety chains south-west of Reserve No. 1018 (in red).	For a gravel pit.
1020	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest, by Single Tree, and extending south-westerly ten chains, in a rectangular block. This reserve is about two and a half miles south-west of reserve No. 1019 (in red).	For a gravel pit.
1021	5 0 0	Situate in the Ashburton district, bounded on the north-west by the road leading from the Rakaia Gorge to Alford Forest, by Single Tree, on the south-west by the road north-east of 8165, on the south-east by a line parallel to and ten chains distant from the north-west boundary, and on the north-east by a line at right angles to the first-mentioned road, to include the required quantity.	For a gravel pit.
1022	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest, by Single Tree, and extending easterly ten chains, in a rectangular block. This reserve is about two miles south-west of Reserve No. 1021 (in red).	For a gravel pit.
1023	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending south-westerly ten chains, in a rectangular block. This reserve is about two miles south-west of Reserve No. 1022 (in red).	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1024	A R. P. 10 0 0	Situate in the Oxford district, bounded on the southward by 6413, on the westward by 9291, on the northward by a line parallel to and ten chains distant from the southern boundary, and on the eastward by a line at right angles to the last described boundary, to include the required quantity.	For a gravel pit.
1025	42 0 0	Situate in the Oxford district, bounded on the northward by 4643, on the eastward by 5896, and a line in continuation of the western boundary of that section, on the westward by I. P. R. H., and I. on run No. 34, and on the southward by a line at right angles to the eastern boundary, to include the required quantity.	For a gravel pit.
1026	5 0 0	Situate in the Mandeville district, bounded on the northward by the Eyre road south, on the eastward by the Waimakariri No. 10 road, on the southward by a line ten chains distant from and parallel to the northern boundary, and on the westward by a line at right angles to the first-mentioned road, to include the required quantity.	For a gravel pit.
1027	5 0 0	Situate in the Mandeville district, bounded on the northward by the Eyre road south, on the eastward by the Rangiora and Waimakariri road, on the southward by a line ten chains distant from and parallel to the northern boundary, and on the westward by a line at right angles to the first-mentioned road, to include the required quantity.	For a gravel pit.
1028	5 0 0	Situate in the Oxford district, bounded on the northward by the Eyre road south, on the eastward by the road west of 9965, on the southward by a line ten chains distant from and parallel to the northern boundary, and on the westward by a line at right angles to the first-described road, to include the required quantity.	For a gravel pit.
1029	5 0 0	Situate in the Oxford district, bounded on the northward by the Eyre road south, on the eastward by the road east of 9136, on the southward by a line ten chains distant from, and parallel to the northern boundary, and on the westward by a line at right angles to the first-described road, to include the required quantity.	For a gravel pit.
1030	5 0 0	Situate in the Ashburton district, having five chains frontage on the Main South road, and extending north-westerly ten chains, in a rectangular block. This reserve is about fifteen chains south-west of the forty-first mile post.	For a gravel pit.
1031	5 0 0	Situate in the Ashburton district, having five chains frontage on the Main South road, and extending south-easterly ten chains, in a rectangular block. This reserve is about two miles south-west of reserve No. 1030, (in red).	For a gravel pit.
1032	5 0 0	Situate in the Ashburton district, bounded on the south-east by the South road, on the north-west by the Railway Reserve, on the north-east by Reserve No. 264, (in red), and on the south-west by a line parallel to the last-described boundary, so as to include the above quantity.	For a gravel pit.



NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1033	A. E. P. 5 0 0	Situate in the Ashburton district, commencing at a point on the south-east side of the Southern Railway reserve, the said point being about four chains south-west of the 47th mile peg, following the said reserve south-westerly a distance of five chains, and extending back south-easterly ten chains in a rectangular block.	For a gravel pit.
1034	5 0 0	Situate in the Ashburton district, commencing at a point on the north-west side of the Southern Railway reserve, the same being about ten chains south-west of the forty-ninth mile peg, following the said reserve south-westerly a distance of five chains, and extending back north-westerly a distance of ten chains in a rectangular block.	For a gravel pit.
1035	5 0 0	Situate in the Ashburton district, bounded on the south-east by the Southern Railway Reserve, on the south-west by the road forming the north-eastern boundary of section 10,092, on the north-west by a line parallel to and ten chains distant from the reserve before mentioned, and on the north east by a line at right angles to the last described boundary, so as to contain the above quantity.	For a gravel pit.
1036	12 0 0	Situate in Pigeon Bay, commencing on the northern boundary of section 10,229, where it is intersected by the eastern side of the New Akaroa road; thence easterly following the said boundary and a line in continuation thereof, a distance altogether of twenty-three chains; thence northerly at a right angle a distance of seven chains; thence westerly at a right angle eighteen chains; thence southerly at a right angle five chains; thence westerly following a line parallel to the southern boundary a distance of about five chains sixty links to the road before mentioned; and from thence returning along the same to the commencing point. Subject nevertheless to the Ridge road passing through this reserve, for which road allowance is made in the acreage.	For road metal reserve.
1037	5 0 0	Situate in the Upper Christchurch district, bounded on the south-west by the road forming the south-western boundary of section 12,690, on the eastward by the road on the western side of section 12,532, and on the north-westward by a line at right angles to the first-mentioned road, so as to contain the above quantity.	For a gravel pit.
1038	5 0 0	Situate in the Upper Christchurch district, bounded on the north-eastward by the Coal Tramway Reserve, on the southward by Bealey's road, and on the north-westward by a line at right angles to the aforesaid reserve, so as to contain the above quantity.	For a gravel pit.
1039	5 0 0	Situate in the Christchurch district, having five chains frontage to the Newton and Coal Tramway road, and extending north-westerly ten chains, in a rectangular block, being bounded on the south-west by the road on the north-east side of section 12,133.	For a gravel pit.
1040	5 0 0	Situate in the Lincoln district, having five chains frontage to the South road, and extending southerly ten chains, in a rectangular block. The north-eastern corner of this reserve is situate about thirty-five chains west of the north-west corner of section 6418.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1041	A. B. P. 5 0 0	Situate in the Upper Christchurch district, having five chains frontage to the South road, and extending northerly ten chains, in a rectangular block. This reserve is about two miles west of Reserve No. 1040 (in red).	For a gravel pit.
1042	5 0 0	Situate in the Lincoln district, having five chains frontage to the South road, and extending southerly ten chains in a rectangular block. This reserve is situate about sixty-five chains west of section 12,752.	For a gravel pit.
1043	5 0 0	Situate in the Upper Christchurch district, having five chains frontage to the South road, and extending northerly ten chains, in a rectangular block. This reserve is situate about two miles west of Reserve No. 1042 (in red).	For a gravel pit.
1044	5 0 0	Situate in the Lincoln district, bounded on the north-westward by the Selwyn and Coal Tramway road, on the southward by the Ellesmere Junction road, and on the eastward by a line at right angles to the last-mentioned road, so as to contain the above quantity.	For a gravel pit.
1045	5 0 0	Situate in the Lincoln district, commencing at a point on the northern side of the Ellesmere Junction road, the same being thirty-two chains fifty links east of the south-east corner of section No. 6903, thence easterly following the said road a distance of five chains, and extending northerly ten chains in a rectangular block.	For a gravel pit.
1046	5 0 0	Situate in the Lincoln district, bounded on the eastward by the Tramway Reserve, on the southward by the road forming the northern boundary of section 10,819, on the westward by a line parallel to and ten chains distant from the eastern boundary, and on the northward by a line at right angles to the last-described boundary, so as to contain the above quantity.	For a gravel pit.
1047	5 0 0	Situate in the Lincoln district, bounded on the north-eastward by the Tramway Reserve, on the south-eastward by the road to Selwyn, on the north-westward by a line parallel to and ten chains distant from the south-eastern boundary, and on the south-westward by a line at right angles to the aforesaid road, so as to contain the above quantity.	For a gravel pit.
1048	5 0 0	Situate in the Lincoln district, bounded on the westward by the road forming the south-eastern boundary of section 9929, on the eastward by the Coal Tramway and Springs road, and on the southward by a line at right angles to the latter road, so as to contain the above quantity.	For a gravel pit.
1049	5 0 0	Situate in the Lincoln district, at Leeston road station, bounded on the north-westward by the road on the south-east of the Railway Reserve, for a distance of five chains, and extending south-easterly a distance of ten chains, in a rectangular block, being bounded on the north-eastward by the road leading by trig. pole L. 12.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1050	A. R. P. 5 0 0	Situate in the Upper Christchurch district, commencing at a point on the Coal road, about thirty-eight chains east of the south-eastern corner of section No. 6453, thence easterly following the said road a distance of five chains, and extending back northerly a distance of ten chains, in a rectangular block.	For a gravel pit.
1051	5 0 0	Situate in the Upper Christchurch district, bounded on the northward by the Coal road, on the westward by the road on the east side of section 7601, on the southward by section 12,478, and on the eastward by a line parallel to the western boundary, so as to contain the above quantity.	For a gravel pit.
1052	54 0 0	All that parcel of land situated in the Courtney road district, bounded on the west by section 3802; on the south by the Coal road; on the east by section No. 9616; on the north by the edge of the river bed.	For gravel reserve, Waimakariri protective works.
1053	25 0 0	All that parcel of land situated in the Courtney road district, bounded on the west by section 9616; on the south by section 12,536; on the east by the road east of section No. 12,536; on the north by edge of river bed.	For gravel reserve, Waimakariri protective works.
1054	28 0 0	Situate in the Christchurch district, bounded on the north-westward by the road forming the south-eastern boundary of section 1656; on the north-eastward by section 6754; on the south-westward by section 8776; and on the south-eastward by the road forming the southern boundary of the latter section.	For a rifle range.
1055	5 0 0	Situate in the Timaru district, having five chains frontage to the South road and extending westerly in a rectangular block a distance of ten chains north of and adjoining section 5961, subject to reserve 953, (in red.)	For a gravel pit.
1056	5 0 0	Situate in the Timaru district, having five chains frontage to the South road and extending westerly ten chains, in a rectangular block. The above-described land is situated opposite section 8889, and is subject to reserve No. 953 (in red).	For a gravel pit.
1057	5 0 0	Situate in the Timaru district, having five chains frontage to the South road and extending southerly a distance of ten chains, in a rectangular block, north-east of and adjoining section 3826, subject to reserve No. 953 (in red).	For a gravel pit.
1058	5 0 0	Situated in the Timaru district, two miles north-east of reserve No. 1057 (in red), having five chains frontage to the South road and extending south-easterly a distance of ten chains in a rectangular block, subject to reserve No. 953 (in red).	For a gravel pit.
1059	5 0 0	Situate in the Timaru district, about midway between sections 9081, and 11,215, having five chains frontage to the Geraldine road and extending north-easterly ten chains in a rectangular block.	For a gravel pit.
1060	5 0 0	Situate in the Timaru district, having five chains frontage to the Geraldine road and extending westerly a distance of ten chains in a rectangular block north of and adjoining section 12,350.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1061	A. R. P. 5 0 0	Situate in the Timaru district, bounded on the eastward by the road passing through section No. 3155, on the westward by the road leading to Orari Gorge, and on the northward by a line at right angles to the first-mentioned road so as to contain the above quantity.	For a gravel pit.
1062	5 0 0	Situate in the Timaru district, about twenty chains to the westward of section No. 4233, having five chains frontage to the Orari and Pleasant Valley road, and extending southerly a distance of ten chains in a rectangular block.	For a gravel pit.
1063	5 0 0	Situate in the Timaru district about twenty chains to the westward of section No. 12,561, having five chains frontage to the Orari and Pleasant Valley road, and extending southerly a distance of ten chains in a rectangular block.	For a gravel pit.
1064	5 0 0	Situate in the Timaru district, commencing at a point on the north-eastern side of the road passing through section No. 3159, the same being about seventy-six chains south-east of the southern boundary of section No. 4220, thence south-easterly following the said road a distance of five chains and extending north-easterly a distance of ten chains in a rectangular block.	For a gravel pit.
1065	5 0 0	Situate in the Timaru district, having about five chains frontage to the western bank of the river Hae Hae Te Moana, and extending south-westerly a distance on the average of ten chains north of section 11,059.	For a gravel pit.
1066	5 0 0	Situate in the Timaru district, bounded on the north-eastward by the river Hae Hae Te Moana; on the north-westward by a road; on the south-westward by the road forming the north-eastern boundary of section 10,565; and on the south-eastward by a line at right angles to the latter road, so as to contain the above quantity.	For a gravel pit.
1067	5 0 0	Situate in the town of Arowhenua, bounded on the eastward by the stream forming the northern and western boundary of rural section, No. 2596; on the southward by the road forming the southern boundary of reserve, No. 857 (in red); and on the westward by a line at right angles to the said road, so as to contain the above quantity.	For a gravel pit.
1068	10 0 0	Situate in the Timaru district, bounded on the south-westward by the road forming the south-western boundary of section 12,291, for a distance of about four chains, and extending north-easterly in a rectangular block; being bounded on the north-eastward by section 8824.	For a gravel pit.
1069	2 2 0	Situate in the town of Arowhenua, bounded on the northward by the northern boundary of the town; on the westward by the Southern line of Railway; on the southward by the Railway Station Reserve; and on the eastward by Whitcombe street.	For a gravel pit.
1070	10 0 0	Situate in the Timaru district, bounded on the northward by section 7732; on the southward by the road forming the southern boundary of section 3280; and on the westward by a line at right angles to the said road, so as to contain the above quantity.	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1071	A. R. P. 5 0 0	Situate in the Timaru district, bounded on the north-westward by the Pleasant Point and Spur Hut road; on the north-eastward by section 11,003; on the south-eastward by the River Opihi; and on the south-westward by a line at right angles to the said road, so as to contain the above quantity.	For a gravel pit.
1072	0 0 39	Town section 37, in Waimate Township, containing thirty-nine perches, more or less, situate in and fronting on Harris street and High street.	For a site for a Literary Institute.
	0 1 0	Town section 38, in Waimate Township, containing one rood, more or less, situate in and fronting on Harris street.	
1073	275 0 0	Situate in the Timaru district, being the river bed of the Temuka bounded on the westward by the Railway Reserve; on the northward by the Arowhenua Township, and sections 2596 and 7818; on the southward by the southern bank of the Temuka, sections 1541 and 1661, and a straight line one hundred and four chains in length, drawn easterly from the north-eastern corner of the latter section parallel to the line connecting Trig. poles 7 and 9; and on the eastward by a line drawn at right angles to the straight line forming part of the southern boundary.	For a rifle range.
1074	5 0 0	Situate in the Malvern district, bounded on the northward by the road forming the southern boundary of section No. 12,624; on the westward by the road being the eastern boundary of section No. 8023; on the southward by a line parallel to and ten chains distant from the road first-mentioned; and on the eastward by a line at right angles to the last described boundary, so as to contain the above quantity.	For a site for a pound and other public purposes.

The Speaker in the chair.

The Reserves were reported as passed.

Motion was granted that his Honor the Superintendent be recommended to make the Reserves as reported by the Committee.

*Select Committee.*—A Select Committee was appointed to consider and report upon what change, if any, it would be expedient to make in the present system of appropriating the Provincial revenue; also, to consider and report upon what change, if any, should be made in the system of administering the affairs of the Province, in order to give satisfaction to the people resident in the Southern and outlying districts; such committee to consist of Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, and Montgomery, with power to call for persons and papers. To report on Tuesday, 25th instant.

*The Fencing Bill, 1869.*—The Council in Committee for the further consideration of that Bill. Clause 2 was re-considered. The words from "and in case" to the end of the clause were struck out.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Tuesday.

*Reserve for Cattle Market.*—Motion was proposed—“That whereas on the 25th day of June, 1867, an Act was passed by the Provincial Council providing for the purchase of a site for a Cattle Market out of the proceeds of the sale of the Reserve made for that purpose by the provisions of the Canterbury Reserves Ordinance, and which Act has not been complied with; this Council is of opinion that a portion of the Waste Lands of the Crown equivalent in value to the sum realised by the sale of such Reserve shall be set apart for the purpose of procuring a site for a Cattle Market for the City of Christchurch.”

Amendment was granted—“That all the words after the word ‘that’ be struck out.”

Amendment was negatived—“That the words be inserted ‘his Honor the Superintendent be respectfully requested to reserve a piece of land for the purpose of purchasing a site for a public Cattle Market near the city of Christchurch.’”

Amendment was negatived—“That the words be inserted after the word ‘that,’ fifth line, ‘that part of the first clause of the Canterbury Association Reserves Ordinance Amendment Ordinance, Session VIII., No. 11, providing for the purchase of a Cattle Market should be carried out.’”

Amendment was granted—“That the words be inserted ‘it is desirable to provide a site for a public Cattle Market for the use of the Province, and that the Government be authorised to obtain, by exchange or otherwise, a sufficient quantity of land within two miles of Christchurch for that purpose.’”

The Council adjourned at 2:15 until Tuesday.

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TUESDAY 25TH MAY, 1869.

NOTICE PAPER.

The Report of the Railway Committee to be brought up.

The Report of the Depasturing Licenses Committee to be brought up.

The Report of the Provincial Revenue Apportionment Committee to be brought up.

1. Mr. FYFE—To ask the Secretary of Public Works when the vote of this Council for the erection of a Resident Magistrate’s Court at Lyttelton will be carried out. And, contingent upon his answer, to move, “That the correspondence between the Lyttelton Municipal Council and the Provincial Government be laid upon the table.”

2. Mr. KNIGHT—To move the Council into Committee to consider the following resolutions:  
(1) “That this Council is of opinion that the

present system of Immigration is unsatisfactory.” (2) “That in the opinion of this Council the following scheme would prove beneficial to the province, viz.:—Every Immigrant who pays his passage-money shall, on arrival in the Province, be entitled to select twenty acres of land, and receive a Crown grant for the same, after having been in occupation six months. Every Assistant Immigrant, on arriving in the Province, shall, receive a ticket, which, after having paid his passage money, shall enable him to select twenty acres of land, and receive a Crown Grant for the same, after having been in occupation six months; no ticket shall be available to any one but the original holder of such.” (3) “That his Honor the Superintendent be respectfully requested to take such steps during the recess by legislation, or otherwise, as may be necessary to carry out the above resolutions.”

3. Mr. KNIGHT—To move the following resolution when the Council is in Committee on the Immigration question, after part 2—“Any person residing within the Province who shall introduce Immigrants to Canterbury at his own expense shall be entitled to select twenty acres of land for every two adults so imported, and shall receive a Crown Grant for the same after those so introduced shall have resided in the Province twelve months, such Immigrants to appear quarterly before a Justice who shall certify to their being in the Province.”
4. Mr. DIXON—To move, “That this House take steps to allocate 25 per cent. of the land fund arising from each district to the public works of the District from which it arises to the main roads leading to that District, and generally to the larger public works which are of a special benefit to that district. That other 25 per cent. be allocated for Emigration purposes, and that such refunds as arise from this fund be again applied for the same purpose.”
5. Mr. DIXON—To move, “That this House deferentially petition the General Government to take steps to make the Rate Roll of the Province the Electoral Roll for the Province.”
6. Mr. POTTS—To move, “That in the opinion of this Council it is desirable that Government should offer a reward of not less than £200 for the discovery of a payable Goldfield within the boundaries of the Province.”
7. Mr. KENNAWAY—To move “That a Return be laid on the table shewing the amount of the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway, from Christchurch to the Rakaia.”
8. The PROVINCIAL SOLICITOR—To move the committal of “The Roads Ordinance, 1869.”
9. Mr. STUDHOLME—To move in Committee on the Roads Ordinance the following new clauses—“Ratepayers may vote by proxy in the election of Members of the Board. Proxies to be in the form set forth in Schedule.” “Every Ratepayer wishing to vote by proxy shall give notice in writing to the Chairman of the Board at least fourteen days previous to the day of election, and a list of proxies shall be open for inspection at the office of the Board at least three days before the day of election.”

#### ORDERS OF THE DAY.

The further consideration in Committee of the resolutions:—“That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province of Canterbury should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the

several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial Councils, such Meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions.”

“The Fencing Bill, 1869”—The third reading of.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Garrick, Hillyard, Johnstone, Mallock, and Waeckerle.

The Speaker in the chair.

Extension of time to Tuesday, 1st June, was granted to the Railway Committee to bring up their Report.

The Report of the Depasturing Licenses Committee was brought up and read.

Extension of time to Wednesday was granted to the Provincial Revenue Apportionment Committee to bring up their Report.

*Correspondence.*—Motion was granted—“That the Correspondence between the Provincial Government and the Lyttelton Municipal Council with regard to the erection of a Resident Magistrate’s Court be laid upon the table.”

*Grants of Land to Immigrants.*—Motion was negatived upon division—“That the Council resolve itself into Committee to consider the following resolutions:— (1) “That this Council is of opinion that the present system of Immigration is unsatisfactory.” (2) “That in the opinion of this Council the following scheme would prove beneficial to the Province, viz.:—Every Immigrant who pays his passage-money shall, on arrival in the Province, be entitled to select twenty acres of land, and receive a Crown Grant for the same after having been in occupation six months. Every Assisted Immigrant, on arriving in the Province, shall receive a ticket, which, after having paid his passage-money, shall enable him to select twenty acres of land, and receive a Crown Grant for the same, after having been in occupation six months; no ticket shall be available to any one but the original holder of such.” (3) “That his Honor the Superintendent be respectfully requested to take such steps during the recess, by legislation or otherwise, as may be necessary to carry out the above resolutions.”

Ayes, 14: Messrs. Brown, Macpherson, A. Duncan, T. S. Duncan, Hall, Hawkes, Hornbrook, Knight, Kennaway, Maskell, Moore, Peacock, Potts, J. S. Williams.

Noes, 16: Messrs. Aynsley, Birch, Buchanan, Buckley, Delamain, Dixon, Gray, Jollie, Lee, Matson, Montgomery, Ormsby, Studholme, Rhodes, W. Williams, Wilson.

The fourth Notice upon the Order Paper was withdrawn by leave.

The fifth Notice upon the Order Paper was proposed. The previous question was moved.

*Reward for the Discovery of a Payable Goldfield.*—Motion was granted—“That in the opinion of this Council it is desirable that Government should offer a Reward of not less than £200 for the discovery of a Payable Goldfield within the boundaries of the Province.”

*Return of Waste Land.*—Motion was granted—“That a Return be laid on the table shewing the amount of the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaia.”

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

It was ordered that the Clerk should refer to the Clauses by number.

Clause 1 passed as printed. Clause 2 passed with amendment, the word “male” being struck out. Clauses 3 to 13 passed as printed. Clause 14 was proposed. After the word “Superintendent” the words were inserted “within three months after the commencement of each year.”

Amendment was negatived upon division—“That the words ‘or from any other cause’ be struck out:”—



Ayes, 12: Messrs. Brown, Delamain, Jollie, Kennaway, Lee, Matson, Maskell, Montgomery, Peacock, Studholme, Rhodes, W. Williams.

Noes, 13: Messrs. Aynsley, Birch, Buchanan, Buckley, Dixon, Gray, Hall, Hawkes, Knight, Moore, Ormsby, Potts, Wilson.

The Clause passed as amended. Clauses 15 to 26 passed with amendment.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Wednesday.

The first Order of the Day was discharged.

*The Fencing Bill*, 1869.—The Bill was read a third time and passed.

The Council adjourned at 10.40 until Wednesday.

WEDNESDAY, 26TH MAY, 1869.

NOTICE PAPER.

The Report of the Provincial Revenue Apportionment Committee to be brought up.

The Report of the Railway Committee to be brought up on Tuesday, June 1.

ORDERS OF THE DAY.

“The Roads Bill, 1869.”—Committal of.

1. Mr. BROWN—To move “That in the opinion of this Council the steps taken by the Government with reference to the Northern Railway are not sufficient or likely to produce the result aimed at in the resolutions passed at last session of the Council.”
2. Mr. JOHNSTONE—To move “That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered for sale at £1 per acre.” (2) That in accordance with this view all the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway, from Christchurch to the Rakaiia, be offered for sale under the Canterbury Land Regulations at £1 per acre.” (3) “That the Superintendent be requested to take the necessary steps for legalising the same by an Act of the General Assembly.”

3. Adjourned Debate—(1) “That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year.” (2) “That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to ‘The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.’”

4. Amendment moved to first resolution by Mr. BROWN—To insert the following words between “that” and “the” in the first line, “public tenders should be invited for the purchase of,” and to omit all words after “Railways” in second line.

The Council met pursuant to adjournment.

Members present—All, except Messrs. A. Duncan, T. S. Duncan, Garrick, Fyfe, and Waeckerle.

The Speaker in the chair.

*Papers.*—The following papers were laid upon the table :—

20. Correspondence between his Honor the Superintendent and the Railway Engineer as to the nature of the work done in the Lyttelton and Christchurch Railway Tunnel; removal of loose rock, &c., since the appointment of the Railway Engineer.
21. Correspondence between his Honor the Superintendent and T. Patterson, C.E., relative to the safety of the Lyttelton and Christchurch Railway Tunnel.
22. Return shewing the amount of Waste Lands remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaia.

*Member, Resignation of.*—The Speaker read a communication from his Honor the Superintendent, notifying the resignation of F. J. Garrick, Esq., of his seat in the Provincial Council as M.P.C. for the City of Christchurch.

Extension of time to Thursday was granted to the Provincial Revenue Apportionment Committee to bring up their Report.

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill. Clause 27 passed as printed.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again directly.

Motion was negatived—“That the Committee sit at half-past seven.”

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

Mr. Aynsley was appointed Chairman.

Clause 28 was proposed. The blank was filled in with the words “two shillings.” All the words after the word “property” were struck out. The words were added “Public notice to be given of the intention to levy such rate at least one month before it is levied, and if within such time a protest be sent in to the Board, signed by at least one-half of the Ratepayers within such portion of such district, reckoned according to their votes, then such rate shall not be levied.” The clause passed as amended. Clause 29 as printed. Clause 30 passed, all the words after the words “said Board” being struck out. Clause 31 passed with the words added “Provided that no legal proceedings shall be commenced for the recovery of any unpaid rate or part of a rate after the expiration of three months from the time appointed by the Board for the payment of such rate, excepting under “The Sale of Land for the Non-payment of Rates Act, 1862.”

Clause 32 passed, “E” being inserted after the word “Schedule.” Clause 33 passed, all the words after “same” being struck out. Clause 34 passed with amendment. Clauses 35 to 37 passed.

Clause 38 was proposed. Amendment was negatived—“That all the words after ‘not exceeding,’ third line, to ‘provided,’ ninth line, be expunged, with the view of inserting the following :—

£50	...	...	...	...	...	One vote.
Over £50, not exceeding £100					...	Two votes.
„ £100	„	£200			...	Three votes.
„ £200	„	£400			...	Four votes.
„ £400	...	...	...	...	...	Five votes.”

Clause 38 passed as printed. Clause 39 as amended, the words 'but not' being struck out and 'as well as' inserted.

Clauses 40 and 41 passed with amendment.

Clause 42 as printed.

A motion to report progress was negatived.

Clauses 43 to 51 passed as printed. The words "and Volunteers on duty" being inserted in Clause 45.

Two fresh Clauses were proposed, as recommended by the Committee to be inserted.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Thursday.

The Council adjourned at 9 p.m. ~~until~~ Thursday.

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THURSDAY 27<sup>TH</sup> MAY, 1869.

NOTICE PAPER.

The Report of the Provincial Revenue Apportionment Committee to be brought up.

1. The PROVINCIAL SECRETARY—To move the House into Committee to consider the following resolutions:—(1) "That in the opinion of this Council steps should be taken to have

a Bill brought before the General Assembly at the approaching session to determine the principle on which the annual fees payable in respect of depasturing licenses not held under 'The Canterbury Waste Lands Act, 1864,' or in respect of any licenses held under that Act upon which the licensees may fail

to pay the rental may be fixed." (2) "That the annual fee to be paid on the 1st of May, 1870, in respect of licenses of all runs not held under 'The Canterbury Waste Lands Act, 1864' shall be the fee which would have been payable by the licensees of those runs had they accepted the provisions of the above Act, together with the several yearly amounts, being the difference between the license fee which has been paid and that which would have been paid by them had they held their licenses under the above-named Act from the 1st May, 1866, or from the date of license, and that all licensees who shall comply with the above provisions shall hold their licenses after the year 1870 on the terms provided in the above-named Act." (3) "That the run of any licensee who shall fail to comply with the provisions of the second resolution before the 31st of May, 1870, shall be declared by the Waste Lands Board forfeited, and the run so forfeited shall be put up to auction at the upset price of the rental last paid, and it shall be lawful for the Waste Lands Board, on application to that effect, to divide the run so forfeited into one or more portions as to it may seem fit." (4) "That runs held under 'The Canterbury Waste Lands Act, 1864,' in respect of which licensees shall at any time fail to pay the rental shall be declared forfeited, and shall be dealt with as provided in the third resolution in respect of licenses not issued under that Act." (5) "That in all cases in which runs are put up to auction, and the present licensee shall not be the purchaser, the incoming licensee shall pay to the outgoing licensee the value of the improvements, fencing, &c., on the run. The value to be determined by assessors or arbitration." (6) "That licenses for country not hitherto taken

up shall be granted on the terms and conditions provided for in 'The Canterbury Waste Lands Act, 1864.'" (7) "That provision should be made by the General Assembly to enable the Provincial Council, by Ordinance in that behalf, to make lands which have been reserved for townships, and have not been sold for that purpose, reserves for endowments, or for other public purposes, under 'The Public Reserves Act, 1854.'"

2. Mr. BROWN—To move "That in the opinion of this Council the steps taken by the Government with reference to the Northern Railway are not sufficient or likely to produce the result aimed at in the resolutions passed at last session of the Council."
3. Adjourned Debate—(1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"
4. Amendment moved to first resolution by Mr. BROWN—To insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.

#### ORDER OF THE DAY.

"The Roads Bill, 1869."—Committal of.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, T. S. Duncan, Hargreaves, Johnstone, and Waeckerle.

The Speaker in the chair.

The Report of the Provincial Revenue Apportionment Committee was brought up and read with Appendices.

The Report and Appendices were ordered to be printed.

*Papers.*—The following papers were laid on the table:—

23. Return of all Educational Reserves Trusts and Endowments with a Statement of the Annual Income derived from the same.
24. Correspondence between the Lyttelton Borough Council and the Provincial Government relative to the erection of a Resident Magistrate's Court-House at Lyttelton and the site of the same.

*Depasturing Licenses.*—The Council in Committee for the consideration of the following Resolutions:—(1) “That in the opinion of this Council steps should be taken to have a Bill brought before the General Assembly at the approaching Session to determine the principle on which the annual fees payable in respect of Depasturing Licenses not held under ‘The Canterbury Waste Lands Act, 1864,’ or in respect of any Licenses held under that Act upon which the Licensees may fail to pay the rental may be fixed.” (2) “That the annual fee to be paid on the 1st of May, 1870, in respect of Licenses of all Runs not held under ‘The Canterbury Waste Lands Act, 1864,’ shall be the fee which would have been payable by the Licensees of those Runs had they accepted the provisions of the above Act, together with the several yearly amounts, being the difference between the License Fee which has been paid and that which would have been paid by them had they held their Licenses under the above-named Act from the 1st May, 1866, or from the date of License, and that all Licensees who shall comply with the above provisions shall hold their Licenses after the year 1870 on the terms provided in the above-named Act.” (3) “That the Run of any Licensee who shall fail to comply with the provisions of the second Resolution before the 31st of May, 1870, shall be declared by the Waste Lands Board forfeited, and the Run so forfeited shall be put up to auction at the upset price of the rental last paid, and it shall be lawful for the Waste Lands Board, on application to that effect, to divide the Run so forfeited into one or more portions as to it may seem fit.” (4) “That Runs held under ‘The Canterbury Waste Lands Act, 1864,’ in respect of which Licensees shall at any time fail to pay the rental, shall be declared forfeited, and shall be dealt with as provided in the third Resolution in respect of Licenses not issued under that Act.” (5) “That in all cases in which Runs are put up to auction and the present Licensee shall not be the purchaser the incoming Licensee shall pay to the outgoing Licensee the value of the improvements, fencing, &c., on the Run. The value to be determined by assessors or arbitration.” (6) “That Licenses for country not hitherto taken up shall be granted on the terms and conditions provided for in ‘The Canterbury Waste Lands Act, 1864.’” (7) “That provision should be made by the General Assembly to enable the Provincial Council, by Ordinance in that behalf, to make lands which have been reserved for townships, and have not been sold for that purpose, reserves for endowments or for other public purposes, under ‘The Public Reserves Act, 1854.’”

Resolution No. 1 passed as printed.

Resolution No. 2 was proposed.

A motion to report progress was negatived.

Amendment was negatived—“That all the words after the word ‘that’ be struck out, for the purpose of inserting the following words, ‘the annual fee to be paid on the 1st day of May, 1870, in respect of Licenses of all Runs not held under ‘The Canterbury Waste Lands Act, 1864,’ shall be determined by public auction.’”

Amendment was negatived, upon division—"That all the words after the word 'that' be expunged, for the purpose of inserting the following words, 'the fairest way to decide the rent derivable from the Waste Lands not under 'The Waste Lands Act, 1864,' is by appointing a competent person to value the Runs and to determine the rent to be paid for the same. That the expense of the said valuation be defrayed by the Licensees of the Crown."

Ayes, 13 : Messrs. Brown, Buchanan, Dixon, A. Duncan, Gray, Hall, Hornbrook, Kennaway, Moore, Studholme, Potts, Rhodes, Wilson.

Noes, 14 : Messrs. Buckley, Delamain, Fyfe, Hawkes, Hillyard, Jollie, Lee, Knight, Matson, Mallock, Maskell, Montgomery, Ormsby, Tancred.

Amendment was negatived—"That the words be added 'with interest and compound interest at the rate of 10 per cent. per annum on the sums they should have paid had they come under the Act of 1864.'"

Clause 2 passed with addition—"Provided that all Runholders the easternmost boundaries of whose Runs are further than thirty miles from the sea shall be entitled to hold their Runs at double rent without arrears."

Clause 3 passed, all the words after the word "paid" having been struck out.

Clause 4 passed as printed.

Clause 5 was proposed. Amendment was negatived—"That all the words after the word 'purchaser' be struck out." Upon division :—

Ayes, 5 : Messrs. A. Duncan, Kennaway, Lee, Potts, Tancred.

Noes, 19 : Messrs. Brown, Buchanan, Delamain, Dixon, Gray, Hawkes, Hillyard, Hornbrook, Jollie, Knight, Matson, Mallock, Maskell, Montgomery, Moore, Ormsby, Peacock, Studholme, Rhodes.

The words "or arbitration" were struck out. The words "and declared thirty days previous to the sale by auction" were added.

The Clause passed as amended.

Clause 6 was struck out.

Clause 7 passed as printed.

The Speaker in the chair.

The following Resolutions were reported and adopted :—

(1) "That in the opinion of this Council steps should be taken to have a Bill brought before the General Assembly at the approaching Session to

determine the principle on which the annual fees payable in respect of Depasturing Licenses not held under 'The Canterbury Waste Lands Act, 1864,' or in respect of any Licenses held under that Act upon which the Licensees may fail to pay the rental may be fixed." (2) "That the annual fee to be paid on the 1st of May, 1870, in respect of Licenses of all Runs not held under 'The Canterbury Waste Lands Act, 1864,' shall be the fee which would have been payable by the Licensees of those Runs had they accepted the provisions of the above Act, together with the several yearly amounts, being the difference between the License Fee which has been paid and that which would have been paid by them had they held their Licenses under the above-named Act from the 1st May, 1866, or from the date of License, and that all Licensees who shall comply with the above provisions shall hold their Licenses after the year 1870 on the terms provided in the above-named Act Provided that all Runholders the easternmost boundaries of whose Runs are further than 30 miles from the sea shall be entitled to hold their Runs at double rents without arrears." (3) "That the Run of any Licensee who shall fail to comply with the provisions of the second Resolution before the 31st of May, 1870, shall be declared by the Waste Lands Board forfeited, and the Run so forfeited shall be put up to auction at the upset price of the rental last paid." (4) "That Runs held under 'The Canterbury Waste Lands Act, 1864,' in respect of which Licensees shall at any time fail to pay the rental, shall be declared forfeited, and shall be dealt with as provided in the third Resolution in respect of Licenses not issued under that Act." (5) "That in all cases in which Runs are put up to auction in pursuance of Clause 3 of these Resolutions, and the present Licensee shall not be the purchaser the incoming Licensee shall pay to the outgoing Licensee the value of the improvements, fencing, &c., on the Run. The value to be determined by assessors and declared 30 days previous to the sale by auction. The expense of assessment to be defrayed by the present Licensee." (6) "That provision should be made by the General Assembly to enable the Provincial Council, by Ordinance in that behalf, to make lands which have been reserved for townships, and have not been sold for that purpose, reserves for endowments or for other public purposes, under 'The Public Reserves Act, 1854.'"

The second Notice upon the Order Paper was made an Order of the Day for Tuesday.

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

After Clause 51 three fresh Clauses were inserted as recommended—52, 53, 54. Clause 52 as printed passed. Clause 53—words were struck out and consideration postponed. Clauses 54 to 62 as printed passed with amendment. After Clause 62 as printed a fresh Clause was inserted as Clause 66. Clauses 63 and 64 as printed passed. Clauses 65 to 68 as printed were struck out.

Clause 69 was proposed. Amendment was negatived upon division—"That the words be inserted 'reckoned according to their votes.'"

Ayes, 4: Messrs. Hall, Knight, Maskell, Rhodes.

Noes, 12: Messrs. Brown, Buchanan, Dixon, Hillyard, Jollie, Lee, Matson, Mallock, Montgomery, Moore, Studholme, W. Williams.

The Clause was negatived. Clauses 70 to 76 passed with amendment. Four fresh Clauses as proposed were inserted.

Schedule A passed. Schedule B was proposed. Sections 1 to 6 passed as printed. Section 7 was amended. Sections 8 to 20 passed.

Section 21 passed as amended, on division—"The Kowai District comprises that portion of the Province bounded on the North by the Waipara district; on the East by the sea; on the South by the south bank of the River Ashley to its source at Ashley Head."

Ayes, 11: Messrs. Hall, Hornbrook, Jollie, Knight, Lee, Matson, Montgomery, Rhodes, Tancred, W. Williams, Wilson.

Noes, 8: Messrs. Brown, Buckley, Dixon, Hillyard, Maskell, Moore, Ormsby, Studholme.

Section 22 was struck out. Section 23 was struck out; on division:—

Ayes, 9: Messrs. Hornbrook, Jollie, Knight, Lee, Matson, Moore, Tancred, W. Williams, Wilson.

Noes, 3: Messrs. Brown, Dixon, Hillyard.

Section 22 passed as inserted. Sections 23 and 24 as inserted. Sections 24 to 27 as printed were struck out. Sections 28 to 31 passed as printed. Schedules C and D passed as printed.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again.

The Committal of the Bill was made an Order of the Day for Friday.

The Council adjourned at 11 p.m. until Friday.

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FRIDAY, 28TH MAY, 1869.

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ORDER OF THE DAY.

"The Roads Bill, 1869."—Committal of.

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The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Delamain, T. S. Duncan, Hall, Hawkes, Johnstone, Kennaway, Mallock, Waeckerle, and Wilson.

The Speaker in the chair.

*The Roads Bill*, 1869.—The Council in Committee for the consideration of that Bill.

Schedules E, F, and G passed as proposed. Schedule E as printed passed as Schedule H.



The Speaker in the chair.

The Chairman reported progress, with leave to sit again.

The further consideration of the Bill in Committee was made an Order of the Day for Tuesday.

The Council adjourned at 12.30 until Tuesday.

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TUESDAY, 1st JUNE, 1869.

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NOTICE PAPER.

The Report of the Railway Committee to be brought up.

1. Mr. JOHNSTONE—To move (1) "That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered for sale at £1 per acre." (2) "That in accordance with this view all the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Bakaia be offered for sale under the Canterbury Land Regulations at £1 per acre." (3) "That the Superintendent be requested to take the necessary steps for legalising the same by an Act of the General Assembly."
2. Mr. DELAMAIN—To move, "That in the opinion of this House it is expedient that his Honor the Superintendent be respectfully requested to take steps to ascertain the possibility of obtaining water by means of Artesian Wells in the Templeton district."
3. The PROVINCIAL SECRETARY—To move the Council into Committee of Supply.
4. Mr. BUCKLEY—To move that the Council resolve itself into Committee to consider the following resolutions:—(1) "That this Council is of opinion that it is expedient that the portion of the Province of Canterbury to the south of the River Rangitata should be separated from the Province and constructed into a County." (2) "The County should be governed by a Board consisting of fifteen Members; three for each of the Road Board Districts as at present existing, and three for the Municipality of Timaru. The Ratepayers' Rolls of the various Road Boards in the County should be the basis of the Electoral Rolls for the County Board; and that the right of voting for Members of the Board should be confined to those who are liable to pay rates, either directly as occupiers, or indirectly as owners, and whose names appear on the Ratepayers' Rolls in either capacity. One-third of the Members of the Board from each district should retire annually. The Board should have the power of electing a Chairman, who should hold office for one

year, and should have an original as well as a casting vote. The Chairman should have such powers within the County as are now by an Act of the General Assembly vested in the Superintendent of the Province, or which by Act of the Assembly are vested in the Governor, and are usually delegated by him to Superintendents. No power of veto, however, should be given to the Chairman. The Board to give or to withhold from their Chairman further executive powers, and to define by bye-laws what his powers and duties should be, and also to provide for carrying on the County business when the Board was not in session, either by the Chairman alone, or in conjunction with Committees, or by Committees without the Chairman, as the Board thought most advisable." (3) "The Board should have the administering of all revenues arising within the County which heretofore formed part of the Provincial revenues, after deducting therefrom charges on loans, and should maintain the various departments that are now maintained by the Provincial Government." (4) "The net revenue arising from the sales of land within the County, after deducting the expenses of survey and sale, should be permanently allocated by Act of the General Assembly for the following purposes, in the following proportion, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards in such proportions as the County Board may deem advisable, 10 per cent. The balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period." (5) "The Board should have the power to make Ordinances or bye-laws for the following purposes:—Regulating its own proceedings, and providing for the carrying on of the County business while the Board is not sitting; altering the number of Members of the Board and the boundaries of electoral districts, appropriating revenues, regulating education, regulating immigration, regulating public hospitals and asylums, regulating infirmaries and gaols, regulating administration of public reserves, regulation of

fencing, prevention of cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking private land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities. Levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, infirmaries, asylums, and gaols; police; prevention of disease in sheep and cattle; general expenses of the government of the County.” (6) “The Chairman and Board should have the same powers with respect to Waste Lands in the district as the Superintendent and Provincial Council respectively now have.” (7) “The separation should take place at the end of the present financial year.” (8) “When the County Board is constituted the Timaru and Gladstone Board of Works should be dissolved, and its funds and property should be handed over to the County Board. The County Board should be compelled out of these moneys to carry out the intentions of the Timaru and Gladstone Board of Works Act, and to bridge the River Rangitata.” (9) “The part of the Province north of the Rangitata should constitute one Province or County, and the revenue of that part of the Province should be appropriated by a Provincial Council or Board, elected by the owners and occupiers on the Ratepayers’ Roll of the various Districts, in the same manner as that recommended for the Boards of the Southern County.” (10) “The Council should be elected for two years, and should itself fix the time for its meetings.” (11) “The Council should have power to elect the Superintendent of the Province from its own body, or from the general body of electors for the Provincial Council.” (12) “The Superintendent so elected should have a seat in the Council by virtue of his office, with the right to vote.” (13) “The Superintendent should hold office during the existence of the Council which elected him, or until displaced by a resolution carried by an absolute majority of the whole number of Members of the Council.” (14) “The Superintendent and Provincial Councils should hold office until their respective successors were elected.” (15) “The Superintendent should have all the powers that are conferred on Superintendents by Acts of the General Assembly, or are usually delegated to Superintendents by the Governor.” (16) “The Superintendent should have no veto on the Acts of the Council.” (17) “The Council or Board should have power to make Ordinances or Bye-laws for the following purposes:—Regulating its own proceedings and providing for the carrying on of the business while the

Council is not sitting; altering the number of Members of the Council and the boundaries of electoral districts; regulating primary education and high schools; regulating immigration; regulating public hospitals, asylums, infirmaries, and gaols; regulating administration of public reserves; making provision on the subjects of fencing, cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking private land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities; levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, asylums, infirmaries, and gaols; police; prevention of disease in sheep and cattle; general expenses of the Government of the Province.” (18) “The Superintendent and Council should have the same power over the Waste Lands that they now have.” (19) “The Council should have the power of appointing General and Special Committees of not more than three Members to assist the Superintendent in the discharge of his several duties.” (20) “The Superintendent, with the advice of the Committees, to have the power to appoint and dismiss officers.” (21) “No portion of the revenues should be paid without having been previously appropriated by the Council.” (22) “That the net revenue arising from sales of land, after providing for the expenses of survey and sale should be allocated in the same manner as has heretofore been recommended for the district south of the Rangitata, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards, in such proportions as the Council may deem advisable, 10 per cent.; the balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period.” (23) “With respect to the existing debt of the Province of Canterbury it should be apportioned between the two parts of the present Province by arbitration.”

5. Mr. PORTS—To move that the Return laid on the table of Educational Reserves Trusts and Endowments be printed.
6. Mr. BROWN—To move that free passages should be granted to Agricultural Labourers from Great Britain.
7. Mr. HARGREAVES—To move, “That this Council is of opinion, and resolve, that the paid Provincial Treasurer should be a Member of this Council.”

#### ORDERS OF THE DAY.

8. Adjourned Debate—(1) “That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing

the same, so that they might be out of the hands of the Government by the end of this financial year.” (2) “That his Honor the Superintendent be hereby empowered to let

the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'

9. Amendment moved to first resolution by Mr. BROWN—To insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.
10. "The Roads Bill, 1869."—Committal of.
11. The PROVINCIAL SOLICITOR—To move the re-committal of the Roads Ordinance, for the

purpose of rescinding clauses 1, 2, 16, 17, 42 50, 53, and 69.

12. Mr. G. L. LEE—To move the re-committal of "The Roads Ordinance, 1869," for the purpose of re-considering clause 14.
13. Mr. KNIGHT—To move for the re-committal of the Roads Bill for the purpose of re-considering clause 28.
14. Mr. PEACOCK—To move the re-committal of clause 62 in "Roads Ordinance, 1869."
15. Mr. RHODES—To move the House into Committee to re-consider clause 8, Schedule B, "Roads Ordinance, 1869."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Brown, T. S. Duncan, Garrick, Hall, Studholme, Potts, and Waeckerle.

The Speaker in the chair.

*Council Library.*—The Speaker read a communication from his Honor the Superintendent, forwarding for the use of the Provincial Council Library a copy of the Transactions and Proceedings of the New Zealand Institute, 1868, Vol. I, presented by Dr. Hector.

*Railway Committee.*—The Report of the Railway Committee was brought up and ordered to be printed.

*Ministerial Statements* were made by the Provincial Secretary and the Provincial Solicitor.

Motion was carried upon division—"That Notices of Motion Nos. 1 and 2 be postponed, and that after Notice No. 3 the Council proceed to the Orders of the Day.

Ayes, 14: Messrs. Buchanan, Delamain, Dixon, A. Duncan, Fyfe, Gray, Hawkes, Jollie, Lee, Mallock, Moore, Rhodes, W. Williams, Wilson.

Noes, 13: Messrs. Buckley, Macpherson, Hargreaves, Hillyard, Hornbrook, Johnstone, Kennaway, Knight, Matson, Maskell, Ormsby, Peacock, J. S. Williams.

Motion was negatived—"That the Council adjourn until Thursday."

The first Order of the Day was made an Order of the Day for Thursday.

The second Order of the Day was discharged.

The Council adjourned at 7.35 p.m. until Thursday.

THURSDAY, 3RD JUNE, 1869.

## NOTICE PAPER.

1. **The PROVINCIAL SECRETARY**—To move that his Honor the Superintendent be respectfully requested to convey the thanks of this Council to Dr. Hector for his present to this Council of Vol. I. of the Transactions and Proceedings of the New Zealand Institute.
2. **Mr. JOHNSTONE**—To move (1) "That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered for sale at £1 per acre." (2) "That in accordance with this view all the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaiā be offered for sale under the Canterbury Land Regulations at £1 per acre." (3) "That the Superintendent be requested to take the necessary steps for legalising the same by an Act of the General Assembly."
3. **Mr. DELAMAIN**—To move, "That in the opinion of this House it is expedient that his Honor the Superintendent be respectfully requested to take steps to ascertain the possibility of obtaining water by means of Artesian Wells in the Templeton district."
4. **Mr. BUCKLEY**—To move that the Council resolve itself into Committee to consider the following resolutions:—(1) "That this Council is of opinion that it is expedient that the portion of the Province of Canterbury to the south of the River Rangitata should be separated from the Province and constructed into a County." (2) "The County should be governed by a Board consisting of fifteen Members; three for each of the Road Board Districts as at present existing, and three for the Municipality of Timaru. The Ratepayers' Rolls of the various Road Boards in the County should be the basis of the Electoral Rolls for the County Board; and that the right of voting for Members of the Board should be confined to those who are liable to pay rates, either directly as occupiers, or indirectly as owners, and whose names appear on the Ratepayers' Rolls in either capacity. One-third of the Members of the Board from each district should retire annually. The Board should have the power of electing a Chairman, who should hold office for one year, and should have an original as well as a casting vote. The Chairman should have such powers within the County as are now by an Act of the General Assembly vested in the Superintendent of the Province, or which by Act of the Assembly are vested in the Governor, and are usually delegated by him to Superintendents. No power of veto, however, should be given to the Chairman. The Board to give or to withhold from their Chairman further executive powers, and to define by bye-laws what his powers and duties should be, and also to provide for carrying on the County business when the Board was not in session, either by the Chairman alone, or in conjunction with Committees, or by Committees without the Chairman, as the Board thought most advisable." (3) "The Board should have the administering of all revenues arising within the County which heretofore formed part of the Provincial revenues, after deducting therefrom charges on loans, and should maintain the various departments that are now maintained by the Provincial Government." (4) "The net revenue arising from the sales of land within the County, after deducting the expenses of survey and sale, should be permanently allocated by Act of the General Assembly for the following purposes, in the following proportion, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards in such proportions as the County Board may deem advisable, 10 per cent. The balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period." (5) "The Board should have the power to make Ordinances or bye-laws for the following purposes:—Regulating its own proceedings, and providing for the carrying on of the County business while the Board is not sitting; altering the number of Members of the Board and the boundaries of electoral districts, appropriating revenues, regulating education, regulating immigration, regulating public hospitals and asylums, regulating infirmaries and gaols, regulating administration of public reserves, regulation of fencing, prevention of cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking private land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities. Levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, infirmaries, asylums, and gaols; police; prevention of disease in sheep and cattle; general expenses of the government of the County." (6) "The Chairman and Board should have the same powers with respect to Waste Lands in the district as the Superintendent and Provincial Council respectively now have." (7) "The separation should take place at the end of the present financial year." (8) "When the County Board is constituted the Timaru and Gladstone Board of Works should be dissolved, and its funds and property should be handed

over to the County Board. The County Board should be compelled out of these moneys to carry out the intentions of the Timaru and Gladstone Board of Works Act, and to bridge the River Rangitata." (9) "The part of the Province north of the Rangitata should constitute one Province or County, and the revenue of that part of the Province should be appropriated by a Provincial Council or Board, elected by the owners and occupiers on the Ratepayers' Roll of the various Districts, in the same manner as that recommended for the Boards of the Southern County." (10) "The Council should be elected for two years, and should itself fix the time for its meetings." (11) "The Council should have power to elect the Superintendent of the Province from its own body, or from the general body of electors for the Provincial Council." (12) "The Superintendent so elected should have a seat in the Council by virtue of his office, with the right to vote." (13) "The Superintendent should hold office during the existence of the Council which elected him, or until displaced by a resolution carried by an absolute majority of the whole number of Members of the Council." (14) "The Superintendent and Provincial Councils should hold office until their respective successors were elected." (15) "The Superintendent should have all the powers that are conferred on Superintendents by Acts of the General Assembly, or are usually delegated to Superintendents by the Governor." (16) "The Superintendent should have no veto on the Acts of the Council." (17) "The Council or Board should have power to make Ordinances or Bye-laws for the following purposes:—Regulating its own proceedings and providing for the carrying on of the business while the Council is not sitting; altering the number of Members of the Council and the boundaries of electoral districts; regulating primary education and high schools; regulating immigration; regulating public hospitals, asylums, infirmaries, and gaols; regulating administration of public reserves; making provision on the subjects of fencing, cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking pri-

vate land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities; levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, asylums, infirmaries, and gaols; police; prevention of disease in sheep and cattle; general expenses of the Government of the Province." (18) "The Superintendent and Council should have the same power over the Waste Lands that they now have." (19) "The Council should have the power of appointing General and Special Committees of not more than three Members to assist the Superintendent in the discharge of his several duties." (20) "The Superintendent, with the advice of the Committees, to have the power to appoint and dismiss officers." (21) "No portion of the revenues should be paid without having been previously appropriated by the Council." (22) "That the net revenue arising from sales of land, after providing for the expenses of survey and sale should be allocated in the same manner as has heretofore been recommended for the district south of the Rangitata, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards, in such proportions as the Council may deem advisable, 10 per cent.; the balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period." (23) "With respect to the existing debt of the Province of Canterbury it should be apportioned between the two parts of the present Province by arbitration."

5. Mr. POTTS—To move that the Return laid on the table of Educational Reserves Trusts and Endowments be printed.
6. Mr. BROWN—To move that free passages should be granted to Agricultural Labourers from Great Britain.
7. Mr. HARGREAVES—To move, "That this Council is of opinion, and resolve, that the paid Provincial Treasurer should be a Member of this Council."

#### ORDERS OF THE DAY.

8. Adjourned Debate—(1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by

the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"

2. Amendment moved to first resolution to insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Buckley, T. S. Duncan, Gray, Hall, Studholme, Potts, Waeckerle, and Wilson.

The Speaker in the chair.

*Member, Election of.*—The Speaker notified to the Council that John Inglis, Esq., had been duly elected to serve as M.P.C. for the City of Christchurch.

*Vote of Thanks to Dr. Hector.*—Motion was granted—“That his Honor the Superintendent be respectfully requested to convey the thanks of this Council to Dr. Hector for his present to this Council of Vol. I of the Transactions and Proceedings of the New Zealand Institute.

*Price of Waste Lands.*—Motion was negatived—“That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered at £1 per acre.”

*Artesian Wells.*—Motion was granted—“That in the opinion of this House it is expedient that his Honor the Superintendent be respectfully requested to take steps to ascertain the possibility of obtaining water by means of Artesian Wells in the Templeton District.”

The remaining Notices of Motion lapsed. The Order of the Day was discharged.

The Council adjourned at 7.45 p.m. until Friday at 5 p.m.

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FRIDAY, 4TH JUNE, 1869.

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NOTICE PAPER.

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| <ol style="list-style-type: none"> <li>1. Mr. WYNN WILLIAMS—To move that this House do sit on Saturday next.</li> <li>2. Mr. WYNN WILLIAMS—To move the committal of “The Roads Ordinance, 1869.”</li> <li>3. Mr. WYNN WILLIAMS—To move the re-committal of “The Roads Ordinance, 1869,” for the purpose of reconsidering clauses 1, 2, 16, 17, 42, 50, 53, and 69.</li> <li>4. Mr. G. L. LEE—To move the recommittal of “The Roads Ordinance, 1869,” for the purpose of reconsidering clause 14.</li> <li>5. Mr. RHODES—To move the recommittal of “The Roads Bill,” for the purpose of reconsidering clause 8, Schedule B.</li> <li>6. Mr. WYNN WILLIAMS—To move the third</li> </ol> | <p>reading of “The Railway and Harbour Reserves Leasing Ordinance, 1869.”</p> <ol style="list-style-type: none"> <li>7. Mr. MASKELL—To move that his Honor the Superintendent be respectfully requested to place on the Supplementary Estimates a sum of £50 for an increase of the salary of the Clerk to the Council.</li> <li>8. Mr. MACPHERSON—To move that the report of the Committee appointed to inquire into the Management of the Canterbury Railways be adopted.</li> <li>9. Mr. WYNN WILLIAMS—To move that Standing Orders be suspended to allow of “The Roads Bill, 1869,” and “The Appropriation Bill, 1869,” to pass through all their stages.</li> <li>10. The PROVINCIAL SECRETARY—To move the Council into Committee of Supply.</li> </ol> |
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The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Delamain, Gray, Hall, Hargreaves, Johnstone, Studholme, Potts, Waeckerle.

The Speaker in the chair.

*Paper No. 25* was laid upon the table :—

25. Correspondence between his Honor the Superintendent and Mr. Knight.

The Provincial Secretary made a Ministerial statement.

Motion was granted—“ That the Council sit on Saturday next at noon.

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended.

*The Roads Bill, 1869.*—The Council in Committee for the re-consideration of that Bill.

Clauses 1, 2, 14, 16, 17, 28, 42, 50, 53, 60, and 62 were amended. An amendment to Clause 8, Schedule B, was negatived.

The Speaker in the chair.

The Bill was reported with further amendments.

Notice of Motion No. 6 was postponed until after the consideration of Notice No. 8.

*Railways.*—The following Resolutions were proposed :—“ This Council is of opinion—

1. That the Railway and all its arrangements should be placed in the charge of one competent, experienced, and responsible person, with full authority to manage everything on and about the whole line, subject only to the authority of the Superintendent.

2. That the repairs of the rolling stock should be proceeded with immediately, so that it may be in good order before next wool and grain season commences.

3. That before again employing the heavy engines to run on the South line strict inquiry be made as to the necessity for doing so, the evidence before the Committee on this point being very contradictory.

4. That additional warehouse accommodation be erected in Lyttelton, and also that the Government should, as soon as possible, invite tenders to lease the land reclaimed in Lyttelton for the erection of private warehouses.

5. That additional shed accommodation be erected at Templeton.

6. That the practice of sending verbal messages from the Station Masters to head-quarters, and *vice versa*, be discontinued, and that written messages be substituted.”

The first Resolution was proposed. Amendment was carried—"That the thanks of this Council are due to the Committee on the Management of the Railways for their Report, which contains many valuable suggestions; but the Council does not concur in the last clause imputing want of proper supervision on the part of the Government, and that a copy of the Report, and of all evidence taken on the matter, and all documents produced, be forwarded to his Honor the Superintendent."

*Message from His Honor the Superintendent.*—Message No. 1 from his Honor the Superintendent was received and read :—

"The Superintendent feels that the time has come when the Council will expect him to state his views as to what course should be adopted in order to carry on the business of the Council and the Province. He has just received the resignation of the Executive Council recently formed by Mr. Knight. The correspondence which he has directed to be placed on the table will have put the Council in possession of the reasons which led to their resignation.

"The General Assembly of the Colony is now in session with very important business before it, requiring the attendance of gentleman now engaged in the Provincial Council. A number of members have already left Christchurch, and no permanent Government has been formed.

"The business is now almost brought to a close, and the Superintendent thinks it right to state that should the Council so wish it he is prepared personally to carry on the administration till the next session with the advice and assistance of an Executive Council, without office, from among the members of the Provincial Council.

"He has no wish to press his services upon the Council or to undertake a most arduous duty without the full and cordial concurrence of the representatives of the people; at the same time he feels that he would be failing in his duty to the Province should he shrink from the responsibility of the position in which he has been placed.

"It appears to him that it is impossible to carry on responsible government as at present, and that pending legislation which would allow of the simplification of the whole machinery of government it would be well to let drop such portions of the present system as complicate and encumber its working.

"Should legislation take place, which the Superintendent will endeavour to promote, enabling him to take his seat either *ex officio* or as under 'The New Provinces Act,' he will himself take his seat in the Council at its next sitting. Should there be no such legislation he has no doubt that with the assistance of the gentlemen who will have acted with him during the recess he will be able to place the business of the Province before the Council.

"W. M. ROLLESTON,

"Superintendent."

*The Railway and Harbour Reserves Leasing Bill, 1869.*—The Bill was read a third time and passed.

The Standing Orders were suspended to allow "The Roads Bill, 1869," and "The Appropriation Bill, 1869," to pass through all their stages.

*The Roads Bill, 1869.*—The Bill was read a third time and passed.



*Committee of Supply.*—The Council in Committee of Supply :—

Vote was taken—	Timaru Landing Service	...	...	...	£459	0	0
„	Bealey Police Station	...	...	...	60	0	0
„	Museum, collected by Dr. Haast	...	...	...	350	0	0
„	Expenses of Session	...	...	...	300	0	0
„	Repairs to Tunnel ...	...	...	...	3000	0	0
„	Supreme Court Fittings	...	...	...	250	0	0
„	General contingencies	...	...	...	500	0	0
„	Reward for Discovery of Goldfield	...	...	...	200	0	0

The Speaker in the chair.

The Chairman reported progress. The Report was adopted.

The Council adjourned at 11 p.m. until Saturday at noon.

SATURDAY 5TH JUNE, 1869.

## NOTICE PAPER.

Mr WENN WILLIAMS—To move that the Standing Orders be suspended, to allow of “The Appropriation Bill, 1869,” to pass through all its stages.

## ORDER OF THE DAY.

The consideration of Message No. 1 of his Honor the Superintendent.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Buckley, T. S. Duncan, Hall, Hargreaves, Matson, Mallock, Ormsby, Studholme, Potts, and Waeckerle.

The Speaker in the chair.

*Message from His Honor the Superintendent.*—Message No. 2 from his Honor the Superintendent was received and read :—

“The Superintendent transmits to the Council a Bill entitled ‘The Appropriation Ordinance, 1869,’ to appropriate the supplies granted in this session, and recommends the Council to make provision accordingly.

“WM. ROLLESTON,

“Superintendent.”

*The Appropriation Ordinance, 1869.*—This Bill was read a first time.

*Papers.*—The following papers were laid upon the table :—

26. Items of expenditure and general contingencies.

27. Expenditure for Duke of Edinburgh's Reception.

Motion was granted—"That the consideration of Notice of Motion No. 1 be postponed until the Orders of the Day shall have been considered."

The Council in Committee for the consideration of Message No. 1 from his Honor the Superintendent.

Motion was granted—"That the thanks of this Council be given to his Honor the Superintendent for his Message No. 1."

The Speaker in the chair.

The Chairman reported progress, with leave to sit again at 5 p.m.

Resolution No. 3 was proposed—"That this Council approves generally of the course proposed by his Honor for carrying on the business of the Province until the next session of the Council, assisted by an Executive Council, the members of which, with the exception of the Provincial Solicitor, shall be unpaid."

Amendment was carried—"That Resolution No. 2 do stand, 'That in the opinion of this Council the business of this Council and the country should be conducted as heretofore until this Council shall have agreed on some modified system of government.'"

The Speaker in the chair.

The following Resolutions were reported and adopted :—

"1. That the thanks of this Council be given to his Honor the Superintendent for his Message No. 1."

"2. That in the opinion of this Council the business of this Council and the country should be conducted as heretofore until this Council shall have agreed on some modified system of government."

*Railway Committee.*—Motion was granted—"That the evidence taken before the Select Committee on the working of the Railways and all papers connected therewith be copied at the expense of the Government, under the supervision of the Clerk of the Council."

*The Appropriation Bill, 1669.*—The Bill was read a second time.

The Council in Committee for the consideration of that Bill.

Clauses 1 and 2 passed. The schedule, preamble, and title passed as proposed.

The Speaker in the chair.

The Bill was reported as passed.

The Bill was read a third time and passed.

HENRY JOHN TANCRED,

Speaker.

HENRY BACON QUIN,

Clerk of Council.

His Honor the Superintendent entered the Council Chamber and delivered the following Address:—

“ MR. SPEAKER AND GENTLEMEN,

“ In closing the present Session of the Provincial Council I have to thank you for the attention you have bestowed on the business which has been submitted to you.

“ I have reserved for the consideration of his Excellency's pleasure thereon:—

“ ‘The Sheep Ordinance, 1864, Amendment Bill, 1869.’

“ ‘The Trespass of Cattle Ordinance, 1869.’

“ ‘The Fencing Ordinance, 1869.’

“ ‘The Roads Ordinance, 1869.’

“ I am advised that these Ordinances will require to be validated by legislation in the General Assembly, and I will take steps to have the necessary measures initiated in that body.

“ I have assented, on behalf of his Excellency, to

“ ‘The Little River Reserves Sales Ordinance, 1869.’

“ ‘The Education Ordinance, 1864, Amendment Ordinance, 1869.’

“ ‘The Railway and Harbour Reserves Leasing Ordinance, 1869.’

“ ‘The Appropriation Ordinance, 1869.’

“ GENTLEMEN,

“ The southern portion of the Province has determined, as I am informed, to seek from the General Assembly separation in the form of a County from the Province of Canterbury. My views of the advisableness of such a course have been

placed before you. I think it right to state that should this petition not attain the contemplated result it will be my endeavour, after consultation with the inhabitants of the district, to propose for your consideration such an arrangement as will be mutually satisfactory, conferring such powers of self-government as may be desirable on the locality without creating two separate Governments.

"It only remains for me now to state that no effort will be wanting on my part during the recess to carry out the business of the Province to your satisfaction, and to give effect to the measures and resolutions which you have forwarded to me.

"I now declare this Council prorogued to the 1st day of October, 1869.

Witness my hand

" Wm. ROLLESTON,

" Superintendent."

# AGRICULTURAL STATISTICS

OF THE

PROVINCE OF CANTERBURY,

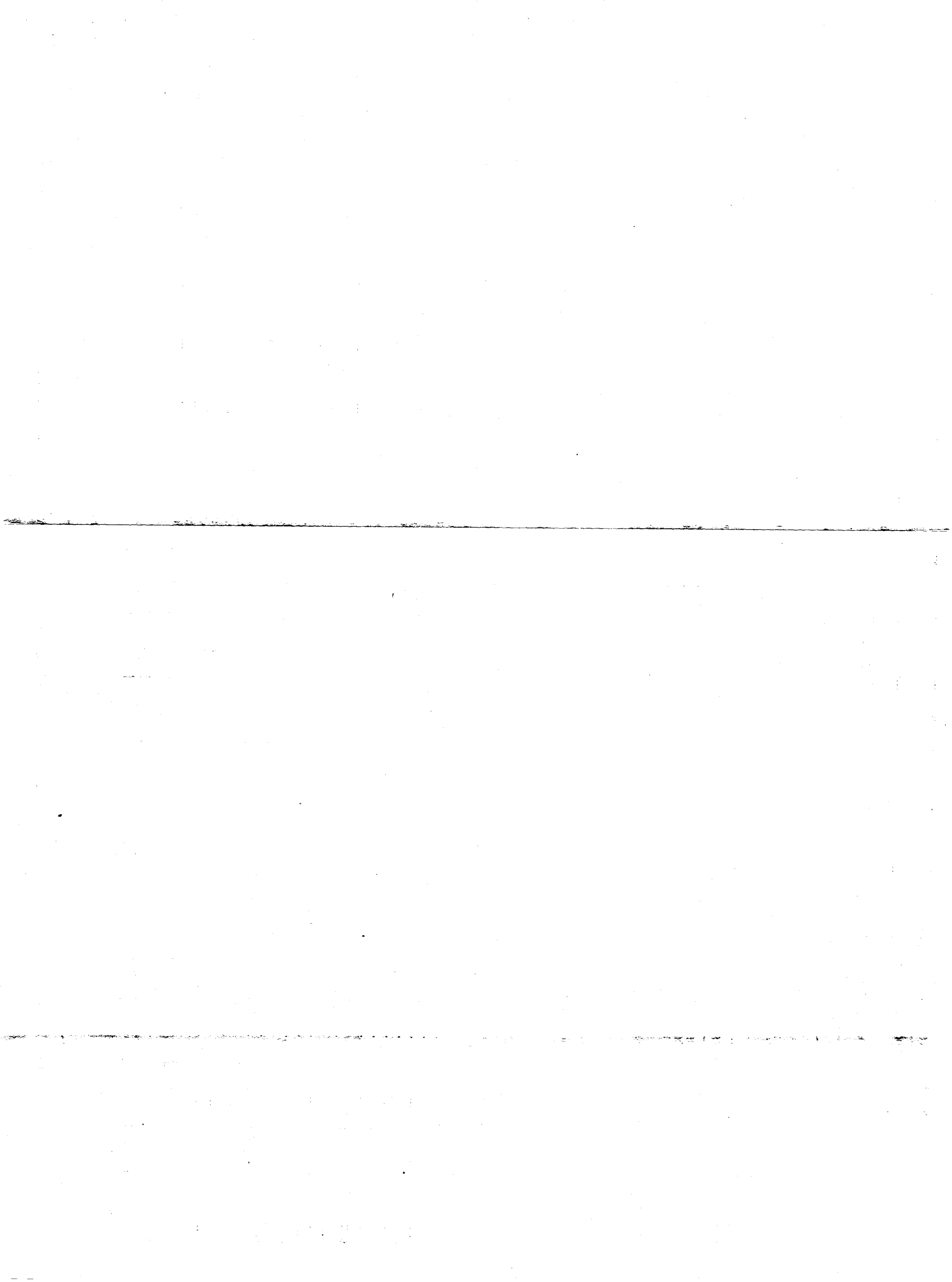
NOVEMBER, 1868, AND FEBRUARY, 1869.

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ACCOUNT OF LAND IN CULTIVATION, AND OF THE AGRICULTURAL PRODUCE THEREOF, IN NEW ZEALAND, FEBRUARY, 1869.

(TAKEN UNDER THE AUTHORITY OF "THE CENSUS ACTS AMENDMENT ACT, 1867.")

SUPERINTENDENT COLLECTOR'S RETURN.—PROVINCE OF CANTERBURY.

ELECTORAL DISTRICTS.	Extent of Land broken up but not under crop.		IN WHEAT.		IN OATS.		IN BARLEY.		IN HAY.		In Permanent Artificial Grass (including Land in Hay in previous column.)		IN POTATOES.		IN OTHER CROPS.	
	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in tons.)	Acres.	Estimated Gross Produce (in tons.)	Acres.	Estimated Gross Produce (in tons.)	Acres.	Estimated Gross Produce (in tons.)
Cheviot ...	173	914	264	6535	—	—	70	73	579	16	54	81	...	...	...	...
Ashley ...	5577	109,348	5289	114,796	1580	25,911	527	407	6638	279	786	329	...	...	...	...
Kaiapoi ...	1129	59,607	3058	77,704	1680	42,150	1018	1353	11,163	228	925	437	...	...	...	...
Avon ...	1237	42,420	1902	55,031	856	17,103	1121	1472	14,805	289	1154	494	...	...	...	...
Heathcote ...	1639	131,208	4775	153,741	1804	45,511	1282	1951	16,285	196	1161	256	...	...	...	...
Mount Herbert ...	889	7670	226	8775	46	1360	141	255	3432	51	220	34	...	...	...	...
Akaroa ...	4	633	6	160	—	—	148	356	6916	17	86	12	...	...	...	...
Selwyn ...	7313	169,879	3803	120,532	1991	38,835	320	372	6201	189	577	281	...	...	...	...
Coleridge ...	4769	71,555	3502	62,400	453	9119	568	583	3789	110	496	173	...	...	...	...
Timaru ...	2773	97,284	3344	89,198	269	6633	420	407	1993	187	920	41	...	...	...	...
Gladstone ...	1055	33,122	798	24,978	155	4940	129	154	727	66	439	11	...	...	...	...
General Totals for Province ...	26,558	723,640	26,967	713,850	8834	191,562	5744	7383	72,528	1628	6818	2099	...	...	...	...

I certify that the above is a correct compilation from the original returns.

THOMAS WM. MAUDE,  
Superintendent Collector.

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# REPORT

OF THE

## SELECT COMMITTEE

APPOINTED TO

CONSIDER AND REPORT ON WHAT CHANGE, IF ANY, IT WOULD  
BE EXPEDIENT TO MAKE IN THE PRESENT SYSTEM  
OF APPROPRIATING

## THE PROVINCIAL REVENUE;

ALSO TO CONSIDER AND REPORT ON WHAT CHANGE,  
IF ANY, SHOULD BE MADE IN THE SYSTEM OF

ADMINISTERING THE AFFAIRS OF THE PROVINCE

IN ORDER TO GIVE SATISFACTION TO THE PEOPLE  
RESIDENT IN THE SOUTHERN AND OUTLYING  
DISTRICTS.



# R E P O R T .

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Your Committee in considering the important questions submitted to them, have directed their attention in the first place to the administration of the revenue in the district south of the Rangitata. They have done so because they think that this district, as compared with other outlying districts, occupies an altogether exceptional position. All other outlying districts so called form geographically and socially part of the same community. All have Christchurch for their chief town and Lyttelton for their chief port.

The district south of the Rangitata, on the other hand, is geographically separated from the rest of the province. The inhabitants form a distinct community, at the same time they are in a minority in the Provincial Council and are exposed to the danger of having their affairs mismanaged, and their revenues voted for objects which in no way concern them. This being the case, it cannot be a matter of surprise that the inhabitants of this district are discontented with the present system. With whatever liberality a community so situated may have been treated, it is inevitable that they will always strive to free themselves from the yoke, however light, of foreign rule, and obtain the uncontrolled management of their local affairs. This particular community, however, believe that they have been unfairly treated by the Provincial Government, and this belief, besides stimulating their natural desire for self-government, has caused a great want of harmony between themselves and the rest of the province.

Your committee feel it to be of the highest importance that all causes of disagreement between the two parts of the province should if possible be brought to an end. Both have in reality the same interests ; both are exposed to the same dangers, and it would be a fatal policy to protract internal quarrels. Having in view these considerations, and looking at the deep-rooted discontent with the present system that prevails in the district south of the Rangitata, your Committee after grave consideration are of opinion that any attempt to remedy this discontent by trifling amendments in the present system would prove futile, and that it is for the interest of the whole Province that this question should be forthwith finally settled. Your Committee, therefore, recommend that the fullest control should be given to the inhabitants of that district over the revenues that arise within the district, and over the local affairs of the district. Your Committee further recommend that the Province should be divided into two parts, and that the district south of the Rangitata should be erected into a county entirely separate from and independent of the northern part of the Province of Canterbury.

Taking into consideration, in the first place, the government of the county, your Committee recommend that the county should be governed by a Board consisting of fifteen members ; three for each of the Road Board districts as at present existing, and three for the Municipality of Timaru.

Your Committee recommend that in consideration of the large powers with which it is proposed that the Board should be invested, the members should be elected directly by the people, and not nominated by the Road Boards, as is the case in the existing Timaru and Gladstone Board of Works. As it is proposed that the Board should have extensive authority to levy rates, the Committee suggest that the Ratepayers' Rolls of the various Road Boards in the county should be the basis of the electoral rolls for the County Board and that the right of voting for members of the Board should be confined to those who are liable to pay rates, either directly as occupiers, or indirectly as owners, and whose names appear on the Ratepayers' Rolls in either capacity. For the sake of convenience the electoral districts for the County Board should be, in the first instance, coterminous with the present Road Board districts ; one-third of the members of the Board from each district should retire annually. The Board should have the power of electing a chairman who should hold office for one year, and should have an original as well as a casting vote. The Chairman should have such powers within the county as are now

by any Act of the General Assembly vested in the Superintendent of the Province, or which by Act of the Assembly are vested in the Governor, and are usually delegated by him to Superintendents. No power of veto, however, should be given to the Chairman. It would be competent for the Board to give or to withhold from their Chairman further executive powers and to define by bye-laws what his powers and duties should be, and also to provide for carrying on the county business when the Board was not in session, either by the Chairman alone or in conjunction with Committees or by Committees without the Chairman, as the Board thought most advisable. The Board should have the administration of all revenues arising within the county which heretofore formed part of the provincial revenues, after deducting therefrom charges on loans, and should maintain the various departments that are now maintained by the Provincial Government. The net revenue arising, however, from the sales of land within the county, after deducting the expenses of survey and sale, should, in the opinion of your Committee, be permanently allocated by Act of the General Assembly for the following purposes, in the following proportions, viz :—

Immigration	...	...	...	...	...	50 per cent.
Public works and buildings	...	...	...	...	...	20 „
Road Boards, in such proportions as the County Board may deem advisable						10 „

The balance of 20 per cent. to be distributed among the various Road Boards, in proportion to the amount of revenue derived from the sale of land in each road district during the financial period. The Board should have the power to make Ordinances or Bye-laws for the following purposes :—

Regulating its own proceedings and providing for the carrying on of the county business while the Board is not sitting.

Altering the number of members of the Board and the boundaries of electoral districts.

Appropriating revenues.

Regulating education.

Regulating immigration.

Regulating public hospitals and asylums.

Regulating infirmaries and gaols.

Regulating administration of public reserves.

Regulating fencing, prevention of cattle trespass, and the prevention of disease in sheep and cattle.

Regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works.

Taking private land for public purposes.

Preserving health, cleanliness, and order in towns and places not within municipalities.

Levying tolls, rates, and fees for the following purposes :—

1. Support of education.
2. Construction and maintenance of roads, bridges, and ferries.
3. Support of hospitals, infirmaries, asylums, and gaols.
4. Police.
5. Prevention of disease in sheep and cattle.
6. General expenses of the Government of the county.

All legislation, except Ordinances appropriating money, levying rates or tolls, and, except bye-laws, for regulating the proceedings of the Board and other purposes of a purely administrative nature should be reserved for the Governor's assent, and if his dissent were not expressed within three months, should have the force of law. The Board should have the further power to appoint and remove officers, and to enter into contracts, and to delegate these powers either to the Chairman or Committees of the Board. The Chairman and Board should have the same powers with respect to Waste Lands in the district as the Superintendent and Provincial Council respectively now have. The separation should take place at the end of the present financial year. When the County Board is constituted the Timaru and Gladstone Board of Works should be dissolved, and its funds and property should be handed over to the County Board. The County Board should be compelled out of these moneys to carry out the intentions of the Timaru and Gladstone Board of Works Act, and to bridge the river Rangitata.

In framing the above scheme for the district south of the Rangitata your committee have guarded themselves from recommending the transference of any power whatever to the Central Government. They fully recognise the dangers of centralisation, and these dangers are in their opinion best combated by allaying the discontent of the outlying districts, and removing the causes that now tempt them to throw themselves into the arms of the central power. With respect to the form of government for the northern part of the province, your committee consider that it should take the shape of a modification of the present form of government by the Superintendent and Provincial Council, as the form of government they have recommended for the southern part is an amplification of the powers of the present Board of Works.

Your committee recommend that the part of the province north of the Rangitata should constitute one province or county, and that the revenue of that part of the province should be appropriated by a Provincial Council or Board elected by the owners and occupiers on the ratepayers' rolls of the various districts, in the same manner as that recommended for the Board of the southern county. The Council, should be elected for two years, and should itself fix the time for its meetings.

Previous to the election of a Council under the proposed system, your committee recommend that the existing Council should at its next meeting take into consideration the alteration of the boundaries of the electoral districts, the redistribution of seats, and the reduction of the number of members. The new Council should consist of such number of members representing such electoral divisions as may have been determined by the existing Council. Should the Council not make any alteration, the existing electoral divisions and number of representatives should be retained.

The Council should have power to elect the Superintendent of the province from its own body or from the general body of electors for the Provincial Council.

The Superintendent so elected should have a seat in the Council by virtue of his office, with the right to vote.

The Superintendent should hold office during the existence of the Council which elected him, or until displaced by a resolution carried by an absolute majority of the whole number of members of the Council.

The Superintendent and Provincial Council should hold office till their respective successors were elected.

The Superintendent should have all the powers that are conferred on Superintendents by Acts of the General Assembly, or are usually delegated to Superintendents by the Governor.

The Superintendent should have no veto on the Acts of the Council.

The Council or Board should have the power to make Ordinances or bye-laws for the following purposes:—

Regulating its own proceedings, and providing for the carrying on of the business while the Council is not sitting.

Altering the number of members of the Council and the boundaries of electoral districts.

Regulating primary education and high schools.

Regulating immigration.

Regulating public hospitals, asylums, infirmaries and gaols.

Regulating administration of public reserves.

Making provision on the subjects of fencing, cattle trespass, and the prevention of disease in sheep and cattle.

Regulating constructing, maintaining, and diverting railroads, tram roads, roads, ferries, bridges, and other public works.

Taking private land for public purposes.

Preserving health, cleanliness, and order in towns and places not within municipalities.

Levying tolls, rates, and fees, for the following purposes :—

1. Support of education.
2. Construction and maintenance of roads, bridges, and ferries.
3. Support of hospitals, infirmaries, asylums, and gaols.
4. Police.
5. Prevention of disease in sheep and cattle.
6. General expenses of the Government of the province.

All legislation, except Ordinances appropriating money and levying rates or tolls, and except bye laws for regulating the proceedings of the Board and other purposes of a purely administrative nature, should be reserved for the Governor's assent, and if his dissent were not expressed within three months should have the force of law.

The Superintendent and Council should have the same power over the Waste Lands that they now have.

The Council should have the power of appointing general and special committees of not more than three members to assist the Superintendent in the discharge of his several duties.

The Superintendent, with the advice of the committees, to have the power to appoint and dismiss officers.

No portion of the revenues should be paid without having been previously appropriated by the Council.

Your committee recommend that the net revenue arising from sales of land, after providing for the expenses of survey and sale, should be allocated in the same manner as has heretofore been recommended for the district south of the Rangitata, viz. :—

Immigration—50 per cent.

Public works and buildings—20 per cent.

Road Boards in such proportions as the Council may deem advisable—10 per cent.

The balance of 20 per cent. to be distributed among the various Road Boards in proportion to th



amount of revenue derived from the sale of land in each Road District during the financial period.

With respect to the existing debt of the Province of Canterbury your committee recommend that it should be apportioned between the two parts of the present province by arbitration.

Your Committee append to their report a Memorandum furnished by His Honour the Superintendent, which they are of opinion should, in justice and courtesy to His Honour, be laid on the table with the report. They also append statistics furnished by the Provincial Auditor.

W. MONTGOMERY,

Chairman.

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### MEMORANDUM BY THE SUPERINTENDENT.

Understanding that the Committee wish to obtain my opinion as to whether any and what changes are required in the present form of Provincial administration, I have ventured to place my views in the form of a Memorandum for their perusal.

The whole question appears to resolve itself into one of whether the present or any modification of the present form of Government is the most efficient and the most economical which could be adopted as well for the carrying out of works of special and local benefit as for the more general administration connected with education, police, gaols, charitable aid, hospitals, and immigration, or whether it is advisable to adopt some form of government radically different from that which now exists.

It is, I think, admitted on all hands that some change is necessary upon our present system, and in considering what that change shall be it is desirable to determine generally the points in which that system has become in any degree unsatisfactory, and the reasons why it has become so.

I have no doubt that to a certain extent the outlying districts have had just reason to complain of the centralising of expenditure and of the neglect of their interests by the Provincial Governments, probably more so in other Provinces than in Canterbury, and there have been, here as elsewhere, grounds for complaint of excessive and unnecessary expenditure in salaries and departments to the neglect of necessary works.

It was natural in the early days of a settlement that the centres of population should in their eagerness for progress forget the claims of distant districts with smaller populations and fewer representatives. It was natural and right that the reaction should take place which resulted in the General Assembly, in the year 1858, in "The New Provinces Act," and more recently, as especially affecting this Province, in "The Timaru and Gladstone Board of Works Act."

I think it was better that these Acts should have been passed than that the growing evil of centralisation of power and expenditure should have continued without check. I think, however, that these Acts have worked fresh evils of a different character to the colony; the one in the creation of bankrupt Provinces, and both in the promotion of an unsettled feeling of dissatisfaction and disunion which has paralysed the action of the Provinces and prevented that healthy development of the Constitution which might have been effected by other means.

These means, I think, should have been, legislation by the General Assembly insisting on a fair apportionment of the land revenue, and by the Provincial Legislatures in redistributing and adapting their representation to the growing requirements of the country.

I should not have space in the limits of this Memorandum to enter into the many reasons, both political and financial, which to my mind render a system of counties disunited from and taking the place of Provincial Governments no possible remedy for the evils which have existed. It is enough for me to say that I believe and hope that the colony will never consent to the creation of a number of small governments receiving a share of the taxation raised by the Colony, and that so far as the Province of Canterbury is concerned it can be easily shewn that no district taking its fair share of the liabilities of

he Province already incurred can take upon itself and carry on its works and administration so economically as under a modification of the present system. It is in this belief that the Provincial Government has been handing over to the Board of Works in Timaru the administration of all matters which could fairly be devolved upon it.

Nor do I think we can look to the Central Government to work out for us the problem which we have to solve.

The Native difficulty and, the consequent want of identity or community of interest between the Provinces of this and the Northern Island, the impossibility of obtaining men of leisure, independence, and ability to form a Central Government capable of meeting the requirements of the whole country, the geographical and other distinctions of the Provinces of the Southern Island, convince me that we must still look to the Provincial system for efficient *administration*, at any rate in this island, leaving *legislation* to the General Assembly, and devolving upon the districts, with the share of the revenue to which they are entitled, a proportionate share of self-government.

If this view be correct and were to be acted on it would be rather by extending the present ill-determined boundaries of the Southern provinces than by creating new bodies with narrow political views, bounded by petty selfish interests, that the ultimate harmony and unity of Government which are essential to our future greatness as a nation are to be promoted.

The present uncertain and undefined position of the Province is intolerable.

A premium is offered to discontent and disunion in Provinces by the prospect of the establishment of counties, and outlying districts are led to seek their just rights in the political intrigues of a disorganised body, that knows little of their particular interests or how they may be best served, rather than by bringing legitimate pressure to bear in the Council of their Province.

The natural result is that there is no heart in the Provincial Governments to improve their administration and to carry out energetically their proper functions in the promotion of colonisation and the facilitating communication throughout the country.

We require therefore as it seems to me—

I. Such legislative enactments as will provide for the integrity of the Province and a more clear definition of its powers.

II. We also require a final assurance of our property in the Land Revenue and a provision securing the apportionment of a fair proportion of it to the several districts in which it arises.

Our further requirements group themselves under the heads of—

1. Constitutional modifications.
2. Administrative reforms.

On the first point the committee will have already gathered that I am averse to any revolutionary changes. The development of our Constitution must be continuous, and no one can read the papers connected with its early establishment without recognising that it was formed with a view to the utmost elasticity, and with great powers of self-adaptation. Spasmodic, and hasty introduction of a different class of machinery cannot but create confusion.

Our object is to minimise Government, to live within our means, and to do justice to the interests of all the districts of the province.

The principal modifications which I would suggest in furtherance of this object are those which I have already indicated to the Provincial Council, viz:—

1. The reduction of the number of representatives in the Provincial Council, and a redistribution of the seats with a special view to giving greater comparative weight to the outlying districts; and
2. The bringing of the Superintendent into closer connection with the Council.

The question of representation is one of considerable difficulty, and one in respect of which no precise or uniform and well-ascertained principle has been acted upon in the case of the representative cities of the colony or of any of the provinces.

The difficulty is the greater in the case of provincial representation from the fact that it is of a population whose principal political rights are represented in a higher Legislature, and with whose interests the Provincial Legislature can only deal to a limited extent. If a population basis simply be adopted, the evils of centralisation would be perpetuated and increased.

The representation would seem to be not merely or so much *one of numbers as of districts*, in respect of particular interests and rights, and in respect of the public revenue accruing from those districts. General taxation affecting all classes, for general provincial purposes, has, so far as I am aware, never been enforced by any Provincial Government. Taxes have been only for strictly local purposes, and dependent on the will of the districts in which they have been received.

The number of representatives should, I submit, be only sufficient fairly to represent all interests in different portions of the Province, and the districts should be determined as far as possible by identity or similarity of interest, and should be co-terminus with the boundaries of groups of Road Boards, and for the sake of convenience should not overrun the boundaries of the General Assembly districts. My own view is that the present provincial districts, with some modifications, would meet the requirements of the case.

It is very important, with a view to promoting and maintaining a common political interest in the several districts, that when once determined, their boundaries should not be changed. I believe that if one member each were given to, say, twenty-five districts, and one additional member to each of the three most populous districts, making a total of twenty-eight members, a not unfair representation of the Province would be attained.

On the question of bringing the Superintendent into the Council, I am strongly of opinion that the public business would be much expedited by this course. Under the present system, should any difficulty arise in obtaining the services of a member of the Provincial Council to act as political head of the departments, the Council would be left without the means of obtaining directly the information in matters of detail to which it is entitled. The general work of administration, should, I think, be carried on by the Superintendent, through the permanent heads of departments, and there would be no difficulty in his obtaining the advice and assistance of an Executive Council not holding office. This would be given at stated periods, when the general business would be brought before them by the Superintendent.

An Act of the General Assembly would remove any doubts as to the legality of the Superintendent taking his seat in the Council as under the new Provinces Act. I hope the Committee and the Council will give these questions their consideration.

In conclusion, I would state, that I believe the changes to which I have referred, would lead the way to considerable administrative reform and reduction of public expenditure. In this Memorandum I have given my opinions freely, as I believe to be the wish of the Committee, and have abstained from entering into details, partly from want of time, and partly that I am not aware of the precise points to which it would wish to direct its enquiries. It will give me great pleasure to afford any information in my power which the Committee may require.

W. ROLLESTON,

Superintendent of Canterbury.

May 24th, 1869.

## TIMARU AND GLADSTONE BOARD.

RETURN SHEWING REVENUE FROM ALL SOURCES SOUTH OF RANGITATA, AND PAYMENTS MADE BY THE  
PROVINCIAL TREASURER UNDER VOUCHER FROM 1ST DECEMBER, 1867, TO 30TH APRIL, 1869.

	£	s.	d.		£	s.	d.
<i>April 30, 1869:</i>				<i>April 30, 1869:</i>			
Land Revenue arising from sale of land south of Rangitata, from 1st December, 1867, to 30th April, 1869 ...	15,217	11	9	Payments by Receiver of Land Revenue to Board of Works, being 25 per cent. of gross receipts ...	3804	7	11
Pasturage Licenses for same period ...	21,716	14	0	Payments by Provincial Treasurer on account of following services within the district (see appendix) — Sub-Treasurer, Expenses of Election, Expenses of Members, Local Gaol, Charitable Aid, Hospital, Harbour, Public Buildings, Insurance, Education, Ferries, Agricultural Statistics, Local Surveys, Contract Surveys, Immigration, Road Boards, General Contingencies ...	10,974	0	11
<b>MISCELLANEOUS REVENUE—</b>				Departmental Expenses—(See appendix estimated at £73,771 13s. 4d.) The population of the district is rather more than one-eighth of the whole: I take one-sixth of the above amount, say... One-half the Unsold Land is in the district, and as the Land Fund is the security for the Interest and Sinking Fund of all the Loans, I estimate only one-fourth of the Interest and Sinking Fund payable by the Province (see Appendix) ...	12,295	0	0
Dog Tax ...	605	10	0	Balance (see note at the end of Departmental Summary) ...	15,352	0	0
Sheep Rate ...	1002	0	0		2230	3	7
Publicans' Licenses ...	524	0	0		2230	3	7
Auctioneers' do. ...	120	0	0		2230	3	7
Immigration Refunds ...	276	16	8		2230	3	7
Proportion of Consolidated Revenue, estimating the Customs and other sources of Consolidated Revenue within the district at £16,287 per annum ...	5193	0	0		2230	3	7
<b>£44,655</b>	<b>12</b>	<b>5</b>		<b>£44,655</b>	<b>12</b>	<b>5</b>	

J. OLLIVIER,  
Provincial Auditor.

### ABSTRACT OF VOUCHERS

CERTIFIED TO FROM THE 1ST DECEMBER, 1867, TO 30TH APRIL, 1869.

#### DISTRICT SOUTH OF RANGITATA.

	£	s.	d.	£	s.	d.		£	s.	d.
<b>SUB TREASURER</b> ...	12	10	0				Brought forward ...			
	12	10	0				EXPENSES OF MEMBERS	64	17	4
	37	10	0					55	17	4
	12	10	0					27	0	0
	75	0	0					8	0	0
<b>EXPENSES OF ELECTIONS</b>	2	8	0					12	5	6
	2	2	0					12	5	6
	2	2	0					12	5	6
	2	2	6					21	8	6
	4	4	0					20	16	6
	12	18	6					19	8	0
Carried forward ...	£						Carried forward ...	£		
								254	4	2

## ABSTRACT OF VOUCHERS—Continued.

	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.
Brought forward ...							Brought forward ...						
<b>GAOL:—</b>							<b>SURVEY:—</b>						
Salaries ... ..	356	1	6				Salaries, Dec. to May, 1868	326	13	4			
Rations, &c. ... ..	210	0	0				Labour & allowances „	172	0	8			
Contingencies ... ..	86	10	7				Contingencies ... ..	37	10	0			
				652	12	1	Salaries to April 30, 1869	580	0	0			
<b>POLICE—(Departmental Summary).</b>							Labour & Allowances „	316	7	0			
<b>CHARITABLE AID</b> ... ..	22	4	0				Contingencies ... ..	49	6	10			
	69	13	1								1481	17	10
	49	6	0				<b>CONTRACT SURVEY—Whole period</b> ...				2523	4	10
				141	3	1	<b>EDUCATION:—</b>						
<b>R.M. COURT</b> ... ..				15	11	0	To November, 1868...	229	0	0			
<b>HOSPITAL:—</b>							January to April, 1869	120	0	0			
Salaries ... ..	333	6	8								349	0	0
Rations, &c... ..	657	18	2				<b>IMMIGRATION:—</b>						
				991	4	10	From Christchurch to Timaru—						
<b>HARBOUR:—</b>							Dec. to March, 1868	17	0	0			
	75	0	0				April to Dec. ... ..	81	18	6			
	43	7	4				January to April, 1869	71	12	2			
	58	6	8								170	10	8
	69	8	9				<b>PUBLIC BUILDINGS:—</b>						
				246	2	9	Police Bks. & Court Ho.	326	0	0			
<b>INSURANCE</b> ... ..	21	5	0				Hospital ... ..	850	0	0			
	38	16	0								1176	0	0
				60	1	0	<b>ROAD BOARDS</b> ... ..				1400	0	0
<b>FERRIES AND FERRY BOATS</b> ... ..				983	0	4	<b>GENERAL CONTINGENCIES:—</b>						
<b>AGRICULTURAL STATISTICS</b> ... ..				70	0	0	VariouS ... ..				371	10	10
Carried forward ...													
											£10,974	1	11
							J. OLLIVIER,						
							Provincial Auditor.						

## DEPARTMENTAL EXPENDITURE

FROM 1ST DECEMBER, 1867, TO 30TH APRIL, 1869.

	£	s.	d.		£	s.	d.
<b>EXECUTIVE:—</b>				Brought forward...			
Superintendent's Office ... ..	1149	19	11	<b>HARBOUR.—CHIEF OFFICE:—</b>			
Provincial Secretary's office ... ..	1769	3	4	Salaries of Officers and Crews ...	2123	15	7
„ Treasurer's „ ... ..	553	2	6	Printing, Advertising, Stationery, } Postage, Painting, Messengers, } Housekeeper, &c. ... ..	5088	19	7
„ Solicitor's „ ... ..	404	3	4	Dog Collars ... ..	187	10	0
„ Auditor's „ ... ..	80	0	0	Suppression of Pleuro-Pneumonia ...	912	3	7
<b>PROVINCIAL COUNCIL:—</b>				Public Plantations department ...	618	7	0
Printing and Dept., Speaker, } Clerk, Messenger, &c. }	564	16	10	General Contingencies.—Unvoted } Services ... ..	605	15	7
Expenses of Elections ... ..	16	9	4	Waste Lands Board ... ..	1387	9	4
<b>ADMINISTRATION OF JUSTICE:—</b>				Proportion of Chief Survey Department, Chief Surveyor, and one Assistant a Draftsman, (this officer is also Chief Clerk for the S. District), and one assistant; printing maps, and preparation of Crown Grants ... ..	3544	12	8
Supreme Court ... ..	1055	16	9	Public Buildings, Supreme Court ...	1048	0	0
Gaol (Central) ... ..	6893	3	11	Revision of Rate Roll ... ..	161	5	0
Police (30 north, 5 south) ... ..	13094	0	0	Geologist and Meteorologist... ..	1539	11	9
<b>EDUCATION:—</b>				<b>Provincial Engineer's Department.—</b> This includes office of Secretary for Public Works, assumed at twelve months' salaries ... ..	1803	2	0
Departmental Expenses ... ..	806	6	8	Carried forward ... ..			
Scholarships ... ..	819	6	0				
New Schools ... ..	1934	17	0				
Superior Schools ... ..	907	10	0				
Departmental Travelling ... ..	159	13	2				
Contingencies ... ..	131	13	9				
Central Hospital ... ..	6629	11	5				
Lunatic Asylum ... ..	6213	14	6				
Inspector of Sheep ... ..	2742	17	2				
„ Weights and Measures ... ..	308	9	0				
Carried forward ... ..							



**REPORT OF THE COMMITTEE**

APPOINTED TO INQUIRE INTO

**THE MANAGEMENT**

OF THE

**CANTERBURY RAILWAYS.**





# REPORT.

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The Committee beg to report that they have taken the evidence of a number of the more responsible Railway Officials, and have also examined several persons who have employed the Railway as carriers.

A number of Returns and Reports on various Railway matters have been furnished to them.

The documents, and the minutes of the evidence taken, the Committee beg to append to the Report for the information of the Council.

The Committee think it better to report without further delay ; had time permitted, they would have examined other persons having large transactions with the Railway in the carriage of grain and goods.

From the evidence and papers before them your Committee conclude that various evils exist in the present Railway management and arrangements.

They are of opinion that—

There are too many officials.

That they do not work in harmony, are often labouring at cross purposes, and have too much of the spirit of departmentalism among them.

That some of those who have been examined give evidence of a want of that daily and hourly attention to the exigencies of the traffic which it requires.

The Committee partly attribute to these causes the great dissatisfaction that has often been expressed with the amount of work done by the Railway. They are convinced that the Rolling Stock has not been utilised properly ; that trucks have often been allowed to stand loaded for weeks, which under proper management might have been in use on the line.

In this way the trucks have been turned into storehouses, and gross carelessness has been shown in not rendering accounts and enforcing the claim for storage to which consignees of grain are liable if they do not remove it at the proper time.

Farmers and forwarders of goods and grain have often through the want of trucks been put to serious inconvenience, great delay, and sometimes positive loss.

Your Committee inquired into the condition of the Rolling Stock, and are surprised to find so little has been done to repair the portion which Mr. Paterson reported to be in such bad order on the 23rd October, 1868, and they note that notwithstanding Mr. Paterson's report the waggons in question have been ever since in constant use, not only themselves getting every day into worse order, but causing considerable injury to the rails.

They have also inquired into the effect of running the heavy engines on the Great Southern Line, and are universally informed that it is most seriously detrimental to it: the reason given by the officials for such an admitted evil being that the small engines are insufficient for the work.

In order to obviate the evils complained of, your Committee would recommend as a matter of first importance that the Railway and all its arrangements should be placed in the charge of one competent, experienced and responsible person, giving him full authority to manage everything on and about the whole line, subject only to the authority of the Superintendent. They would also recommend as follows :—

1. That the repairs of the Rolling Stock should be proceeded with immediately, so that it may be in good order before next wool and grain season commences.
2. That before again employing the heavy engines to run on the South Line strict enquiry be made as to the necessity for doing so, the evidence before the Committee on this point being very contradictory.
3. That additional Warehouse accommodation be erected in Lyttelton, and also that the Government should, as soon as possible, invite tenders to lease the land reclaimed at Lyttelton for the erection of private warehouses.
4. That additional Shed accommodation be erected at Templeton.
5. That the practice of sending verbal messages from the Station-masters to head-quarters and *vice versa* be discontinued, and that written messages be substituted.

In conclusion, the Committee are of opinion that the Government have not exercised proper supervision over the Railway officials, nor supplied them with sufficient instructions as to their duties.

J. D. MACPHERSON,  
Chairman.

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**R E P L Y**

**OF**

**MESSRS. G. HOLMES & CO.**

**TO THE**

**REPORT OF THE COMMISSION**

**APPOINTED TO INQUIRE INTO THE**

**EXPENDITURE ON THE CANTERBURY RAILWAYS.**

Y. J. S. S. S.

10

THE NATIONAL BUREAU OF STANDARDS

DEPARTMENT OF COMMERCE

WASHINGTON, D. C.

RESEARCH REPORT NO. 1000

# REPLY.

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TO HIS HONOR THE SUPERINTENDENT OF CANTERBURY.

CHRISTCHURCH, 29th December, 1868.

SIR,—We have the honour to acknowledge the receipt of the Report of the Commission appointed to inquire into and report upon the condition of the Works of the Canterbury Railways, and to express our thanks to you for the same.

We now have the honour to make a few remarks on that Report, and request that you will give them the same publicity, at as early a date as may be convenient, in the public Press as has been given to the Report itself.

When it was announced to us that the Commission was appointed, and that it consisted of Mr Patterson, C.E., alone, we offered immediately to the Government that if they would consent to lay all the matters in dispute between the Government and ourselves before Mr. Patterson, and allow him to hear full evidence on the several points at issue, that we were willing to abide by his sole decision in the matter. This offer having been declined by the Government, we then requested to be allowed to nominate another Engineer of standing to sit with Mr. Patterson on the inquiry, on the ground that we were equally concerned in the result of the inquiry, and ought to have had an opportunity of furnishing data we possessed, without which no report of value (on many points then to be inquired into), could possibly be made.

This proposed nomination on our part your Honor's Executive declined to accede to, and hence the incompleteness, and on many points the incorrectness, of the report now before the public.

Doubtless Mr. Patterson has done the best he could with the limited information placed at his disposal, and on the points on which he has been fully informed we have not the slightest objection to offer.

It is true that a certain amount of evidence was taken by the Commissioners, and that our Mr. Richardson was examined, but as he was not aware of the nature of the Report the Commissioners were about to make, he had simply to reply to the questions put to him. No other opportunity has since been offered us to give evidence of the subject.

The Commissioners' remarks on the cost of the plant and rolling stock imported by us for the Government, could never have been made had they been fully informed of the position we were placed in by the Government, and the steps we took to carry out their wishes.

We have the honour to enclose you a letter from Messrs. E. S. Dalgety & Co., who have been our agents here ever since we came to Canterbury, and by it you will see that we have acted in the same way for the Government as we have for ourselves.

The orders for the rolling stock and plant having been given to us direct by the Government without coming through the Engineer, we had to make out and send home rough specifications from here; full details, including the latest improvements, having to be added in England. Most of these specifications, together with the Tenders sent in to our English Agents, might have been seen had the Commissioners asked for them, and it would have then been found that the lowest Tenders had in all cases been accepted. They would also have found that special instructions were sent home to keep in mind the

difficulty and cost of repairs in the Colony, and to substitute steel and gun metal, &c., wherever possible in all working parts, thus adding considerably to the first cost, but furnishing the Government with plant of more than ordinarily useful and valuable description.

With regard to the commission paid us on the goods imported by us, it does not appear to have been pointed out to the Commissioners what we had to do in return for the money we received.

Owing to the departure from the usual plan of directing the Railway Engineer to prepare plans and specifications of what was required, we had all this work to do for everything that was ordered—to superintend the discharge of all the goods from the hold of the English ships in Lyttelton harbour (the shipping agents at home having invariably refused to take the risk of discharge here or find the gear to do it with), to insure the goods against the risk of Sumner Bar, and the passage up the river, to give the use of all our cranes and gear for landing, to superintend the fitting-up here, and lastly, in most cases, to pay three months' interest on the original cost at home, owing to the time that necessarily elapsed from the arrival of the shipping documents here and the final completion for delivery, ready for use.

There are several other points in the Report to which we take exception—in every instance the effect of want of fuller information being furnished to the Commissioners, and on which we feel assured that had we employed and paid the same Commissioners to report upon the whole subject submitted to them by the Government, and that we had put before them such evidence as would, in our opinion, enable them to make a report of value to the community, that report would have been totally different to the one now before the public, although possibly open to the charge of being as much an *ex parte* report as that under comment, with this difference—that the whole question would have been viewed from another aspect.

With the small and incomplete evidence put before the Commissioners they have reported, in Schedule D, that the present value of the Railways, Rolling Stock, &c., is £456,200, against an original cost of £520,454 19s 9d, a depreciation which does not nearly cover the difference of cost in labour, carriage, and cost of materials between the present time and the date at which the work was done; and had the higher value of much of the plant and stock been pointed out to the Commissioners, doubtless their present valuation would have been still higher, and would, consequently, have left the depreciation so much less.

Neither the Government nor the public could possibly expect that after the length of time that has elapsed since the greater portion of this work was done, and the immense reduction in charges of all sorts, that the property valued would not have shewn a greater depreciation than ten and a half per cent. appearing to us a convincing proof that the Province has had more than full value for the money it has spent on the Canterbury Railways.

We have the honour to be, Sir,

Your obedient servants,

GEORGE HOLMES & Co.,

Contractors.

To MESSRS G. HOLMES AND Co.

Public Works Office, Christchurch,

Canterbury, N Z.,

2nd January, 1862.

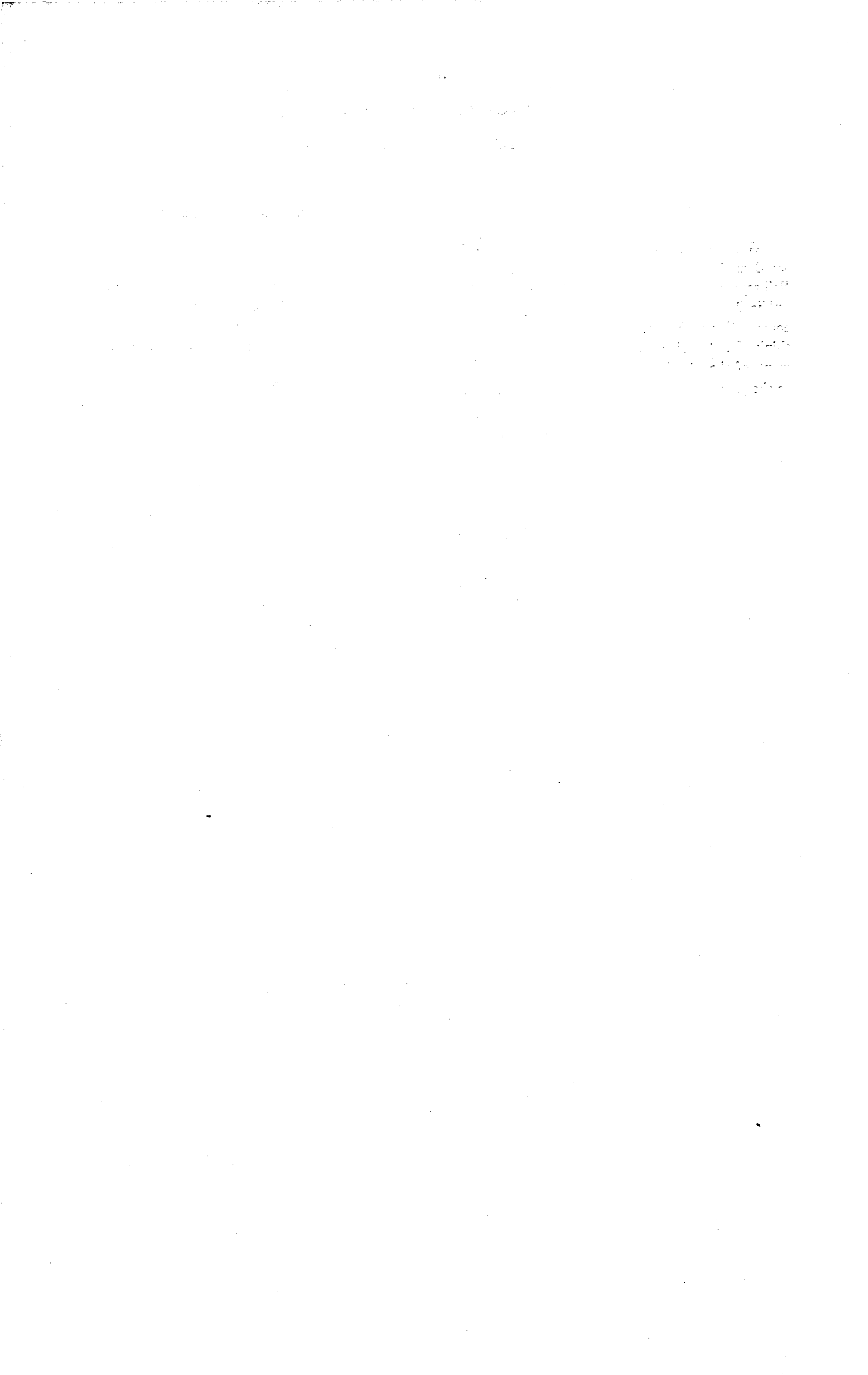
GENTLEMEN,—In reference to your letter of the 29th ult., acknowledging the receipt of the Report of the Commission appointed to enquire into and report upon the conditions of the Works of the Canterbury Railways, and requesting that the Government will give your remarks upon it the same publicity in the public Press as has been given to the Report itself, I have the honour, in accordance with what passed in conversation with Mr. Richardson this day, to inform you that it will remain with you, if you think fit, to give publicity to your letter. The Report of the Commissioners being a document of the Provincial Council, and ordered by that body to be printed, was open to the public and to the press to publish, but the Government does not make a practice of publishing correspondence.

I have the honour to be, Gentlemen,

Your obedient servant,

WM. ROLLESTON,

For the Secretary for Public Works.





**RETURN**

**OF**

**IMMIGRATION AND EMIGRATION**

**AT THE PORT OF LYTTELTON,**

**FROM 1<sup>ST</sup> JANUARY, 1868, TO 31<sup>ST</sup> MARCH, 1869.**



RETURN OF IMMIGRATION AND EMIGRATION AT THE PORT OF

FROM AND TO.	QUARTERS.			ADULTS	
				Males.	F.
UNITED KINGDOM ... ..	{	March, 1868	...	...	155
		June, 1868	...	...	50
		September, 1868	...	...	91
		December, 1868	...	...	110
		March, 1869	...	...	165
AUSTRALIAN COLONIES ... ..	{	March, 1868	...	...	18
		June, 1868	...	...	14
		September, 1868	...	...	21
		December, 1868	...	...	41
		March, 1869	...	...	45
OTHER BRITISH PORTS ... ..	{	March, 1868	...	...	—
		June, 1868	...	...	—
		September, 1868	...	...	—
		December, 1868	...	...	—
		March, 1869	...	...	9
OTHER PORTS OF NEW ZEALAND ... ..	{	March, 1868	...	...	410
		June, 1868	...	...	403
		September, 1868	...	...	409
		December, 1868	...	...	491
		March, 1869	...	...	599
FOREIGN STATES ... ..	{	March, 1868	...	...	2
		June, 1868	...	...	5
		September, 1868	...	...	2
		December, 1868	...	...	8
		March, 1869	...	...	1
					3049

S U M

IMMIGRATION .. ... ..

EMIGRATION ... ..

Excess in favour of Immigration



NYTTTELTON FROM 1ST JANUARY, 1868, TO 31ST MARCH, 1869.

IMMIGRATION.					EMIGRATION.					
CHILDREN.		TOTALS.			ADULTS.		CHILDREN.		TOTALS.	
males.	Females.	Males.	Females.	TOTALS.	Males.	Females.	Males.	Females.	Males.	Females.
117	21	22	176	139	29	25	13	15	42	40
73	12	9	62	82	26	16	13	14	39	30
129	9	13	100	142	—	—	—	—	—	—
39	20	16	130	55	3	—	—	—	3	—
206	37	12	202	218	39	27	11	14	50	41
11	5	1	23	12	5	3	1	1	6	4
4	—	—	14	4	21	9	16	3	37	12
8	6	3	27	11	15	7	3	4	18	11
18	5	1	46	19	17	9	—	4	17	13
14	5	2	50	16	57	27	5	—	62	27
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
1	—	—	—	1	—	—	—	—	—	—
6	—	—	9	6	—	—	—	—	—	—
115	36	21	446	136	247	80	20	14	267	94
92	20	10	423	102	274	100	13	7	287	107
106	19	10	428	116	438	104	45	9	483	113
125	24	11	515	136	295	69	22	14	317	83
216	15	10	614	226	252	138	34	18	286	156
—	—	—	2	—	16	4	1	2	17	6
2	—	—	5	2	11	7	2	—	13	7
—	—	—	2	—	21	2	—	—	21	2
3	3	2	11	5	2	1	1	—	3	1
—	—	—	1	—	1	—	—	—	1	—
1285	237	143	3286	1428	1769	628	200	119	1969	747

M A R Y.

Males.	Females.	Total.
3286	1428	4714
1969	747	2716
1317	681	1998



# RETURN

OF THE

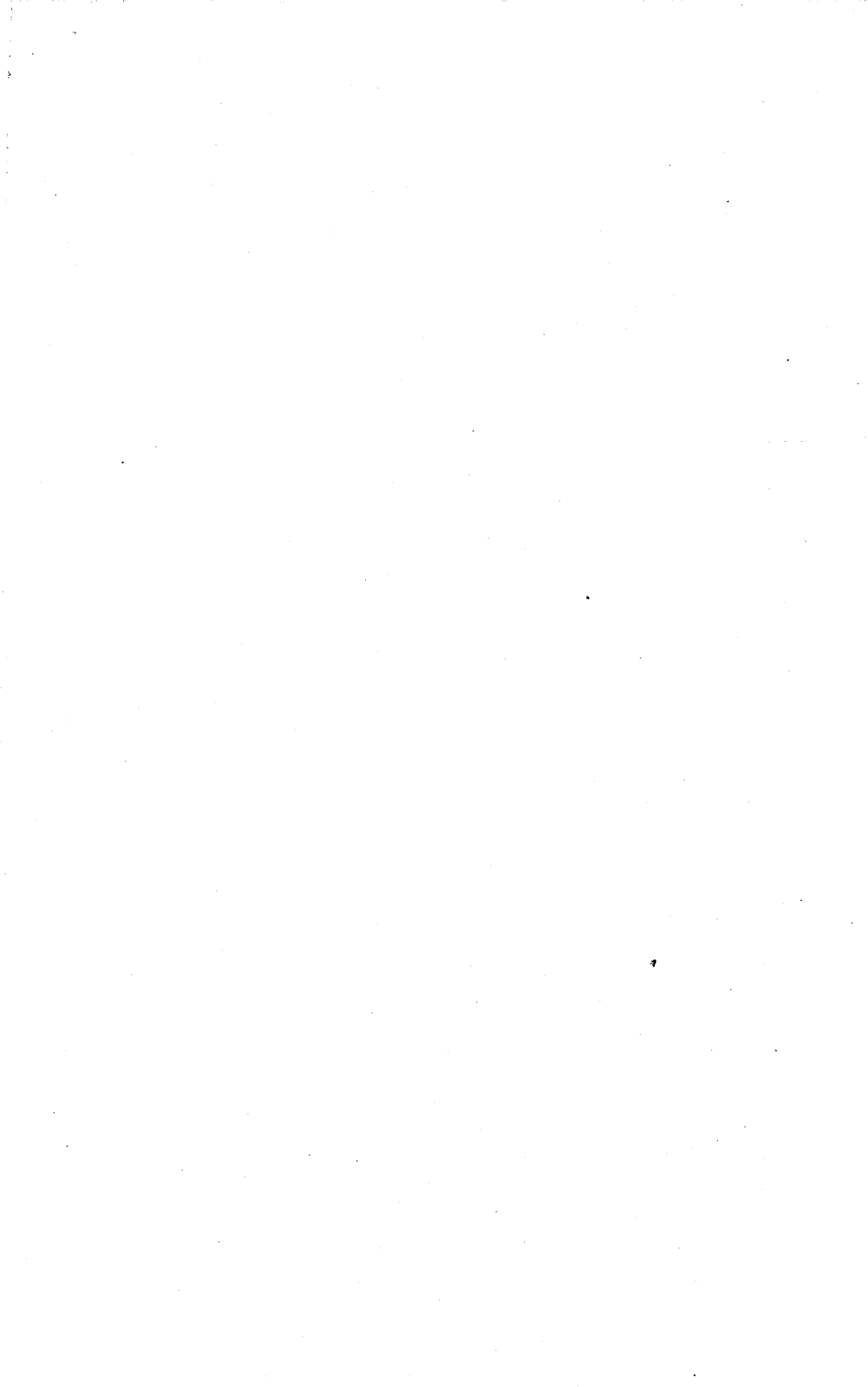
## NUMBER OF ACRES OF LAND

IN

EACH ROAD DISTRICT IN THE PROVINCE,

SPECIFYING THE

NUMBER OF ACRES SOLD; NUMBER OF ACRES RESERVED FOR EDUCATIONAL AND OTHER PURPOSES; ESTIMATED NUMBER OF ACRES OF GOOD ARABLE LAND NOT SOLD OR RESERVED; NUMBER OF ACRES OF GOOD QUALITY GRAZING LAND REMAINING AFTER DEDUCTING THE FOREGOING; NUMBER OF ACRES OF INFERIOR QUALITY GRAZING LAND; AND NUMBER OF ACRES WORTHLESS OR OF LITTLE VALUE; ALSO OF THE AMOUNT OF RENT DERIVED FROM PASTURAGE LICENSES DURING THE CURRENT YEAR; ALSO OF THE EXPENDITURE PREVIOUS TO THE ESTABLISHMENT OF ROAD BOARDS, AND THE AMOUNT PAID TO ROAD BOARDS TO 30<sup>TH</sup> APRIL, 1869.





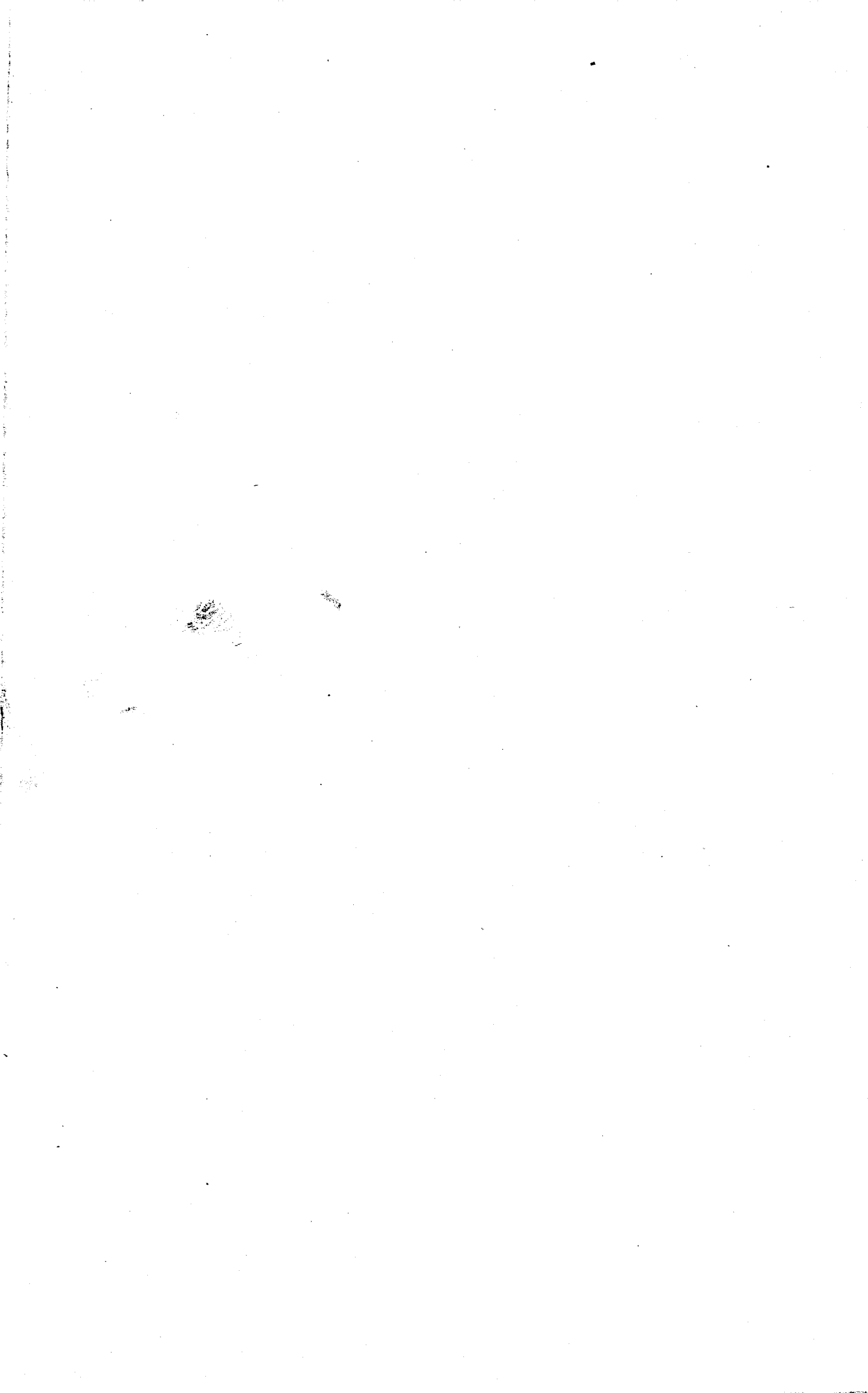
# R E T U R N

SHEWING THE WORKING OF THE SEVERAL

# R O A D B O A R D S

THROUGHOUT THE PROVINCE DURING

THE FINANCIAL YEAR ENDING 31<sup>ST</sup> DEC. 1868.



RETURN SHEWING THE WORKING OF THE SEVERAL

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.		AMOUNT RATES COLLECT.
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.	
1	WAIPARA ...	Ratepayers ... .. 70			
		Rateable Properties ... ..			
		Annual Value ' ... ..			
		No. of Sheep on Ratepayers' Roll ...			
		Annual Value ... ..	—	—	—
2	KOWAI ...	Ratepayers ... .. 542			
		Rateable Properties ... .. 967			
		Annual Value ... .. £15,813 1s.			
		No. of Sheep on Ratepayers' Roll ... 70,200			
		Annual Value ... .. £4341 3s. 9d.	564 6 8	360 8 9	452 3
3	OXFORD ...	Ratepayers ... .. 204			
		Rateable Properties ... .. 217			
		Annual Value ... .. £4329 14s.			
		No. of Sheep on Ratepayers' Roll ... 48,881			
		Annual Value ... .. £3443	355 0 0	45 17 5	112 12
4	CUST ...	Ratepayers ... .. 170			
		Rateable Properties ... .. 170			
		Annual Value ... .. £5225 6s.			
		No. of Sheep on Ratepayers' Roll ... 23,500			
		Annual Value ... .. £1430	384 0 0	9 2 5	259 4
5	MANDEVILLE AND RANGIORA ...	Ratepayers ... .. 631			
		Rateable Properties ... .. 952			
		Annual Value ... .. £30,706 15s.			
		No. of Sheep on Ratepayers' Roll ... 4200			
		Annual Value ... .. £294	1050 0 0	780 11 2	1215 19
6	RICCARTON ...	Ratepayers ... .. 229			
		Rateable Properties ... .. 181			
		Annual Value ... .. £21,055 8s.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	260 0 0	81 8 10	871 1



ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
ENDING 31ST DECEMBER, 1868.

AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
			ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
—	—	—	—	—	—	—	—	Not yet audited; ac- counts referred back.
—	—	—	600 16 5	728 15 7	—	47 6 7	Clerk and Surveyor and Collector of Rates.	—
81 14 2	6d	194 6 4½	200 0 0	243 5 3	Nil.	44 1 3	Preparation of Roll, Assessment, and Office Expenses, £26 3s. 1d.	—
13 0 0	1s	300 0 0	206 10 0	217 7 3	—	205 5 11	Assessment, Preparing Roll, and other expenses, £23 3s. 11d.	—
388 7 5	9d	1151 9 6 Special Rate, 1s., for Drainage— 34 11 0	1022 18 4	1529 0 3	514 15 0	175 3 10	Surveyor and Clerk, Assessment, Collection of Rates, and Office Expenses, £319 7s. 11d.	—
—	9d	789 11 5½	151 17 4	742 9 10	222 3 1	107 14 7	Clerk and Collector, Assessment and Office Expenses, £211 4s. 11d.	—



RETURN SHEWING THE WORKING OF THE SEVERAL  
ENDI

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.		AMOUNT RATES COLLECTED
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.	
7	TEMPLETON ...	Ratepayers ... .. 146			
		Rateable Properties ... .. 155			
		Annual Value ... .. £6575			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	375 0 0	167 5 2	154 12
8	HEATHCOTE ...	Ratepayers ... .. 700			
		Rateable Properties ... .. 792			
		Annual Value ... .. £30,915			
		No. of Sheep on Ratepayers' Roll ... 1975			
		Annual Value ... .. £138	106 16 0	1054 16 10	228 8
9	SPREYDON ...	Ratepayers ... .. 376			
		Rateable Properties ... .. 556			
		Annual Value ... .. £18,903 7s. 6d.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	250 0 0	147 11 7	744 1
10	LINCOLN ...	Ratepayers ... .. 203			
		Rateable Properties ... .. 260			
		Annual Value ... .. £11,495 6s. 8d.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
11	SPRINGS ...	Ratepayers ... .. 219			
		Rateable Properties ... .. 261			
		Annual Value ... .. £9520			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
12	PORT VICTORIA ...	Ratepayers ... .. 55			
		Rateable Properties ... .. —			
		Annual Value ... .. —			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—





ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
 ENDING 31ST DECEMBER, 1868—Continued.

NO.	AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
				ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
0	9 9 8	6d	164 7 6	329 10 6	196 14 0	43 19 6	Nil.	Clerk, Surveyor, and Collector, Office Expenses and Rent, £180 11s. 7d.	—
1	Nil.	No rate made.	Nil.	170 16 6	901 19 3	239 2 11	Nil.	Clerk, Surveyor, Collector of Rates, and Office Expenses, £317 6s.	—
3	—	9d	735 14 6½	69 7 7	723 5 1	39 8 9	95 10 8	Clerk and Office Expenses, £253 9s. 6d.	—
	—	—	—	—	—	—	—	—	Not yet audited.
	—	—	—	—	—	—	—	—	Not yet audited.
	—	—	—	—	—	—	—	—	Not yet audited.



RETURN SHEWING THE WORKING OF THE SEVERAL  
ENDI

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.		AMOUNT RATES COLLECTED
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.	
13	PORT LEVY ...	Ratepayers ... .. 22			
		Rateable Properties ... .. 22			
		Annual Value ... .. £2135 10s.			
		No. of Sheep on Ratepayers' Roll—Could get no account.			
		Annual Value ... .. —	65 0 0	22 7 2	Nil.
14	LITTLE RIVER ...	Ratepayers ... .. 110			
		Rateable Properties ... .. 475			
		Annual Value ... .. £3310			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
15	AKAROA AND WAINUI	Ratepayers ... .. 210			
		Rateable Properties ... .. 380			
		Annual Value ... .. £9673 5s.			
		No. of Sheep on Ratepayers' Roll ... 5163			
		Annual Value ... .. £361 8s. 2d.	900 0 0	12 14 6	170 0
16	OKAIN'S BAY ...	Ratepayers ... .. 82			
		Rateable Properties ... .. 194			
		Annual Value ... .. £1949 16s.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
17	PIGEON BAY ...	Ratepayers ... .. 45			
		Rateable Properties ... .. 38			
		Annual Value ... .. £2418 19s. 6d.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	48 3 0	146 0 2	38 14
18	COURTENAY ...	Ratepayers ... .. 327			
		Rateable Properties ... .. 321			
		Annual Value ... .. £9327			
		No. of Sheep on Ratepayers' Roll ... 32,460			
		Annual Value ... .. £2466	—	—	—



ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
 31ST DECEMBER, 1868—Continued.

AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
			ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
Nil.	No rate made.	Nil.	5 0 0	40 0 0	A few bills not rendered.	29 1 11	Assessment and Office Expenses, £23 5s. 3d.	—
—	—	—	—	—	—	—	—	Not yet audited.
70 16 6	6d	250 17 0	429 9 6	328 17 11	236 0 0	184 19 0	Engineer, Collector, and Office Expenses, £139 8s. 7d.	—
—	—	—	—	—	—	—	—	Not yet audited; declined to meet Auditor on appointment.
20 4 7	6d	59 9 6	48 3 0	166 1 9	32 0 0	—	Clerk and Office Expenses, £18 12s. 8d.	—
—	—	—	—	—	—	—	—	Not yet audited.



RETURN SHEWING THE WORKING OF THE SEV

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.	
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.
19	ELLESMERE ...	Ratepayers ... .. 488		
		Rateable Properties ... .. 509		
		Annual Value ... .. £18,005 19s. 3½d.		
		No. of Sheep on Ratepayers' Roll ... 9697		
		Annual Value ... .. £678 16s. 9d.	—	—
20	MALVERN ...	Ratepayers ... .. 146		
		Rateable Properties ... .. 305		
		Annual Value ... .. £3489 1s. 6d.		
		No. of Sheep on Ratepayers' Roll ... 50,514		
		Annual Value ... .. £3522 5s.	—	—
21	RAKAIA ...	Ratepayers ... .. 115		
		Rateable Properties ... .. 226		
		Annual Value ... .. £2461 4s. 4d.		
		No. of Sheep on Ratepayers' Roll ... 122,934		
		Annual Value ... .. £8219 7s. 11¼d.	—	—
22	ASHBURTON ...	Ratepayers ... .. 134		
		Rateable Properties ... .. 166		
		Annual Value ... .. £7426 14s.		
		No. of Sheep on Ratepayers' Roll ... 394,411		
		Annual Value ... .. £25,717 3s. 7d.	—	434 2 1
23	GERALDINE ...	Ratepayers ... .. 316		
		Rateable Properties ... .. 704		
		Annual Value ... .. £19,111		
		No. of Sheep on Ratepayers' Roll ... 165,085		
		Annual Value ... .. £11,555	328 3 0	2008 0 5
24	WAIMATE ...	Ratepayers ... .. 183		
		Rateable Properties ... .. 513		
		Annual Value ... .. £12,488 5s.		
		No. of Sheep on Ratepayers' Roll ... 168,668		
		Annual Value ... .. £11,806 14s. 6d.	200 0 0	1190 17 2





ERAL ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
ENDING 31ST DECEMBER, 1868—Continued.

AMOUNT OF RATES COLLECTED.	AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
				ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
—	—	—	—	—	—	—	—	—	Not yet audited.
—	—	—	—	—	—	—	—	—	Not yet audited; accounts referred back.
—	—	—	—	—	—	—	—	—	Not yet audited.
Nil.	Nil.	No rate made.	Nil.	126 3 11	272 12 10	Nil.	—	Formation of Roll, Advertising, and Office Expenses, £35 5s. 4d.	—
1 0	461 5 9	1s.	1533 6 9	607 17 2	1856 13 10	580 0 0	608 14 5	Engineer, Clerk, Formation of Roll, and Office Expenses, £334 19s.	—
Nil.	Nil.	No rate made.	Nil.	968 7 4	155 16 11	147 17 5	Nil.	Engineer and Clerk, Formation of Roll and Office Expenses, £273 12s. 11d.	—



RETURN SHEWING THE WORKING OF THE SE

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.	
			FROM PROVIN- CIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.
25	LEVELS ... ..	Ratepayers ... .. 262	200 0 0	639 15 7
		Rateable Properties ... .. 740		
		Annual Value ... .. £16,638 18s.		
		No. of Sheep on Ratepayers' Roll ... 82,339		
		Annual Value ... .. £5769 4s. 9d.		
26	MOUNT COOK ... ..	Ratepayers ... .. 18	175 0 0	235 2 6
		Rateable Properties ... .. 47		
		Annual Value ... .. £710		
		No. of Sheep on Ratepayers' Roll ... 290,630		
		Annual Value ... .. £20,344 1s.		
27	AVON ... ..	Ratepayers ... .. 631	150 0 0	105 12 10
		Rateable Properties ... .. 728		
		Annual Value ... .. £25,000		
		No. of Sheep on Ratepayers' Roll ... Nil.		
		Annual Value ... .. Nil.		
28	HALSWELL ... ..	Ratepayers ... .. 62	350 0 0	96 15 7
		Rateable Properties ... .. 188		
		Annual Value ... .. £3998 10s.		
		No. of Sheep on Ratepayers' Roll ... Nil.		
		Annual Value ... .. Nil.		

June 30, 1869.



VERAL ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
ENDING 31ST DECEMBER, 1868—Continued.

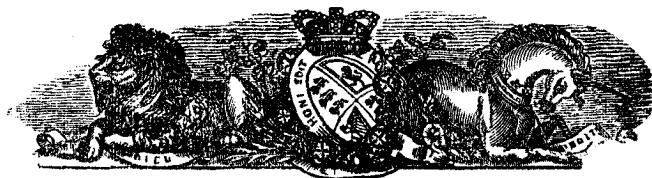
AMOUNT OF RATES COLLECTED.	AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMAI
				ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
1063 6 0	57 2 2	1s.	1120 8 2	1159 15 0	270 14 10	63 18 0	146 17 9	Engineer, Clerk, Formation of Roll, Collection of Rates, Office and Law Expenses, £325 14s.	
Nil.	Nil.	No rate made.	Nil.	132 0 0	15 0 0	222 0 0	255 19 3	Forming Roll and Office Expenses, £7 3s. 3d.	
1063 8 0	186 12 0	1s.	1250 0 0	445 16 6	563 12 1	24 13 2	20 0 0	Surveyor, Clerk, Rate Collector, and Office Expenses, £284 19s. 1d.	
113 7 11	—	6d.	99 19 2	358 0 0	117 11 8	50 0 0	19 18 10	Clerk, Forming Roll, Assessment, and Office Expenses, £64 13s.	

JOHN OLLIVIER,

PROVINCIAL AUDITOR.



ORDINANCES  
OF THE  
PROVINCE OF CANTERBURY,  
NEW ZEALAND,  
PASSED IN THE THIRTY-THIRD YEAR OF THE REIGN  
OF  
HER MAJESTY QUEEN VICTORIA,  
AND THE  
THIRTY - THIRD SESSION  
OF THE  
PROVINCIAL COUNCIL,  
1870.



CHRISTCHURCH :  
PRINTED UNDER THE AUTHORITY OF THE PROVINCIAL GOVERNMENT OF THE PROVINCE OF CANTERBURY,  
AT THE "LYTTELTON TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM REEVES, OFFICIAL PRINTER  
FOR THE TIME BEING TO THE SAID GOVERNMENT.

MDCCCLXX.





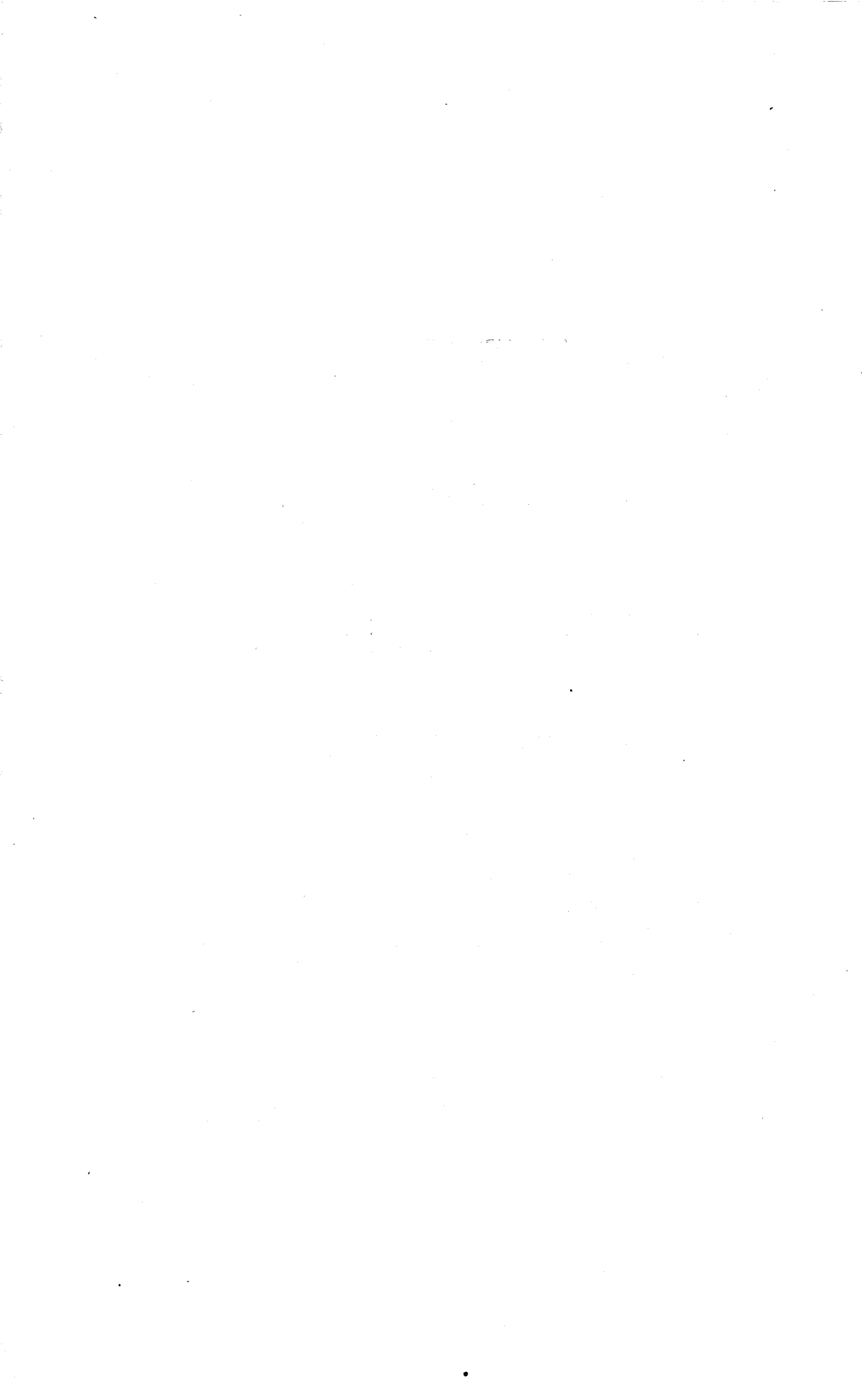
**INDEX**  
TO  
**THE ORDINANCES,**  
OF THE  
**PROVINCE OF CANTERBURY, NEW ZEALAND.**

=====

**SESSION XXXIII., 1870.**

=====

No.		PAGE
1.	The Diversion of Roads Special Ordinance, 1870 ... ..	1
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3.	The Educational Reserves Leasing Ordinance, 1870 ... ..	11
4.	The Cemetery Reserves Management Ordinance ... ..	15





PROVINCE OF CANTERBURY.

---

ANNO TRICESIMO TERTIO

V I C T O R I Æ     R E G I N Æ .

---

SESSION XXXIII.—No. 1.

---

The Diversion of Roads Special Ordinance  
1870.

[March 23rd, 1870.]

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Published by Authority.

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**W**HEREAS by an Act of the General Assembly of New Zealand Preamble.  
entituled "The Highways and Watercourses Diversion Act 1858"  
it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road

highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so sold exchanged or disposed of.

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Subsection of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which there was or thereafter should be a public street road highway or thoroughfare.

And whereas it is for the public benefit that the parcels of land mentioned and described in the Schedule A to this Ordinance and delineated on the Plans hereto annexed and thereon colored Pink should become Public Highways in lieu of the parcels of land mentioned and described in the Schedule B to this Ordinance and delineated on the Plans hereto annexed and thereon coloured Green and that the said last-mentioned parcels of land should cease to be public roads.

And whereas the persons respectively entitled thereto have conveyed the parcels of land mentioned in Schedule A to this Ordinance to the Superintendent of the Province of Canterbury and his successors upon trust for Public Highways and upon the treaty for the said conveyances it was agreed that the respective parcels of land mentioned in the Schedule B to this Ordinance should be given to the respective persons so conveying in exchange for the parcels of land conveyed by them respectively as aforesaid.

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows :

Parcels of land described in Schedule A to be Public Highways.

1. From and after the passing of this Ordinance the parcels of land so conveyed as aforesaid and more particularly described in the Schedule A hereto and coloured Pink on the plans hereto annexed shall be and remain for ever Public Highways.

Public Roads passing over lands described in Schedule B to be Closed up.

2. From and after the passing of this Ordinance the Public Roads passing over the parcels of land described in the Schedule B hereto and coloured Green on the Plans hereto annexed shall be closed up.

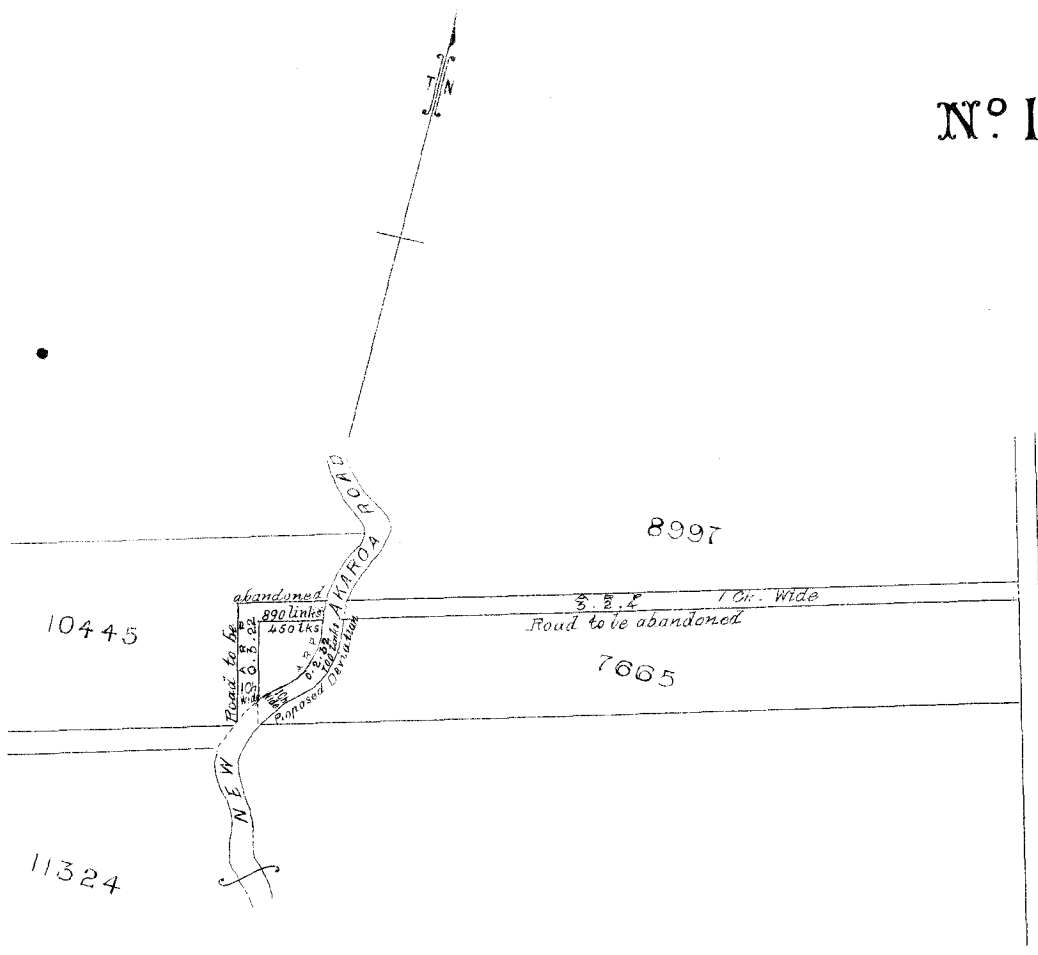
3. Each parcel of land mentioned and described in the Schedule B Parcels of land mentioned in Schedule B to be granted to persons conveying parcels of land mentioned in Schedule A. hereto and coloured Green on the Plans hereto annexed shall be granted to the persons respectively conveying the parcels of land mentioned and described in the Schedule A hereto and coloured Pink on the Plans hereto annexed to hold the same unto the person or persons so conveying their heirs and assigns for the same estate for which they held the parcel of land conveyed by them as aforesaid.

4. This Ordinance shall be entitled and may be cited as "The Title Conversion of Roads Special Ordinance 1870."

## SCHEDULE A.

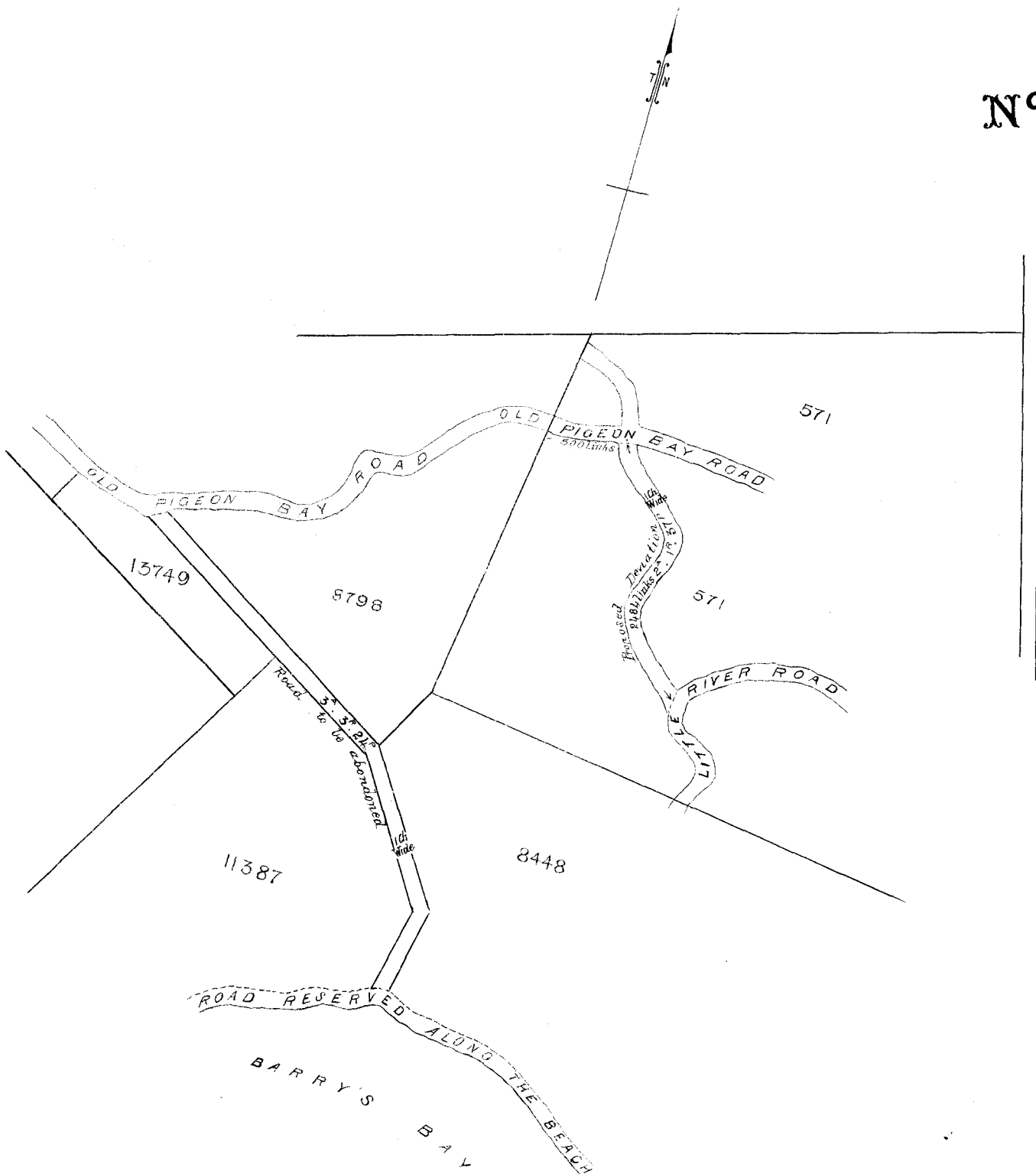
No. OF PLAN.	DESCRIPTION.	CONTENT
1	All that piece or parcel of land one chain wide being part of section No. 7665 commencing on the northern boundary of the said section at a point situate four chains fifty links from the north-west corner thereof and running in a south-westerly direction a distance of about seven chains to the south-west corner of the same section.	A. R. 1 0 2 3'
2	All that piece or parcel of land one chain wide being part of section 571 commencing at a point on the southern side of the Old Pigeon Bay Road situate about five chains from the western boundary of the said section and running south-easterly a distance of twenty-four chains eighty-four links to the Little River Road.	2 1 37
3	All that piece or parcel of land one chain wide being part of section 571 commencing at a point on the western boundary of the said section one chain and fifty links from the north-western corner thereof and running in a south-easterly direction a distance of about seven chains to the Old Pigeon Bay Road crossing the same at a point four chains and ninety links east of the western boundary of the said section.	0 2 32
	All that piece or parcel of land one chain wide being part of section No. 5176 commencing on the northern boundary of the said section at a point situate about fifty links east of the north-western corner thereof and running in a south-easterly direction a distance of about seven chains to the northern boundary of section 6660 crossing that boundary at a point being five chains sixty links from the north-eastern corner of the latter section.	0 2 32
	All that piece or parcel of land one chain wide being part of section 6660 commencing at a point on the northern boundary of the said section situate five chains sixty links from the north-eastern corner thereof and running in an easterly direction a distance of about four chains fifty links to the western boundary of section 571 crossing that boundary at a point being one chain and fifty links from the north-western corner of the latter section.	0 1 32

Nº 1

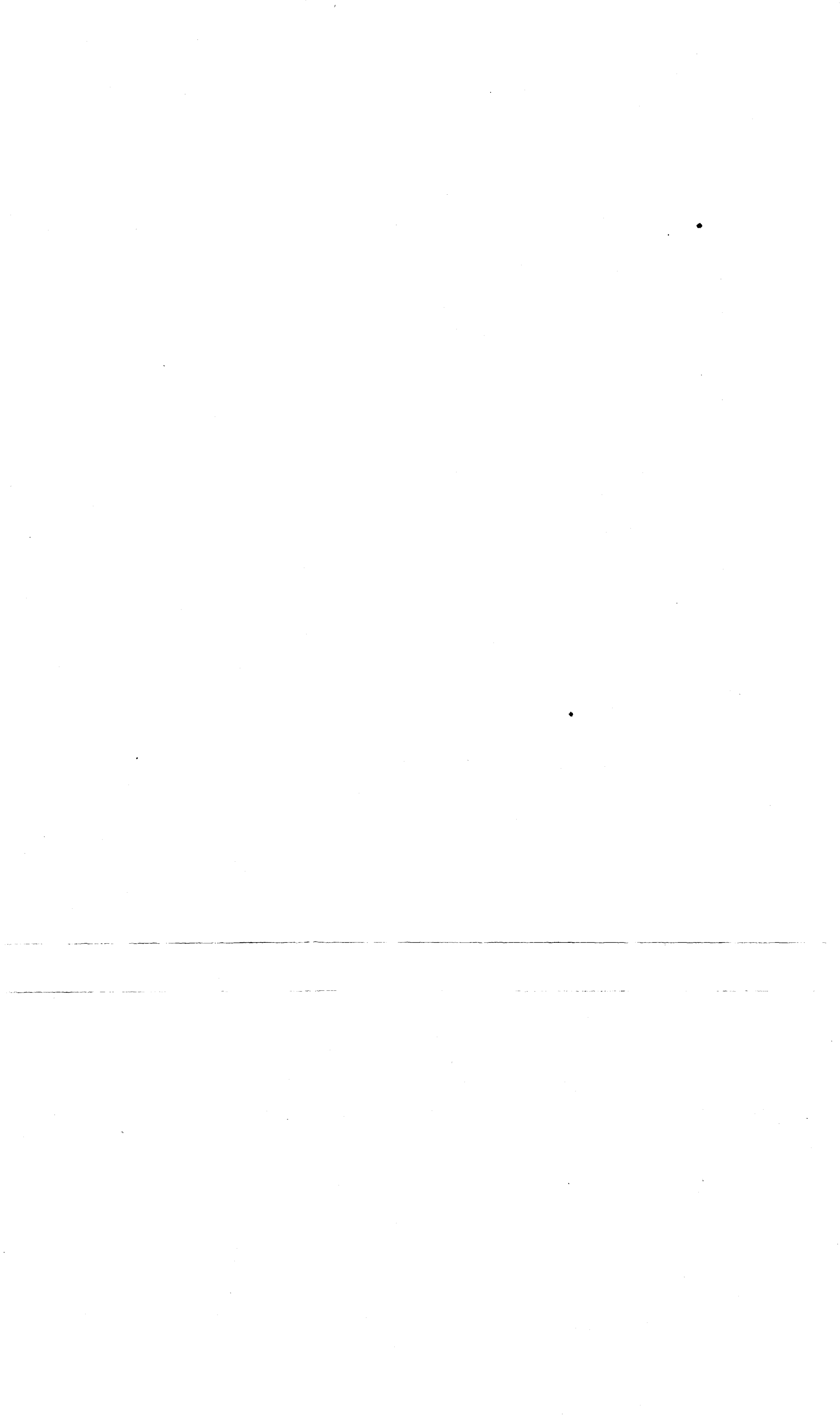


Scale 10 chains to 1 inch

Nº 2



Scale 10 Chains to 1 inch

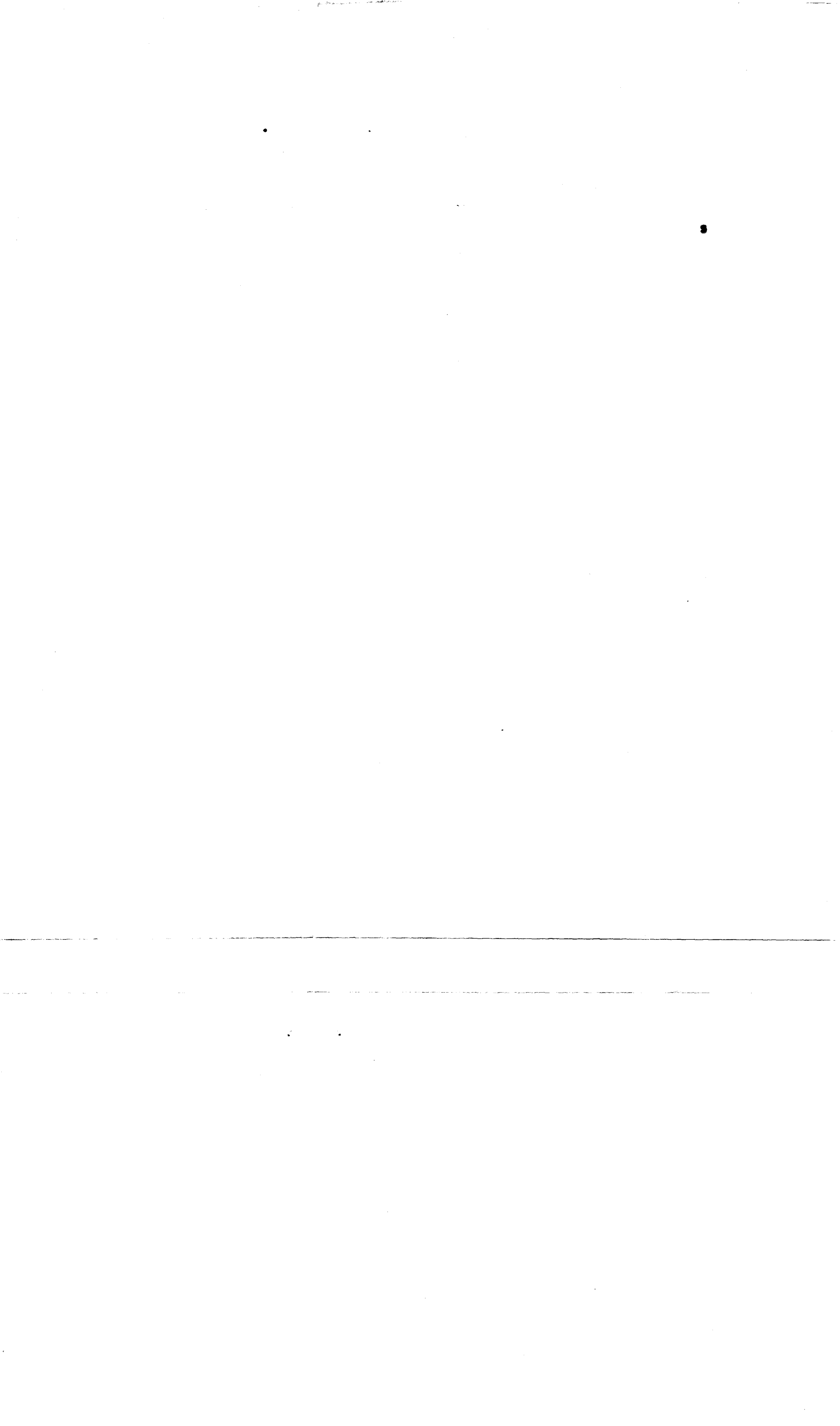




Nº 3



Scale 10 chains to one Inch



## SCHEDULE B.

NO. OF PLAN.	DESCRIPTION.	CONTENTS.
1	<p>All that piece or parcel of land one chain wide being the road separating sections 7665 and 8997 and extending from the road forming the eastern boundary of these sections to the proposed new Akaroa road.</p> <p>All that piece or parcel of land one chain wide being the continuation of the road separating sections 7665 and 8997 commencing at the proposed new Akaroa road and running along part of the western and northern boundaries of the first mentioned section a distance altogether on the average of eight chains ninety links.</p>	<p>A. R. P.</p> <p>3 2 4</p> <p>0 3 22</p>
2	<p>All that piece or parcel of land one chain wide being the road separating sections 8448 and 11387 and 8798 and 13749 extending from the road reserved along the beach to the old Pigeon Bay road.</p>	<p>3 3 24</p>
3	<p>All that piece or parcel of land one chain wide being the road separating sections 11324 and 10445 bounded on the eastward by the new Akaroa road and on the westward by the old Pigeon Bay road.</p> <p>All that piece or parcel of land one chain wide being that portion of the old Pigeon Bay road within section 571 extending from the eastern boundary of the said section to the proposed new Akaroa road.</p>	<p>1 3 17</p> <p>2 3 8</p>

CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Lyttelton Times* Office, Gloucester Street, by WILLIAM REEVES, Official Printer for the time being to the said Government.

1944

1	100
2	200
3	300
4	400
5	500
6	600
7	700
8	800
9	900
10	1000



PROVINCE OF CANTERBURY.

---

ANNO TRICESIMO TERTIO

V I C T O R I Æ      R E G I N Æ .

---

SESSION XXXIII., No. 2.

---

**The Christchurch Municipal Corporation  
Reserves Ordinance 1870.**

[March 23rd, 1870.]

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*Published by Authority.*

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**W**HEREAS the lands tenements and hereditaments described in Preamble.  
the Schedule to this Ordinance annexed are vested in the Superintendent of the Province of Canterbury and his successors subject to the provisions of an Act passed by the General Assembly of New Zealand intituled "The Public Reserves Act 1854" And whereas an Act was passed by the said General Assembly of New Zealand intituled "The Public Reserves Act Amendment Act 1862" whereby the Superintendent and Provincial Council of any Province may by any Ordinance duly passed in that behalf direct and declare that any lands vested or which might thereafter be vested in the Superintendent of any Province under the provisions of "The Public Reserves Act 1854" upon trust for any public purposes should be transferred to and vested in and held by any Corporation Commissioners or other person or persons having corporate succession to be named in such Ordinance in such manner and with such powers of lease management and disposition over the same and over all rents issues profits and proceeds thereof and other powers provisoes and conditions as should in such Ordinance be expressed and declared And whereas it is expedient that the said

lands tenements and hereditaments so vested in the Superintendent of the Province of Canterbury as aforesaid and described in the Schedule hereto annexed should be vested in the Mayor Councillors and citizens of the City of Christchurch.

Be it therefore enacted by the Superintendent of the said Province of Canterbury with the advice and consent of the Provincial Council thereof as follows :

- Lands Tenements and Hereditaments described in Schedule to be vested in Mayor Councillors and Citizens of City of Christchurch.
1. That the said lands tenements and hereditaments described in the said Schedule shall be and the same are hereby transferred to and vested in and held by the Mayor Councillors and citizens of the City of Christchurch and their successors as a Body Corporate in trust for municipal purposes of the City of Christchurch.
- Superintendent may grant and convey to said Corporate Body said lands tenements and hereditaments.
2. That it shall be lawful for the Superintendent in Council to grant and convey to the said Corporate Body the said lands tenements and hereditaments hereinbefore declared to be vested in such body upon trust for the purposes hereinbefore expressed.
- Said Corporate Body may lease and manage said lands tenements and hereditaments.
3. That notwithstanding the trust hereinbefore declared it shall be lawful for the said Corporate Body to lease and manage the said lands tenements and hereditaments at such rents issues and profits as they may deem expedient so that such lease or leases be not for any longer period than twenty-one years to take effect from the day of the execution thereof and so that no fine premium or forfeit be taken for the same.
- Rents issues and profits shall form part of City Funds of said Corporate Body.
4. All rents issues and profits received by virtue of this Ordinance shall form part of the city funds of the said Corporate Body.

## SCHEDULE.

All that piece or parcel of land situate in the Christchurch district near the Horse Shoe Lagoon and containing by admeasurement Thirty Acres more or less commencing at a point on the south-western side of the road forming the north-eastern boundary of section No. 3099 the said point being the easternmost corner of that section thence south-westerly along the south-eastern boundary of the same a distance of twenty chains fifty links thence westerly along the East Christchurch road to its junction with the road forming the western boundary of section No. 3099 thence southerly along the said road to its junction with the road forming the northern boundary of section No. 557 thence easterly and north-easterly following that road to its junction with the road first before mentioned and from thence returning north-westerly along the same to the commencing point and numbered 209 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid.

All that piece or parcel of land situate in the Christchurch district and containing by admeasurement Eighteen Acres more or less commencing at the junction of the southern side of the road forming the southern boundary of Reserve No. 107 (in red) with the western side of the road forming the western boundary of sections Nos. 1148 and 1145 thence south-easterly and southerly following the latter road a distance of twenty-eight chains measured in a straight line to its junction with the road forming part of the north-eastern boundary of section No. 1144 thence north-westerly north-easterly and northerly following that road to its junction with the road forming the southern boundary of reserve No. 107 (in red) first before mentioned and from thence returning easterly along the same to the commencing point and numbered 210 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid.

All that piece or parcel of land situate in the Christchurch district and containing by admeasurement Twenty-two Acres more or less commencing at a point on the north-eastern side of the road forming the south-western boundary of section No. 1144 the said point being the southernmost corner of that section thence northerly along the eastern boundary of the same a distance of twenty-six chains sixty links thence south-easterly southerly and westerly following the road forming the western boundary of sections Nos. 1145 and 1146 a distance of about forty chains to its junction with the road first mentioned and from thence returning north-westerly along the same to the commencing point and numbered 211 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid.

All that piece or parcel of land situate in the Christchurch district and containing by admeasurement Thirty Acres more or less commencing at the junction of the eastern side of the road forming the eastern boundary of sections Nos. 901 and 4533 with the southern side of the road forming the southern boundary of section No. 8776 thence easterly following the latter road nine chains seventy links thence southerly along the road forming the western boundary of section No. 8188 a distance of twenty-one chains thence westerly and north-westerly following the road forming the north-eastern boundary of section No. 1148 a distance of twenty chains twenty links to its junction with the road first before mentioned thence northerly along the same to the commencing point and numbered 212 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid:

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**CHRISTCHURCH :**

PRINTED UNDER THE AUTHORITY OF THE PROVINCIAL GOVERNMENT OF THE PROVINCE OF CANTERBURY, AT THE "LYTTELTON  
TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM REEVES, OFFICIAL PRINTER FOR THE TIME BEING TO THE SAID  
GOVERNMENT.

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PROVINCE OF CANTERBURY.

---

ANNO TRICESIMO TERTIO

VICTORIÆ REGINÆ.

---

SESSION XXXIII., No. 3.

---

**The Educational Reserves Leasing  
Ordinance 1870.**

[March 23rd, 1870.]

---

Published by Authority.

---

**W**HEREAS by several Crown Grants bearing the dates respectively Preamble.  
as contained in the Schedule hereto all those parcels of land  
described in the said Crown Grants and delineated in the plans drawn  
in the margin of the said Crown Grants with all the rights and appur-  
tenances thereto belonging were granted unto the Superintendent of  
the Province of Canterbury and his successors in trust for Educational  
purposes.

And whereas it is expedient that the said Superintendent of the  
said Province of Canterbury and his successors should have power to  
demise and lease the said parcels of land.

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof (as follows).

Superintendent in Council may from time to time demise and lease after public tender for any term not exceeding twenty-one years all or any part of Reserves described in Schedule.

1. It shall be lawful for the Superintendent in Council from time to time to demise and lease after public tender for any term or terms not exceeding twenty-one years All or any part of the Reserves described in the Schedule to this Ordinance upon such terms and conditions and at such rent or rents as to the Superintendent in Council may seem proper.

Title.

2. This Ordinance shall be intituled and may be cited as "The Educational Reserves Leasing Ordinance, 1870."

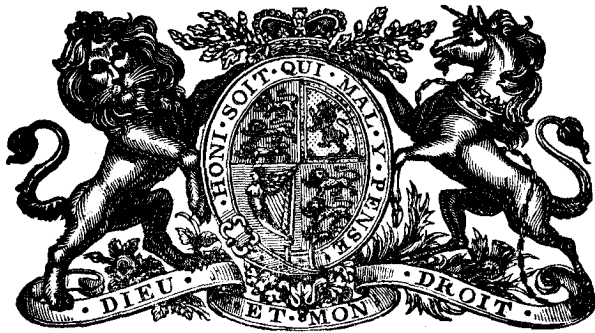
## SCHEDULE.

Number of Reserve, as delineated in red on the Map of the Chief Surveyor of the Province of Canterbury.	District.	Acreage.			Date of Crown Grant.
		A.	B.	P.	
397	Mandeville ...	759	0	0	9th September, 1869
398	Oxford ...	97	0	0	9th September, 1869
673	Waitangi ...	136	0	0	25th June, 1868
674	Do ...	60	0	0	25th June, 1868
675	Do ...	157	0	0	25th June, 1868
676	Do ...	123	0	0	25th June, 1868
677	Do ...	325	0	0	25th June, 1868
678	Do ...	473	0	0	25th June, 1868
679	Do ...	754	0	0	25th June, 1868
921	Christchurch ...	68	0	0	9th September, 1869
922	Do ...	38	0	0	9th September, 1869
923	Do ...	68	0	0	9th September, 1869
926	Oxford ...	96	0	0	9th September, 1869
927	Do ...	490	0	0	9th September, 1869

CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Lyttelton Times* Office, Gloucester Street, by WILLIAM REEVES, Official Printer for the time being to the said Government.





PROVINCE OF CANTERBURY.

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ANNO TRICESIMO TERTIO

V I C T O R I Æ R E G I N Æ .

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SESSION XXXIII., No. 4.

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**Cemetery Reserves Management  
Ordinance 1870.**

[March 23rd, 1870.]

*Published by Authority.*

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**W**HEREAS by authority of the "Public Reserves Act 1854" Preamble.  
certain lands have been and are now vested in the Superintendent of the Province of Canterbury upon trust for Public Cemeteries And whereas by the said "Public Reserves Act 1854" it is provided that the Superintendent and Provincial Council of any Province may by any Act or Ordinance duly passed in that behalf regulate the management and administration of the lands vested in the Superintendent as aforesaid and whereas it is expedient to make provision for such management and administration of all such reserves as are now vested in the Superintendent for the purposes aforesaid.

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows :

Superintendent with advice of the Executive Council, may appoint persons to be managers of reserves.

1. It shall be lawful for the Superintendent with the advice of the Executive Council from time to time to appoint so many persons as he may think fit to be Managers of all or any of the said reserves and to remove from the said management any person so appointed as and when it shall be deemed proper and upon the death resignation or removal of any Manager to appoint another in his stead and every such appointment and removal shall be published in the *Provincial Government Gazette*.

Managers of Cemetery shall have power to enclose same or any part thereof: to lay out and ornament same: and preserve and maintain same in proper order and expend moneys in their hands in such matters and in the burial of poor persons.

2. The Managers of any such Reserve and Cemetery shall have power to enclose the whole or any part of the land reserved or set apart for such purposes as aforesaid with proper and sufficient walls rails fences or palisades and to erect suitable gates and entrances and to lay out and ornament such Cemetery in such manner as may be most convenient and suitable for the burial of the dead and to embellish the same with such walks avenues roads and shrubs as may to them seem fitting and proper and to preserve maintain and keep in a cleanly and orderly state and condition and cause to be so maintained and kept the whole of any such Cemetery and its walls and fences and all monuments tomb-stones enclosures buildings erections walks and shrubberies therein and belonging thereto and shall lay out and expend subject to the directions of the Superintendent with the advice aforesaid the moneys in their hands from time to time to be received by them under this Ordinance in and about the matters aforesaid and in the burial of poor persons.

Managers may make rules and regulations to be submitted to the Superintendent and Executive Council and published in *Gazette*.

3. The Managers of any such Cemetery shall have power and authority to make such rules and regulations and to do and perform all such acts matters and things as may be necessary and proper for any of the purposes aforesaid for directing the positions of all graves vaults monuments and tomb-stones to be made erected and placed in the said Cemetery the depths of graves the construction of coffins to be admitted into vaults and the covering of vaults so as to prevent the escape of any noxious exhalation or evaporation in the said Cemetery and for protecting the buildings monuments shrubberies plantations and enclosures therein and thereof from destruction or damage and for prosecuting all persons who shall or may at any time do or cause to be done any damage to any such buildings monuments tomb-stones shrubberies plantations or enclosures: Provided that no such rule or regulation shall be in force until the same has been submitted to the Superintendent and Executive Council and published in the *Provincial Government Gazette*.

4. The said Managers shall not by any rule or regulation or any act matter or thing at any time interfere directly or indirectly with the performance of any religious ceremony in the burial of the dead according to the usage of the communion to which the deceased may have belonged: And it shall be lawful for any Minister of any denomination for which any portion of such Cemeteries shall be specially set apart to have free access and admission to such portion of the said Cemeteries at all times as they respectively shall think fit and freely to exercise their spiritual functions therein without any hindrance or disturbance from the Managers of any such Cemetery or any person whatever.

Managers not to interfere with performance of any religious ceremony: Minister to have free access and admission to portion specially set apart for his denomination.

5. It shall be lawful for the Managers of any such Cemetery to permit any grave or vault to be dug and made in such Cemetery and any monument or tomb-stone to be erected or placed in any parts of such Cemetery as they may think proper upon payment to them by the person desiring to dig and make such grave or vault and to erect or place such monument or tomb-stone of such fees as shall from time to time be established by the said Managers and any person so digging making erecting or placing such grave vault monument or tomb-stone by and with such permission and upon payment of the fees as aforesaid shall be entitled to have such grave vault monument or tombstone reserved maintained and kept up according to the terms of such permission to and for the sole and separate use of such person and his representatives for ever. Provided that a plan of every monument proposed to be erected and placed shall be exhibited to the said Managers before such permission is given and that the said Managers shall be at liberty to withhold such permission and to prevent the erection of any monument or tombstone which shall appear to them to be inappropriate or unbecoming and shall determine and fix the position of any monument or tombstone which may be proposed to be erected or placed according to the description size and character thereof having reference to the general plan for ornamenting the said Cemetery in an appropriate manner. A Register of such permissions and of the terms and conditions thereof shall be kept by the Managers and within fourteen days after any such permission has been given an entry of the date thereof and of the parties thereto and a proper description of the ground set apart for such grave or vault so as the situation thereof may be ascertained shall be made in the said Register by the Managers or their Clerk for making which entry a fee not exceeding two shillings and sixpence may be charged to the person receiving such permission and the said Register may be perused by any person at all reasonable times upon payment to the Managers of a fee of one shilling.

Managers may permit graves or vaults to be dug or made and monuments and tombstones to be erected or placed in Cemetery upon payment to them of such fees as they may establish: Register to be kept of graves vaults monuments or tombstones.

Fees to be according to a scale made by Managers with the consent of the Superintendent and Executive Council and published in *Gazette*.

6. The fees to be established by the Managers of any such Cemetery and paid by the person desiring to dig and make any grave or vault or to erect or place any tombstone or monument in the said Cemetery as aforesaid shall be according to a scale of all such fees to be made by the said Managers with the consent of the Superintendent and Executive Council and published in the *Provincial Government Gazette* Provided that nothing herein contained shall be deemed to prevent the said Managers from allowing the burial of any poor person in such Cemetery free from any charge whatsoever.

Before any corpse shall be permitted to be interred in any vault or grave evidence may be required that the person, if any, in whom for the time being the exclusive right of burial or interment therein is vested has consented thereto.

7. Before any corpse shall be permitted to be interred in any vault brick grave or in any place of burial the exclusive right of burial or interment wherein shall have been sold or granted by the said Managers as a family or private burial place it shall be lawful for the said Managers or any officer employed by them to require and they or he shall be entitled to have produced to them or him satisfactory evidence that the person for the time entitled as owner to the exclusive right of burial or interment in such vault brick grave or other burial place has consented or would not object to such interment taking place therein.

Managers may take down and remove any tombstones monuments or other erections placed or built contrary to terms and conditions.

8. It shall be lawful for the said Managers to take down and remove any tombstones monuments or other erections which shall have been placed erected or built contrary to the terms and conditions upon which permission to place erect or construct the same was granted or in case such terms and conditions as well as the regulations of the said Cemetery shall not have been complied with.

Managers may set apart portions of Cemetery for religious denominations such portions may be consecrated and Mortuary Chapel may be built.

9. It shall be lawful for the Managers of any such Reserve on the application of members of any religious denomination whose principles demand that land used for the burial of their dead should be consecrated to set apart a portion of the said Reserve for the burial of the dead according to the rites of such denomination And the Managers shall permit such portion so set aside to be consecrated according to the rites of the particular denomination and the part which is so consecrated shall be used only for burials according to the rites of the particular denomination And the Managers shall define by suitable marks not being a dividing fence the portions so set aside or consecrated Provided that if the Managers shall be of opinion that the members of the religious denomination residing in the Town or District for the use of which Town or District the Cemetery is set apart are inconsiderable in number it shall be lawful for the Managers to refuse the application and the members so applying as aforesaid may thereupon appeal to the Superintendent against the decision of the Managers and the Superintendent with the advice of his Executive Council shall consider the appeal and make such order thereupon as shall seem to meet the justice of the case And the Managers of any such



Cemetery may out of any funds at their disposal which may accrue erect a Mortuary Chapel for general use and may allow the members of any religious denomination at their own expense to erect and build within such part of the said Cemetery as shall be specially set apart to be consecrated for that denomination a suitable Mortuary Chapel for the performance of the rites and ceremonies in the burial of the dead according to the usage of such denomination. Provided that the plans specifications elevations and models thereof with lodges and other buildings and conveniences thereto shall be first submitted for the approval of the said Managers and shall be approved by them.

10. All meetings of the Managers of any such Cemetery shall be convened according to the rules to be adopted by them for such purpose and all questions matters and things which shall be discussed or considered at any such meeting shall be decided and determined by the majority in number of the Managers then present; provided that the said Managers being three or more in number shall not be competent to proceed to business unless there be at least three of them present and all such Managers shall have power to make such rules and regulations as may be necessary for their own guidance and management.

Meetings of Managers.

11. The Managers may appoint grave diggers and other servants necessary for the care and use of the Cemetery and may pay them such wages and allowance as they think fit out of the fees and other moneys received by the Managers under this Ordinance and may remove them or any of them at their pleasure.

Managers may appoint grave-diggers and other servants and pay same.

12. A full and particular account shall be kept by the Managers of every such Cemetery of all sums of money received and expended by them and an abstract of such account shall be made up from the day of their first appointment to the Thirty-first day of December in the first year of their appointment and from the First day of January to the Thirty-first day of December both inclusive in each subsequent year and such account and abstract shall be transmitted to the Superintendent as early as practicable and not later than the Twentieth day of January in every year and shall be verified respectively by a declaration by three at least of such Managers to be made before a Justice of the Peace of the Colony of New Zealand and every such abstract shall be published in some newspaper circulating in the district and if such Managers shall omit to make and transmit such accounts and abstracts they shall forfeit and pay for every such offence a sum not exceeding five pounds.

Managers to keep full and particular accounts of all sums of money received and expended by them.

13. The said Managers shall send to the Superintendent along with such accounts a statement of the condition of such Cemetery as to repairs order and ornament and suggestions as to the work or alterations necessary or expedient in the ensuing year for such repairs order and

Managers to send to Superintendent along with accounts a statement of the condition of Cemetery.

ornament and an estimate of the expense which may probably be incurred in effecting the same.

Proceedings to be taken and fines and penalties recovered in a summary way.

Title.

14. All proceedings under this Ordinance shall be had and taken and all fines and penalties shall be recovered in a summary way.

15. This Ordinance shall be termed and may be cited and referred to as the "Cemetery Reserves Management Ordinance 1870."

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CHRISTCHURCH :

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PROVINCE OF CANTERBURY,

NEW ZEALAND.

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JOURNAL OF PROCEEDINGS

OF THE

PROVINCIAL COUNCIL.

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SESSION XXXIII.—1870.

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CHRISTCHURCH:

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TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM REEVES, OFFICIAL PRINTER FOR THE TIME BEING  
TO THE SAID GOVERNMENT.

MDCCCLXX.



# CANTERBURY PROVINCIAL COUNCIL.

SESSION XXXIII.

## LIST OF MEMBERS.

Hawkes, J. G.	-	-	-	-	-	} City of Christchurch.
Inglis, J.	-	-	-	-	-	
Williams, W. H. Wynn <i>a</i>	-	-	-	-	-	
Wilson, W.	-	-	-	-	-	
Fyfe, J. G.	-	-	-	-	-	} Town of Lyttelton.
Willcox, J. C.	-	-	-	-	-	
Macpherson, J. D.	-	-	-	-	-	
Birch, J.	-	-	-	-	-	Town of Kaiapoi.
Dixon, M.	-	-	-	-	-	} Mandeville District.
Hillyard, C.	-	-	-	-	-	
Brown, J. E.	-	-	-	-	-	Rangiora District.
Duncan, T. S.	-	-	-	-	-	} Papanui District.
Peacock, J. T.	-	-	-	-	-	
Duncan, A.	-	-	-	-	-	} Heathcote District.
Montgomery, W.	-	-	-	-	-	
Williams, J. S.	-	-	-	-	-	
Knight, A. G.	-	-	-	-	-	} Lincoln District.
Tancred, H. J.	-	-	-	-	-	
Hornbrook, A. <i>b</i>	-	-	-	-	-	} Port Victoria District.
Potts, T. H.	-	-	-	-	-	
Westenra, R.	-	-	-	-	-	Town of Akaroa.
Buchanan, H.	-	-	-	-	-	Wainui District.
Rhodes, R. H. <i>c</i>	-	-	-	-	-	Bays District.
Lee, G. L.	-	-	-	-	-	Oxford District.
Mallock, J. W.	-	-	-	-	-	Waipara District.
Maskell, W. M.	-	-	-	-	-	} Sefton District.
Moore, J. H.	-	-	-	-	-	
Jollie, E. <i>d</i>	-	-	-	-	-	Selwyn District.
Hall, J.	-	-	-	-	-	Rakaia District.
Ormsby, A.	-	-	-	-	-	Geraldine District.
Matson, A. K.	-	-	-	-	-	Seadown District.
Gray, E.	-	-	-	-	-	Waitangi District.
Buckley, G.	-	-	-	-	-	Waimate District.
Kennaway, W.	-	-	-	-	-	Mount Cook District.
Sheath, J. B.	-	-	-	-	-	Town of Timaru.

*a* Provincial Solicitor.

*b* Member of the Executive.

*c* Member of the Executive.

*d* Provincial Secretary and Secretary of Public Works.



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6. Correspondence on the subject of Victorian Railways.
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## PAPER ORDERED TO BE PRINTED.

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Agricultural Statistics for the Province of Canterbury, 1870.



JOURNAL OF PROCEEDINGS  
OF THE  
PROVINCIAL COUNCIL.

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PROVINCE OF CANTERBURY, NEW ZEALAND.

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SESSION XXXIII.

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FRIDAY, 11TH MARCH, 1870.

The Council met pursuant to Proclamation of his Honor the Superintendent, bearing date the 26th February, 1870.

Members present—Messrs. Buchanan, T. S. Duncan, Fyfe, Gray, Hall, Willcox, Hawkes, Sheath, Inglis, Johnstone, Jollie, Kennaway, Knight, Montgomery, Rhodes, Tancred, Westenra, Webb, J. S. Williams, and Wynn Williams.

*Election of Members.*—The Speaker notified to the Council the election of the following gentlemen to serve as Members of the Provincial Council for the several districts :—

John Smith Willcox, for the Town of Lyttelton.

Richard Westenra, for the Town of Akaroa.

Isaac Brentnall Sheath, for the Town of Timaru.

*Opening Address of his Honor the Superintendent.*—His Honor the Superintendent entered the Council Chamber, and delivered the following Address :—

“ MR. SPEAKER AND GENTLEMEN—

“ I have called you together for a special session, previous to the meeting of the General Assembly, to ask you to determine upon the line which you consider the best for the Northern Railway, in order that an Act may be obtained from the Colonial Legislature authorising the taking of the necessary land and the construction of the work.

“ Resolutions will be submitted to you embodying the views entertained by the Government of the course which should be adopted.

“ Bearing in mind the economy and advantage of keeping the Railways under one management, and the improbability that any company or contracting firm

would be likely to enter upon the undertaking, and to provide a large proportion of the necessary funds on terms which would be advantageous to the Province. I am of opinion that you will do wisely to determine upon proceeding with the Railway with the funds which the Province has already at its disposal, and that you may do this with a reasonable prospect of being able to carry on the line to such a point as will largely promote the interests of the Northern districts. I am further of opinion that if a system is adopted by which the work will be divided by the Government into separate contracts, the country will obtain the advantage of greater competition in the distribution of the work, which will thus be brought within the reach of a large number of contractors, and the Government will have it within its power to arrange for the performance of the work, so as not to interfere with the ordinary industries of the country.

“ In connection with this subject, I cannot let this our last meeting pass without drawing your attention to two matters which may be regarded as corollaries upon the extension of our Railway system. The first is Immigration, and the second the Enlargement of our Wharfage Accommodation.

“ In regard to the first, the experience of the late harvest renders unnecessary any argument to show that, unless more labour is introduced into the Province, the area of cultivated ground will be contracted instead of enlarged, and our trade and commerce be brought to a stand-still. I have it, upon reliable information, that the breadth of cultivated ground, including English grasses, this year will be 218,680 acres, against 145,000 acres of last year; and the estimated amount of grain this year is 3,276,458 bushels, as against 1,490,682 bushels of last year, being more than double last year's produce.

“ To enable the producer of this article of export to compete with other grain-growing countries, it will be necessary that he should have a reasonable certainty that he will be able to obtain labour to gather in the results of his year's toil, and that he will have facilities of transport and shipment at a cost which will leave him a margin of profit.

“ I must therefore again press upon your consideration the necessity of making a provision which shall extend over a period of years, for the introduction of population into the Province; nothing but stagnation can be the result of neglecting our duty in this respect.

“ I believe that there is a very common feeling in favour of the General Government undertaking this work. I will not here speculate as to the probability of the Councils of the Colony issuing in any immediately satisfactory results in the promotion of Immigration—I trust they may. Under any circumstances I believe that the Colony will not refuse to help those who have the means of selecting a good class of Immigrants to carry on the colonisation which alone can enable it to struggle with the terrible incubus of debt resulting from Native disturbances in the North Island.

“ I accordingly propose, with your consent, to ask the Colonial Government to borrow for the Province a sum of £30,000, to be expended solely in Immigration, over a period of three years, the interest and sinking fund of the loan to be paid by the Province. Should the Colonial Legislature assent to this proposal, and the moneys be judiciously spent, I feel confident that the expenditure would react upon the Land Sales, and enable us to proceed with the extension both of Wharfage and of internal communication.

“ Since the last Session I have heard from Mr. Selve of his willingness to hand over £3000 of the sinking fund of the Immigration Loan, and I have given direc-

tions for the expenditure of the sum of £10,000 voted by you for the purposes of Immigration.

“ I trust that you will affirm the desirableness of maintaining a general immigration of labour adapted to the wants of the Province, leaving it to the Executive to modify from time to time the classes of Immigrants to suit the requirements of the Province.

“ The manner in which Mr. Ottywell has despatched the ships which have arrived during the past year, and the care he has taken in the selection of immigrants, is deserving of great praise, and convinces me that he will be able, with some assistance, to carry on a larger immigration should you determine upon it. Since the beginning of January in last year, six ships have arrived, with a total of some 700 adults, and in every instance I have had reason to be thoroughly satisfied with the arrangements made.

“ A Draft Bill will be transmitted to you, providing for the Management of Cemeteries. The law, as I am advised, does not allow the Superintendent to convey Public Cemeteries vested in him under the ‘Public Reserves Act, 1854,’ to the different religious denominations; and the Bill which will be laid before you is intended to carry out the purpose of the resolution passed by you on this subject in the month of April, 1868.

“ It is not my intention to propose any other measures of general importance during the present Session, as a future Superintendent and Council will no doubt have to meet before the termination of the financial year on the close of the next Session of the General Assembly. As it will be necessary that the elections should be over before that time, and as it is inexpedient that they should be proceeding while the Assembly is sitting, I have, in accordance with what I understood to be your wishes, requested His Excellency to direct a dissolution to take place at an earlier date than that at which the present Council would be dissolved in the ordinary course.

“ I now declare this Council open for the despatch of business.

“ WM. ROLLESTON,

“ Superintendent of Canterbury.”

His Honor the Superintendent left the Council Chamber.

*Papers.*—The following Papers were laid upon the table:—

1. Report on the Progress of the Breakwater at Officer’s Point, by G. Thornton, C.E., Provincial Engineer.

2. Reports on the Northern Railway Line, and the Bridging of the Rivers along the Line of Route, by G. Thornton, C.E., and Railway Engineer, and Messrs. W. B. Bray and T. S. Tancred, Civil Engineers, accompanied by a Plan shewing the alternative Lines.

3. Letters from his Honor the Superintendent to H. Selfe Selfe, from 30th October, 1869, to 9th February, 1870.

4. Letters from the Provincial Government to A. O. Ottywell, Acting Immigration Agent, from 27th November, 1869, to 18th February, 1870.

5. Bank Tenders for Government Account and Correspondence relating thereto.

6. Correspondence on the subject of Victorian Railways.

7. Correspondence relative to Claim by Government for Refund of Interest Charged by the Bank of New Zealand.

The Council adjourned at 3.15 p.m. until Tuesday.

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TUESDAY, 15TH MARCH, 1870.

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NOTICES OF MOTION.

1. THE PROVINCIAL SECRETARY—to move—

1. That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway; and after passing along the inside of the western boundary of Hagley Park that it should cross the Avon near the Fendalltown Bridge, and from thence join the line determined by the 'Great Northern Railway Act, 1864,' at a point about one mile and a quarter from the Fendalltown Bridge, or to such other point on that line as may on further examination be found advisable; from thence continuing along that line as far as the northern branch of the Waimakariri River, with the exception of such deviations as are recommended by Messrs Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' direct Rangiora Road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi Road.
2. "That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching session."
3. "That His Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.

4. "That wherever the owners of land required consent to take compensation in waste lands under the 42nd clause of Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation should be taken to the south of the Waimakariri River.
5. "That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the Bridge."
6. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for."

2. THE PROVINCIAL SECRETARY—To move—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st of September next.

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| <p>4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England or Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."</p> <p>3. MR. WESTENRA—To move reply to His Honor's address.</p> <p>4. MR. FYFE—To move for leave of absence for a fortnight for Mr. J. D. Macpherson.</p> <p>5. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Christchurch Municipal Corporation Reserves Bill, 1870."</p> | <p>6. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Educational Reserves Leasing Bill, 1870."</p> <p>7. THE PROVINCIAL SOLICITOR—To move for leave to introduce "A Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."</p> <p>8. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Diversion of Roads Special Bill, 1870."</p> <p>9. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Thistle Ordinance, 1866, Repeal Bill, 1870."</p> |
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The Council met pursuant to adjournment.

Members present—All, except Messrs. Buckley, Delamain, Hillyard, Macpherson, Ormsby, Potts, and Webb.

The Speaker in the chair.

*Papers.*—The following Papers were laid upon the table:—

8. Letters from A. Ottywell, from 13th August to 31st December, 1869, to his Honor the Superintendent.

9. Letters from H. Selfe Selfe to the Superintendent, from 12th August to 30th December, 1869.

10. Railway Traffic Returns, from October 1869, to January, 1870.

11. Returns of Agricultural Statistics for the Province of Canterbury, 1870.

Leave was given to postpone the first and second Motions upon the Notice Paper until the consideration of Motion No. 3.

*Reply to the Opening Address of his Honor the Superintendent.*—The following Reply to the Opening Address of his Honor the Superintendent was proposed and adopted:—

"The Provincial Council thanks your Honor for the Address with which you have opened this the Thirty-third Session of the Council.

"The Council will give its best attention to the Resolutions embodying the views of your Government in reference to determining the best line for the Northern Railway, and the course which should be adopted in the construction of the work.

"The Council fully appreciates the importance of making provision for future Immigration, and will give its careful consideration to any proposals which may be submitted to it by your Government.

“The Council recognises the importance of providing increased facilities for the export of the fast increasing productions of the Province.”

*Northern Railway.*—The Council in Committee for the consideration of the following Resolutions.

Mr. Kennaway in the chair.

1. “That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway; and after passing along the inside of the western boundary of Hagley Park, that it should cross the Avon near the Fendalltown bridge, and from thence join the line determined by the Great Northern Railway Act, 1864, at a point about one mile-and-a-quarter from the Fendalltown bridge, or to such other point on that line as may on further examination be found advisable; from thence continuing along that line as far as the Northern branch of the Waimakariri river, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys’ Direct Rangiora road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi road.
2. “That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching Session.
3. “That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.
4. “That wherever the owners of lands required consent to take compensation in waste lands under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation should be taken to the south of the Waimakariri river.
5. “That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the bridge.
6. “That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for.”

The first Resolution was proposed.

Amendment was granted—“That the words ‘and after passing along the inside of the western boundary of Hagley Park, that it should cross the Avon near the Fendalltown bridge;’ and the words ‘at a point about one mile-and-a-quarter from the Fendalltown bridge, or to such other point on that line as may on further examination be found advisable; from thence,’ be struck out.”

The word “along” was substituted for the word “join” in the fifth line.

The Chairman reported progress, with leave to sit to-morrow.



The Speaker in the chair.

Motion was granted—"That Messrs. Bray, Tancred, and Thornton be requested to attend the Committee for the purpose of affording information upon the subject of the Northern Railway."

The committal of the Resolutions was made an Order of the Day for Wednesday.

The second Notice of Motion was made an Order of the Day for Wednesday.

*Leave of Absence.*—Leave of absence for a fortnight was granted to Mr. J. D. Macpherson.

*Christchurch Municipal Corporation Reserves Bill, 1870.*—Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The second reading was made an Order of the Day for Wednesday.

*Educational Reserves Leasing Bill, 1870.*—Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The second reading was made an Order of the Day for Wednesday.

*Cemeteries Reserves Management Bill.*—Leave was given to bring in a Bill for the Establishment and Management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead.

The Bill was read a first time, and ordered to be printed.

*Thistle Ordinance, 1866, Repeal Bill, 1870.*—Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The second reading was made an Order of the Day for Thursday.

The Council adjourned at 9 p.m. until Wednesday.

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WEDNESDAY, 16TH MARCH, 1870.

NOTICES OF MOTION.

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| 1. MR. KNIGHT—To ask the Provincial Secretary what has been done towards inviting the public to undertake the Southbridge and Rolleston Railway or Tramway. | 2. MR. KNIGHT—To ask the Provincial Secretary what steps have been taken towards opening up a Road in the Tia Tapu, towards which £50 was voted by the Council last session. |
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3. **MR. KNIGHT**—To move that this Council is of opinion that Immigration should be conducted by the Colonial Government.
4. **MR. J. S. WILLIAMS**—To move that a Select Committee be appointed to consider how far the principle of construction adopted by Mr. William White in his temporary bridge over the Rakaia is likely to be of general utility in bridging the rivers of the Province; the Committee to consist of Messrs. Jollie, Montgomery, Studholme, Kennaway, Lee, A. Duncan, and the mover.

The Committal of the Resolutions:—

1. 1. "That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway; and from thence along the line determined by the Great Northern Railway Act, 1864, continuing along that line as far as the northern branch of the Waimakariri River, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' direct Rangiora Road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi Road.
2. "That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching session.
3. "That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.
4. "That wherever the owners of lands required consent to take compensation in waste lands under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation should be taken to the south of the Waimakariri river.

5. "That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the bridge.
6. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous, on tenders being called for.

The committal of the Resolutions:—

2. 1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000, for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st September next.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England or Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable immigrants."
3. The second reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The second reading of "The Educational Reserves Leasing Bill, 1870."
5. The second reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Buckley, Delamain, Macpherson, and Ormsby.

The Speaker in the chair.

*Northern Railway.*—The Council in Committee for the consideration of the following Resolutions.

Mr. Lee in the chair.

1. " That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway ; and from thence along the line determined by the Great Northern Railway Act, 1864, continuing along that line as far as the Northern Branch of the Waimakariri river, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government ; and after crossing the Northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' Direct Rangiora road to a point at or near the westernmost corner of section No. 930 ; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi road.
2. " That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching Session.
3. " That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.
4. " That wherever the owners of lands required, consent to take compensation in wastelands, under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation, should be taken to the south of the Waimakariri river.
5. " That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the bridge.
6. " That the work should be proceeded with in such contract or contracts as may be found the most advantageous, on tenders being called for."

Mr. Gray was admitted to the Council Chamber to report evidence.

Resolution No. 1 was proposed.

Mr. Thornton attended and gave evidence.

Mr. Bray attended and gave evidence.

The evidence of Mr. Tancred was not requested.

Resolution No. 1 was proposed.

Amendment was negatived upon division—" That all the words from '1864,' fourth line, to word 'Act,' second line, be struck out, for the purpose of inserting the words 'in as direct a line as possible to Rangiora.'"

Ayes, 4: Messrs. Brown, Dixon, Peacock, and Webb.

Noes, 24: Messrs. Birch, Buchanan, T. S. Duncan, Fyfe, Gray, Hall, Hawkes, Hillyard, Hornbrook, Inglis, Jollie, Knight, Maskell, Montgomery, Moore, Potts, Rhodes, Westenra, Tancred, J. S. Williams, Wilson, Wynn Williams, and Willcox.

The Resolution passed as proposed.

Resolutions Nos. 2 and 3 passed as proposed.

Resolution No. 4 was proposed.

Amendment was granted—"That the word 'Rangitata' be read for the word 'Waimakariri.'"

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 10 : Messrs. Brown, Dixon, Gray, Hillyard, Inglis, Knight, Maskell, Montgomery, Peacock, and Webb.

Noes, 16 : Messrs. Birch, Buchanan, A. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Moore, Rhodes, Tancred, Westenra, J. S. Williams, Wynn Williams, and Wilson.

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 10 : Messrs. Brown, Dixon, Gray, Hillyard, Inglis, Knight, Maskell, Montgomery, Peacock, and Webb.

Noes, 16 : Messrs. Birch, Buchanan, A. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Moore, Rhodes, Tancred, Westenra, J. S. Williams, Wynn Williams, and Wilson.

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 11 : Messrs. Birch, Dixon, Gray, Hillyard, Inglis, Knight, Maskell, Montgomery, Moore, Peacock, and Webb.

Noes, 15 : Messrs. Birch, Buchanan, A. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Rhodes, Tancred, Westenra, J. S. Williams, W. Williams, and Wilson.

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 10 : Messrs. Brown, Dixon, Gray, Inglis, Knight, Maskell, Montgomery, Peacock, and Webb.

Noes, 15 : Messrs. Birch, Buchanan, T. S. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Moore, Rhodes, Tancred, Westenra, J. S. Williams, and Wynn Williams.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again.

The consideration of the Resolutions was made an Order of the Day for Thursday, at 5 p.m.

The Council adjourned at 1.40 a.m. until Thursday.

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## THURSDAY, 17TH MARCH, 1870.

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### NOTICES OF MOTION.

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| <p>1. MR. KNIGHT—To ask the Provincial Secretary what has been done towards inviting the public to undertake the Southbridge and Rolleston Railway or Tramway.</p> <p>2. MR. KNIGHT—To ask the Provincial Secretary what steps have been taken towards opening up a road in the Tai Tapu, towards which £50 was voted by the Council last session.</p> <p>3. MR. FYFE—To ask the Provincial Secretary whether any applications have been made to the Government to lease any portions of the Reclaimed Land between the Railway and Norwich Quay.</p> | <p>4. MR. KNIGHT—To move that this Council is of opinion that immigration should be conducted by the Colonial Government.</p> <p>5. MR. J. S. WILLIAMS—To move that a Select Committee be appointed to consider how far the principle of construction adopted by Mr. William White in his temporary bridge over the Rakaia is likely to be of general utility in bridging the rivers of the Province; the Committee to consist of Messrs Jollie, Montgomery, Studholme, Kennaway, Lee, A. Duncan, and the mover.</p> |
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### ORDERS OF THE DAY.

AT 5 P.M.

The Committal of the Resolutions :—

1. "That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the Bridges."

2. The Committal of the Resolutions :—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purpose of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of

three years from the 1st of September next.

4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the country districts in England and Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."
3. The second reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The second reading of "The Educational Reserves Leasing Bill, 1870."
5. The second reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."
6. The second reading of "The Thistle Ordinance, 1866, Repeal Bill, 1870."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Buckley, Delamain, T. S. Duncan, and Macpherson.

The Speaker in the chair.

*Paper.*—The following Paper was laid upon the table :—

12. Correspondence and Reports relative to the proposed Rolleston and Southbridge Railway.

*Northern Railway.*—The Council in Committee for the consideration of the following Resolutions :—

1. "That immediate steps should be taken to procure from England the necessary rails, and the iron work for the construction of the Bridges.
2. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for."

Resolution No. 1 was proposed.

The words "from England" were struck out. All the words after "rails" were struck out. The words "for the construction of the line" were added.

The Resolution passed as amended.

Resolution No. 2 passed as proposed.

The Speaker in the chair.

The Resolutions were reported and adopted with amendments.

1. "That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway, and proceed from thence along the line determined by the Great Northern Railway Act, 1864, continuing along that line as far as the Northern branch of the Waimakariri river, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' Direct Rangiora road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi road.
2. "That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching Session.
3. "That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.

4. "That wherever the owners of lands required, consent to take compensation in waste lands under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation, should be taken to the south of the Rangitata river.
5. "That immediate steps should be taken to procure the necessary rails for the construction of the Line.
6. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for."

Notices of Motion Nos. 4 and 5 were withdrawn.

The second Order of the Day was proposed.

After discussion, Motion was granted—"That the number of Members present be counted."

The number of Members present was 12 :—Messrs. Westenra, Webb, Kennaway, Willcox, Moore, Hawkes, Potts, Knight, Hillyard, Jollie, Fyfe, and Mr. Speaker.

The Council adjourned at 11.25 until Friday.

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FRIDAY, 18<sup>TH</sup> MARCH, 1870.

NOTICES OF MOTION.

1. **THE PROVINCIAL SECRETARY**—To move that this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :—

Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309 (in red), passing through the said Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903; following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990,

3953, 4977, and 5885, to Hanmer's road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771 and Reserves No. 304 and 314, in red, to the Leeston road, crossing that road and passing through section 7184 and the corner of the Police Station yard at Leeston, to the eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3339, crossing that section and sections 5106 and 5861 to Jollie's road, at a point near the Church at Southbridge. That in the event of satisfactory proposals being received for the construction of the work, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line.

## ORDERS OF THE DAY.

## 2. The Committal of the Resolutions:—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion, that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st of September next.

4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England and Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."

3. The second reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The second reading of "The Educational Reserves Leasing Bill, 1870."
5. The second reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."
6. The second reading of "The Thistle Ordinance, 1866, Repeal Bill, 1870."

The Council met pursuant to adjournment.

Members present—Messrs. Brown, Buchanan, Dixon, Fyfe, Willcox, Hillyard, Hornbrook, Sheath, Inglis, Jollie, Kennaway, Knight, Lee, Matson, Maskell, Montgomery, Moore, Rhodes, Studholme, Tancred, Westenra, Webb, and Wynn Williams.

The Speaker in the chair.

The first Notice of Motion was made an Order of the Day for Tuesday.

The first Order of the Day was made an Order of the Day for Tuesday.

*Christchurch Municipal Corporation Reserves Bill, 1870.*—This Bill was read a second time, and ordered to be committed presently.

*Educational Reserves Leasing Bill, 1870.*—This Bill was read a second time, and ordered to be committed presently.

*Cemetery Reserves Management Bill, 1870.*—This Bill was read a second time, and ordered to be committed presently.

The sixth Order of the Day was made an Order of the Day for Tuesday.

*Christchurch Municipal Corporation Reserves Bill.*—The Council in Committee for the consideration of that Bill.

*Educational Reserves Leasing Bill.*—The Council in Committee for the consideration of that Bill.

*Cemetery Reserves Management Bill.*—The Council in Committee for the consideration of that Bill.



“The Christchurch Municipal Corporation Reserves Bill” was considered.

The Clauses, Schedule, Preamble, and Title passed as printed.

“The Educational Reserves Leasing Bill” was considered.

Clause 1 passed as amended. The words “after public tender” having been inserted.

The Schedule, Preamble, and Title passed as printed.

“The Cemetery Reserves Management Bill” was considered.

Clauses 1, 2, and 3 passed as printed.

Clause 4 as amended. The words being struck out “or with the distribution of the said reserved lands made or intended to be made to or amongst separate and distinct religious denominations and communions.”

Clauses 5, 6, 7, and 8 passed as printed.

Clause 9 passed as amended. After the word “denomination” the words being inserted, “whose principles demand that land for the burial of their dead should be consecrated.” After the word “cemetery,” the words being inserted, “may out of any funds at their disposal which may accrue, erect a mortuary chapel for general use, and.” After the word “apart,” the words “to be consecrated” being inserted.

Clauses 10, 11, and 12 passed as printed.

Clause 13 as amended. All the words after the word “same” being struck out.

Clause 14 passed as printed.

The Preamble and Title passed as printed.

The Speaker in the chair.

The Bills were reported as amended.

The third reading was made an Order of the Day for Tuesday.

The Council adjourned at 2 p.m. until Tuesday.

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TUESDAY, 22ND MARCH, 1870.

NOTICES OF MOTION.

- |   |   |
|---|---|
| <p>1. MR. H. R. WEBB—To ask the Provincial Secretary what steps have been taken towards the erection of the Resident Magistrate’s Court and Police Barracks at Lyttelton.</p> | <p>2. MR. GEO. LESLIE LEE—To ask the Provincial Secretary if any, and what steps have been taken towards the establishment of a Ferry at Gorge Hill on the Waimakariri, for which the sum of £250 was voted last session.</p> |
|---|---|

3. **THE PROVINCIAL SOLICITOR**—To move the suspension of Standing Orders 133 to 159, both inclusive, in order to pass "The Diversion of Roads Special Bill, 1870."
4. **MR. DUNCAN**—To move that, in consideration

of valuable services rendered to the Province by Mr. W. S. Moorhouse, his Honor the Superintendent be respectfully requested to place on the Estimates a sum of £2000, to be vested in trustees for the benefit of Mrs. Moorhouse and her children."

#### ORDERS OF THE DAY.

1. The consideration of the Resolutions:—That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :—

Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the same Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990, 3953, 4977, and 5885, to Hanmer's road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771, and Reserves No. 304 and 314, in red, to the Leeston road, crossing that road, and passing through section 7184 and the corner of the Police Station yard at Leeston, to the eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3360, crossing that section and sections 5106 and 5861 to Jollie's road, near the Church at Southbridge. That in the event of satisfactory proposals being received for the construction of the work, the Superintendent be empowered to conclude arrangements for the purchase of the required land, along the said line.

The committal of the Resolutions :—

2. 1. "That having regard to the future requirements of the Province, in consequence of

the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.

2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000, for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st September next.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England and Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable immigrants."
3. The third reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The third reading of "The Educational Reserves Leasing Bill, 1870."
5. The third reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."
6. The second reading of "The Thistle Ordinance, 1866, Repeal Bill, 1870."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, Brown, Buckley, Delamain, Dixon, Fyfe, Hillyard, Macpherson, Ormsby, Peacock, and Rhodes.

The Speaker in the chair.

*Petition.*—A petition from the inhabitants of the Akaroa and Bays Districts respecting Timber Cutting Licenses, was presented, read, and received.

*Diversion of Roads Special Bill, 1870.*—Standing Orders Nos. 103 to 159 inclusive, were suspended to pass that Bill.

Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The Bill was read a second time.

The Council in Committee for the consideration of the Bill.

Clauses 1, 2, and 3, the Schedules A. and B., Preamble, and Title passed as printed.

The Speaker in the chair.

The Bill was reported as printed.

The Bill was read a third time, and passed.

*Leeston Line.*—The Council in Committee for the consideration of the following Resolution :—

“That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :— Commencing at a point on the great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the said Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990, 3953, 4977, and 5885, to Hanmer’s road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771, and Reserves Nos. 304 and 314, in red, to the Leeston road, crossing that road and passing through section 7184 and the corner of the Police Station yard at Leeston, to the eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5978, 5677 to the road east of McClure’s section 5206, following that road to the northern boundary of section 3330, crossing that section and sections 5106 and 5861 to Jollie’s road, near the Church at Southbridge. That in the event of satisfactory proposals being received for the construction of the work, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line.”

The Resolution was divided to the word “ Southbridge.”

The first part was proposed.

An amendment was proposed—“ That the words ‘ or light railway ’ be struck out.”

The amendment was withdrawn.

The second Resolution passed as amended. After the word "work" the words being inserted "or such portion of it as the Government may consider advisable," and the words being added "or such portion of it as the Government may decide should be constructed."

The Speaker in the chair.

The Chairman reported the Resolutions as amended.

1. "That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :— Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the said Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3171, 4726, 4693, 4695, 4694, 3314, 3990,, 3953, 4977, and 5885, to Hanmer's road, crossing that road, and passing through sections 5142, 5851, 5950, 5984, 7771, and Reserves Nos. 304 and 314, in red, to the Leeston road, crossing that road, and passing through section 7184 and the corner of the Police Station yard at Leeston, to the Eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3330, crossing that section and sections 5106 and 5861 to Jollie's road, near the Church at Southbridge.
2. "That in the event of satisfactory proposals being received for the construction of the work, or such portion of it as the Government may consider advisable, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line, or such portion of it as the Government may decide should be constructed."

Amendment was granted—"That all the words after the word 'line' be struck out."

The following Resolutions were adopted as amended :—

1. "That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :— Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the said reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990, 3953, 4977, and 5835, to Hanmer's road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771, and Reserves Nos. 304 and 314, in red, to the Leeston road, crossing that road, and

passing through section 7184 and the corner of the Police Station yard at Leeston, to the Eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3330, crossing that section and sections 5106 and 5861 to Jollie's road, near the Church at Southbridge.

2. "That in the event of satisfactory proposals being received for the construction of the work, or such portion of it as the Government may consider advisable, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line."

*Immigration.*—The Council in Committee for the consideration of the Resolutions.

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of Population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st of September next.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England or Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."

Resolution No. 1 passed with verbal amendments.

Resolution No. 2 was proposed and negatived upon division—"That the words be inserted after the word 'that' 'Immigration should be conducted by the General Government out of a loan, but.'"

Amendment was proposed and negatived.

Ayes, 9: Messrs. A. Duncan, Hall, Inglis, Knight, Montgomery, Potts, Studholme, Westenra, and J. S. Williams.

Noes, 13: Messrs. Buchanan, Gray, Hawkes, Hornbrook, Sheath, Johnstone, Kennaway, Matson, Moore, Tancred, Wynn Williams, Wilson, and Jollie.

Amendment was carried—"That all the words from 'that' to 'colony' be struck out."

The Resolution was proposed as amended.

The Chairman a second time put the amendment—"That all the words from 'that' to 'colony' be struck out."

The amendment was withdrawn.

An amendment—"That the words '£30,000' be struck out, for the purpose of inserting the words '£50,000,' was ruled to be out of order."

Resolution No. 2 passed as printed.

Resolution No. 3 was proposed.

An amendment—"That all the words from 'sum' should be struck out, was granted."

An amendment was proposed and withdrawn—"That the word 'three,' be struck out."

The Resolution was struck out.

A fresh Resolution was inserted as No. 3—"That the Immigration Agent be instructed to make his arrangements so that the bulk of the Immigrants shall arrive as far as possible towards the latter end of each year."

Resolution No. 4 passed as amended. The words "the United Kingdom" being read for the words "England or Scotland."

Resolution No. 5 passed as inserted—"That the Immigration Agent should be empowered to defray the expenses of labour from the country districts to the port of embarkation."

The Speaker in the chair.

The Resolutions were reported as amended, and adopted as follows:—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of Population into this Province during a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That the Immigration Agent be instructed to make his arrangements so that the bulk of Immigrants shall arrive, as far as possible, towards the latter end of each year.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country District in the United Kingdom by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants.
5. "That the Immigration Agent should be empowered to defray the expenses of labourers from the country districts to the port of embarkation."

*The Christchurch Municipal Corporation Reserves Bill, 1870*, was read a third time and passed.

*The Educational Reserves Leasing Bill, 1870*, was read a third time and passed.

*The Cemetery Reserves Management Bill, 1870*, was read a third time and passed.

The last Order of the Day was discharged.

The Council adjourned at 11 p.m. until Wednesday.

### WEDNESDAY, 23RD MARCH, 1870.

#### NOTICES OF MOTION.

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|---|--|
| <p>1. MR. WILSON—To ask the Provincial Secretary if it is the intention of the Government to take steps at an early date to open up communication with the valuable Coalfield known to exist at the Malvern Hills, by means of a Tramway or Light Railway, to Rolleston Station, or some other desirable point on the Southern Line of Railway.</p> <p>2. MR. HALL—To move that this Council concurs in the recommendation addressed by His</p> | <p>Honor the Superintendent to the Colonial Government, that this Council should be dissolved immediately after the termination of the present session.</p> <p>3. MR. KENNAWAY—To move that in the opinion of this House the General Election of the Provincial Council should not extend over a longer period than three weeks, and the Executive are requested to convey this opinion to the proper quarter.</p> |
|---|--|

The Council met pursuant to adjournment.

Members present—Messrs. Jollie, Hornbrook, J. S. Williams, Lee, Inglis, Wynn Williams, Hawkes, Sheath, Birch, Studholme, Buchanan, Moore, A. Duncan, Willcox, Kennaway, Matson, Maskell, Webb, Westenra, Wilson, Tancred, Brown, and Peacock.

The Speaker in the chair.

*Dissolution of Council.*—Motion was granted—“That this Council concurs in the recommendation addressed by his Honor the Superintendent to the Colonial Government, that this Council should be dissolved immediately after the termination of the present Session.”

*General Election of Council.*—Motion was granted—“That in the opinion of this House, the General Election of the Provincial Council should not extend over a longer period than three weeks, and the Executive are requested to convey this opinion to the proper quarter.”

HENRY JOHN TANCRED,  
Speaker;

HENRY BACON QUINN,  
Clerk of Council.

His Honor the Superintendent entered the Council Chamber, and delivered the following Address :—

“MR. SPEAKER AND GENTLEMEN—

“On behalf of His Excellency the Governor, I have assented to the following Bills :—

“‘The Diversion of Roads Special Ordinance, 1870.’

“‘The Christchurch Municipal Corporation Reserves Ordinance, 1870.’

“‘The Educational Reserves Leasing Ordinance, 1870.’

“‘The Cemetery Reserves Management Ordinance, 1870.’

“It now only remains for me to express my thanks to you for the attention you have given to the business that has been brought before you in this as well as in previous sessions during the term of my office, and my hopes that the same cordial relations which have hitherto subsisted between the Executive Government and the Council of the Province may be maintained in the future. It is only thus that we shall continue to derive benefit from our existing institutions, and to sustain the high character we have hitherto had among the Provinces of New Zealand.

“I now declare this Council Prorogued.

“WM. ROLLESTON,  
“Superintendent of Canterbury.”







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CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Lyttelton Times* Office, Gloucester Street, by WILLIAM REEVES, Official Printer for the time being to the said Government.

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RETURNS

OF

AGRICULTURAL STATISTICS

OF

THE PROVINCE OF CANTERBURY,

IN FEBRUARY, 1870.



THE FOLLOWING RETURNS OF AGRICULTURAL STATISTICS OF THE PROVINCE OF CANTERBURY, IN FEBRUARY, 1870, ARE PUBLISHED  
FOR GENERAL INFORMATION.

Edwd. JOLLIE, Provincial Secretary.

ACCOUNT OF LAND IN CULTIVATION, AND OF THE AGRICULTURAL PRODUCE THEREOF, IN NEW ZEALAND, FEBRUARY, 1870.

(Taken under the authority of "The Census Acts Amendment Act, 1867.")

SUPERINTENDENT COLLECTORS RETURN.—PROVINCE OF CANTERBURY.

ELECTORAL DISTRICTS.	NUMBERS OF HOLDINGS.	EXTENT OF LAND BROKEN UP, BUT NOT UNDER CROP.	IN WHEAT.		IN OATS.		IN BARLEY.		IN SOWN GRASSES.		IN POTATOES.		IN OTHER CROPS.	TOTAL NUMBERS OF ACRES UNDER CROP.		
			Acres.	Estimated Gross Produce (in bushels).	Acres.		Estimated Gross Produce (in bushels).	Acres.	Estimated Gross Produce (in tons).	Acres.	Estimated Gross Produce (in tons).	Acres.				
					For Food or Hay.	For Green Grain.							For Food or Hay.	For Green Grain.		
CHEVIOT	15	399	66	2,120	—	386	1,1305	8	320	100	154	1,043	19	49	32	1,554
ASHLEY	444	5,710	8,167½	177,269	245	5,776½	170,946	1873	52,324	974	1,093	8,237	265½	861½	263½	24,828
KAIAPOI	480	1,517	4,667	140,186	50	4,216½	138,388	2489	68,907	1,298	2,037	12,596	278	1,589	556	24,852½
AVON	544	642	2,875½	87,336	119	5,340	158,720	1717½	59,110	1,320	1,751½	14,343½	403½	2,709	458½	25,257½
HEATHCOTE	529	1,398	5,785	195,301	238	5,177½	205,957	2813½	100,385	1,425½	2,290	17,976½	277½	1,730½	367½	32,635½
MOUNT HERBERT	57	668	1,100	1,100	8½	103	3,568	17	615	81½	112	3,300½	60	311½	22½	3,548½
AKAROA	168	28½	1,597	1,597	13	28	670	4½	134	174	287½	11,404½	29	190	12½	11,542½
SELWYN	461	9,424½	16,770	494,673½	111	9,824½	331,923	522½	165,963½	1,590½	1,787	16,711½	240½	1,178	729½	49,611½
CHELRIDGE	216	4,569½	5,448	157,536	523½	2,782½	94,828	1054	30,434	6,87½	775½	11,817½	111½	564½	194½	21,928½
TIMARU	275	5,038	7,268½	164,217	162½	5,199½	174,815½	774	24,002	426½	634	8,172½	174½	935½	146½	16,898
GLADSTONE	105	2,396	1,289½	40,618	238	1,117½	37,760	89½	2,281	197½	236½	1,764	88½	551½	284	4,871
CHRISTCHURCH	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
LYTELTON	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
GENERAL TOTALS FOR PROVINCE	3,244	31,790½	52,425½	1,461,953½	1,708½	39,931½	1,328,880½	16,063½	504,475½	8,275½	11,158½	102,366½	1,947½	10,670½	3064½	217,527½

I certify that the above is a correct compilation from the original Returns,

THOMAS W.M. MAUDE.

Superintendent Collector.

Note.—This Return shows the same results as the foregoing one, but the details exhibit the information for the Road Districts.

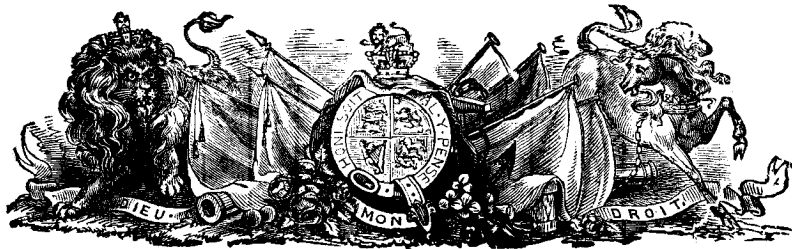
ROAD DISTRICTS.	NUMBER OF HOLDINGS.	EXTENT OF LAND BROKEN UP, BUT NOT UNDER CROP.	IN WHEAT.		IN OATS.		IN BARLEY.		IN SOWN GRASSES.		IN POTATOES.		IN OTHER CROPS.	TOTAL NUMBERS OF ACRES UNDER CROP.
			Acres.	Estimated Gross Produce (in bushels).	Acres.	Estimated Gross Produce of Grain (in bushels).	Acres.	Estimated Gross Produce (in bushels).	IN HAY.		Acres.	Estimated Gross Produce (in tons).		
									For Green Food or Hay.	For Grain.				
WAIPARA	15	399	66	2,120	386	11,305	8	320	100	154	1,043	19	49	1,554
AVON	221	—	445	16,135	752½	30,495	605½	22,150	431½	720	3,656	177	1,315	5,738
RICCARTON	192	67	772½	28,345	830	32,665	373	14,175	539½	716½	5,534½	126	931	7,903
TEMPLETON	109	473	1,076	29,385	2,796	60,000	593	18,325	289	245	4,000	63	274	8,688
HEATHCOTE	143	46	2,434	9,430	66	12,655	378	12,285	291½	428	2,635	82½	504½	8,785½
SPREYDON	132	13	869	36,190	108½	41,335	489	19,235	653½	1,078½	4,697½	80½	653	7,219
HALSWELL	26	67	116½	3,415	126½	5,827	51	1,870	67½	114½	868	14½	107	1,184½
LINCOLN	143	1,005	3,020	96,830	46	2,643	892½	30,250	291	485	5,791	94½	458	12,622½
SPRINGS	117	1,052	3,361	103,084	51	2,720	1,579	54,729	271	379	4,709	27½	93	12,523
PORT VICTORIA	30	8	31	920	28	1,078	14	465	56½	64	966½	25½	105	1,072½
PORT LEVY	8	640	—	—	8	80	—	—	19	39	1,415	22	146	1,450
PIGEON BAY	27	25	8	300	10	15	—	—	30	59	3,193	9½	47	3,245½
OKAINS BAY	30	—	7½	240	1	—	3½	95	16½	38½	1,719½	2½	17	1,733½
AKAROA & WAINUI	111	3½	85½	1,037	2	420	1	39	127½	190	6,491½	17½	126	6,563
LITTLE RIVER	38	40	219	6,340	16½	8,445	45	1,530	39½	66	2,527	15½	78½	3,064
COURTENAY	178	2,541	6,391	103,273	64	3,977	1,844	50,990	368	324	3,255	113	518	15,825
ELLESMERE	312	7,585½	11,989	364,398½	82	6,289½	3,622½	121,594½	1,275½	1,439	13,245½	156	821	35,957½
MALVERN	49	440	183	4,990	167½	568½	61	1,637	69	65½	456	25½	123½	1,496½
RAKAIA	72	1,882½	2,144½	50,635	94	830	278½	7,080	139½	153	988½	33½	161½	4,450½
ASHBURTON	45	842	76½	2,051	193½	11,450	59½	1,917	304	399	9,495	36½	205	10,242½
KOWAI	176	1,673	3,115	69,338	51	2,284½	601	15,879	419	486	3,594	115	359	9,841½
ASHLEY	75	645	1,222	16,096	2	1,309	273	6,005	192	169	1,272	46	134	4,176
CUST	117	2,407	2,922	70,140	71	1,746	805	24,155	103	150	1,530	77½	259½	7,237
OXFORD	64	365	192½	4,425	121	234	137	2,080	196	166	731	13	57	1,462½
MANDEVILLE AND RANGIORA	269	1,010	2,654	79,326	33	2,264	1,428	42,952	940	1,515	8,338	156	872	15,204
EXYRETON	165	1,127	2,707	77,560	17	2,087	1,059	28,485	422	644	5,278	136	769	11,520
GERALDINE	195	3,515	56,883	132,580	145	3,837	693½	21,608	366	535	2,595	117½	660½	13,188
LEVELS	114	1,624	1,947	43,072	70½	1,605	100½	2,910	126½	195½	785½	85	442½	4,637½
WAIMATE	62	2,225	922½	29,183	113	873	69	1,750	58½	66	1,450½	40½	284	3,744
MOUNT COOK	9	70	—	—	72	2	15	—	73	74	105½	19½	100	199½
GENERAL TOTALS FOR PROVINCE	3,244	31,790½	52,423½	1,461,953½	1,708½	89,931½	16,063½	504,475½	8,275½	11,158½	102,366½	1,947½	10,670½	217,527½

I certify that the above is a correct compilation from the original Returns.

THOMAS WM. MAUDE,  
Superintendent Collector.

2015

ORDINANCES  
OF THE  
PROVINCE OF CANTERBURY,  
NEW ZEALAND,  
PASSED IN THE THIRTY-SECOND YEAR OF THE REIGN  
OF  
HER MAJESTY QUEEN VICTORIA,  
AND THE  
THIRTY-FIRST SESSION  
OF THE  
PROVINCIAL COUNCIL,  
1869.

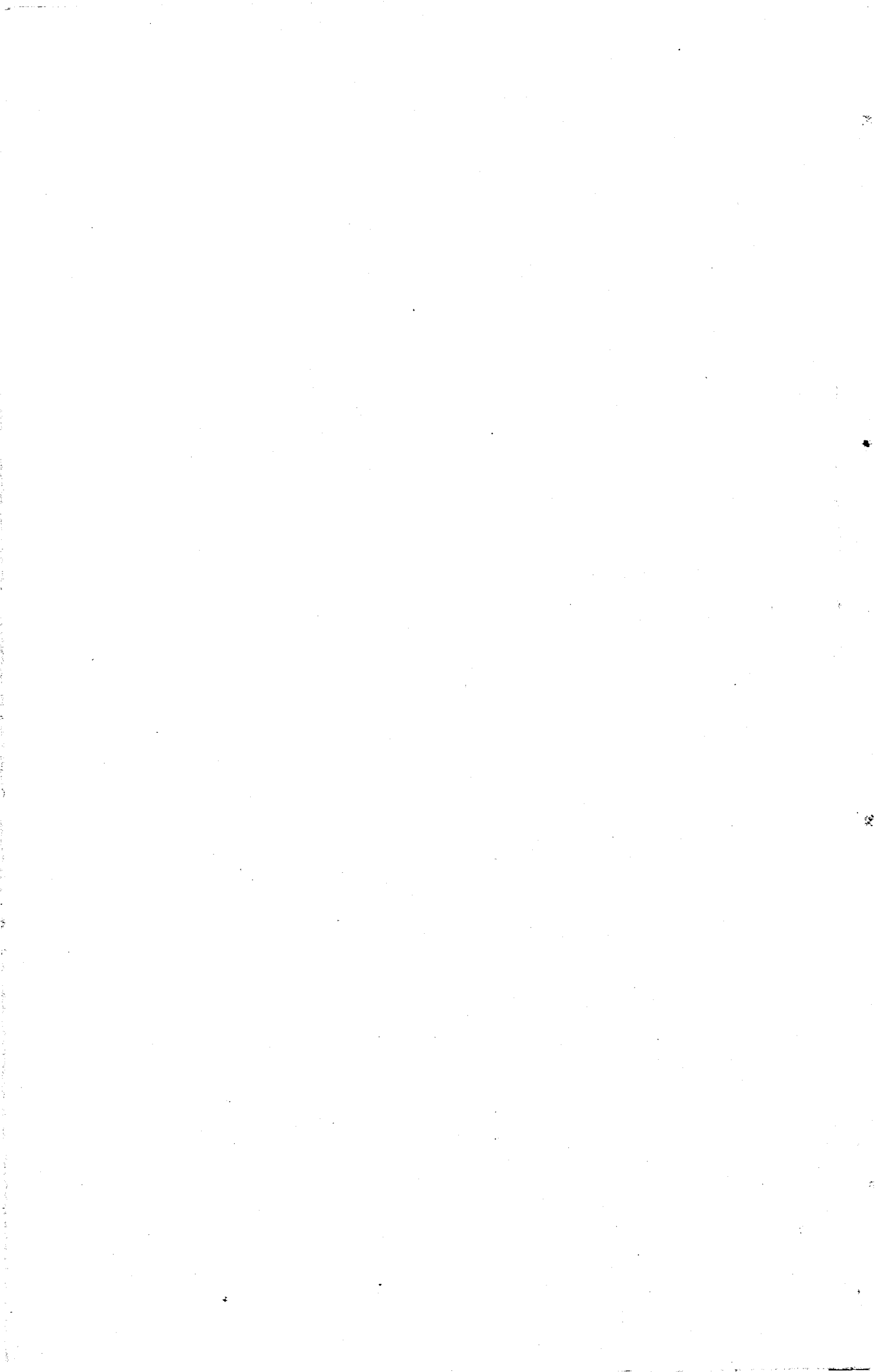


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CHRISTCHURCH:

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THE TIME BEING TO THE SAID GOVERNMENT.

MDCCLXIX.





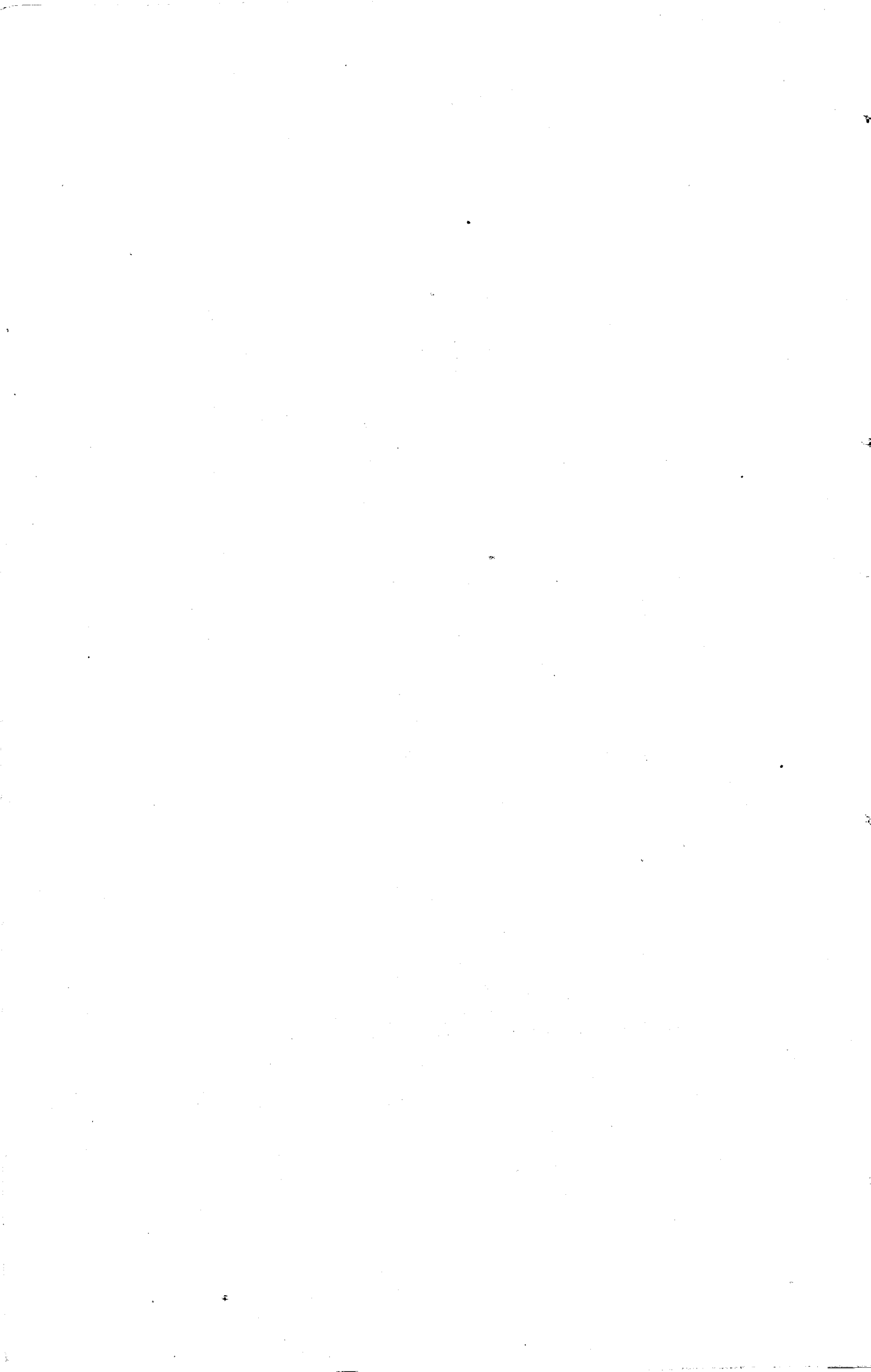
**INDEX**  
TO  
**THE ORDINANCES**  
OF THE  
**PROVINCE OF CANTERBURY, NEW ZEALAND.**

=====

**SESSION XXXI.—1869.**

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PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

---

SESSION XXXI.—No. 1.

---

“The Little River Reserves Sales Ordinance 1869.”  
[31st May, 1869.]

---

Published by Authority.

---

**W**HEREAS by grant from the Crown bearing date the third Preamble.  
day of May One thousand eight hundred and sixty-nine all that piece or parcel of land in the Province of Canterbury in the Colony of New Zealand containing by admeasurement five hundred acres more or less and being Reserves Nos. 220 and 221 (in red) on the map of the Chief Surveyor of the said Province and more particularly described in the plan on the said Crown Grant was granted unto the Superintendent of the Province of Canterbury and his successors in trust for a Reserve for Timber for Railway and other purposes of the Provincial Government :

And whereas by grant from the Crown bearing date the third day of May One thousand eight hundred and sixty-nine all that piece or parcel of land in the Province of Canterbury in the Colony of New Zealand containing by admeasurement two hundred and fifty acres more or less and being Reserve No. 222 (in red) on the map of the Chief Surveyor of the said Province and more particularly described in the plan on the said Crown Grant was granted unto the Superintendent and his successors in trust for a Reserve for Timber for Railway and other purposes of the Provincial Government :

And whereas it is expedient that the above-named Reserves should be sold and that the proceeds thereof should be devoted to the construction of a road known as the Little River Road passing through the said Reserves :

Be it therefore enacted by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows :—

Superintendent may sell land.

1. It shall be lawful for the Superintendent with the advice and consent of the Executive Council to alienate by way of sale by Public Auction the whole or any part of such land in one or more parcels Provided that no part of such land shall be sold for a less sum than at the rate of Two Pounds per acre.

Sales to be made on such terms and conditions as Superintendent may direct.

2. All sales hereby authorised to be made shall be made upon such terms and conditions as the Superintendent may with the advice and consent of the Executive Council direct.

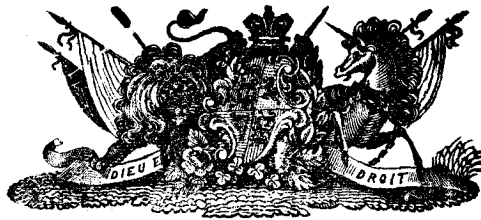
Proceeds, how to be appropriated.

3. The proceeds of all such sales as aforesaid shall be paid to the Provincial Treasurer and by him to the public account of the Province and shall be appropriated to the purpose of the construction of the road leading from Little River to the Head of the Bay Akaroa commencing at Section 4113 and ending at the south-western corner of Section 335 at Barry's Bay.

Title.

4. This Ordinance shall be intituled and may be cited as "The Little River Reserves Sales Ordinance 1869."

CHRISTCHURCH:



PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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SESSION XXXI.—No. 2.

---

“The Education Ordinance 1864 Amendment  
Ordinance 1869.”

[31st May, 1869.]

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Published by Authority.

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**W**HEREAS an Ordinance intituled “The Education Ordinance 1864” was passed in the twenty-second Session of the Provincial Council by the Superintendent and Provincial Council for the establishment and maintenance of Schools within the Province : Preamble.

And whereas it is expedient to amend the aforesaid Ordinance:

BE IT THEREFORE ENACTED by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows :—

1. Notwithstanding anything in the aforesaid Ordinance contained it shall be lawful for the Chairman of the Board of Education on a requisition from any considerable portion of the inhabitants of any Chairman of Board of Education may convene meeting of owners and occupiers of land and householders to determine whether Schools in

District shall be brought under control of local Committee.

Educational District to convene a meeting of the owners and occupiers of land and householders within such District for the purpose of determining whether they are willing that the School or Schools in the District shall be brought under the control and management of a Local Committee elected as provided in "The Education Ordinance 1864" and if the meeting shall determine in the affirmative such meeting may thereupon proceed to elect such Local Committee Provided always that nothing in this Ordinance shall be construed to apply to any School established in connection with any particular religious denomination.

Ordinance to be part of "Education Ordinance, 1864."

2. This Ordinance shall be interpreted as and be considered a part of "The Education Ordinance 1864."

Title.

3. This Ordinance shall be intituled and may be cited as "The Education Ordinance 1864 Amendment Ordinance 1869."

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PROVINCE OF CANTERBURY.

ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

SESSION XXXI.—No. 3.

“The Sheep Ordinance 1864 Amendment Ordinance 1869.”

[September 4, 1869.]

Published by Authority.

**W**HEREAS an Ordinance was passed by the Superintendent and Preamble. Provincial Council of the Province of Canterbury entitled “The Sheep Ordinance 1864” and whereas it is expedient to amend in certain particulars the said Ordinance :

BE IT THEREFORE ENACTED by the Superintendent of the Province of Canterbury by and with the advice and consent of the Provincial Council thereof as follows :

1. Section 16 of “The Sheep Ordinance 1864” hereinafter referred to as the said Ordinance is hereby repealed and the following provision is made in lieu thereof Every owner of sheep shall on or before the first day of April in every year pay to the Provincial Treasurer or to such other person as may be authorised by the Superintendent to receive the same the sum of eighteen shillings sterling for each and every thousand or fractional part of a thousand sheep being more in number than one hundred sheep owned by him on the first day of January preceding and specified in the return furnished by him as provided in section 15 of the said Ordinance All and every such yearly sum or sums of money payable as

Section 16 of “The Sheep Ordinance 1864” repealed and provision made in lieu thereof.

aforsaid shall in case the same be not paid on or before the said first day of April be a debt owing by the owner of such sheep to the Superintendent and may be sued for and recovered by the ordinary course of law.

Section 20 of "The Sheep Ordinance 1864" repealed and provision substituted in lieu thereof.

2. Section 20 of the said Ordinance is hereby repealed and the following provision is substituted in lieu thereof Every owner of any sheep infected with scab shall be liable to a fine of not less than One Shilling nor more than Five Shillings for every such infected sheep Provided that it shall be lawful for the Justices before whom any information under this clause shall be heard to suspend the payment of any penalty by the conviction made on such information ordered to be paid for a period of not more than six months from the date of such information and if at any time within such period of suspension such sheep shall appear upon the report of any Inspector of Sheep deposited with the Clerk of the Court in which such conviction shall have been made to be again free from scab or to have been destroyed such penalty shall be altogether remitted but if it shall not so appear then payment of such penalty shall be enforced in the usual way Provided however that if at any time during such period of suspension it shall be proved upon the evidence of an Inspector of Sheep to the satisfaction of any two Justices that the owner of such sheep is not making reasonable exertions to clean the same then such suspension shall by such Justices be declared to be null and void and the payment of the penalty shall forthwith be enforced in the usual way A separate information under this section may be laid in regard to every separate flock in the possession of one owner and if any one such flock shall exceed three thousand sheep in number a separate information may be laid for every additional three thousand sheep or fractional part of such number contained in such flock.

It shall not be lawful for any owner of sheep having one out of several flocks upon the same or adjoining runs infected with scab to remove any of the sheep of any such flocks without certificate from Inspector.

3. When any owner of sheep shall have several flocks of sheep depasturing upon the same or adjoining runs and one of these flocks shall be infected with scab it shall not be lawful for the said owner to remove any of the sheep of any such flocks from off the said run or runs until he shall have obtained from an Inspector of Sheep a certificate that all the flocks in his possession depasturing upon the same or adjoining runs are entirely free from the said disease and no sheep shall be removed from the said run or runs for six months from the date of such certificate unless the several flocks shall have been mustered and found free from disease and the sheep required to be removed shall be dipped under the supervision and to the satisfaction of an Inspector of Sheep and any person offending against the provision of this section shall be liable to a penalty of Fifty Pounds.

Section 29 of "The Sheep Ordinance 1864" repealed and provision substituted in lieu thereof.

4. Section 29 of the said Ordinance is hereby repealed and the following provision is substituted in lieu thereof If any person shall himself or by means of any agent or servant remove or cause to be removed



from any ship boat or other vessel any sheep infected with scab or catarrh or which shall within three months previously have been mixed with any sheep so infected or have undergone any dressing for the cure of the scab or any sheep whatever unless they shall within seven days previous to such removal have been inspected by an Inspector of sheep and unless such person shall have received from such Inspector of Sheep a certificate in the form or to the effect specified in Schedule C to the said Ordinance he shall be liable to a penalty of One Hundred Pounds and for every day during which such sheep so removed in contravention of the provisions of this section shall be driven depastured or suffered to stray within the Province of Canterbury the owner thereof shall be liable to a penalty not exceeding One Hundred Pounds and the before-mentioned certificate shall at any time within six months after the date thereof be produced by the owner of such sheep to any person demanding the same under a penalty of Five Pounds.

5. Section 34 of the said Ordinance is hereby repealed and the following provision is substituted in lieu thereof When any sheep shall have been introduced by sea into the Province of Canterbury it shall not be lawful for such sheep to be driven depastured or suffered to stray to or at a greater distance within the said Province than three miles from that part of the boundary of the Province at which such sheep shall have been introduced until such sheep shall have been effectually dressed at least twice within fourteen days from the date of their being so introduced to the satisfaction of an Inspector of Sheep with some reputed effective scab-destroying preparation and until the owner of such sheep shall have received from such Inspector a certificate to that effect and for the better and more effectual dressing of any sheep so introduced it shall be lawful for such Inspector if he shall think fit to order the same to be shorn previously to such dressing and for every day during which any sheep shall be driven depastured or suffered to stray in contravention of the provisions of this section the owner of such sheep shall be liable to a penalty not exceeding One Hundred Pounds and the before-mentioned certificate shall at any time within six months after the date thereof be produced by the owner of such sheep to any person demanding the same under a penalty of Five Pounds Provided always that it shall be lawful for such Inspector to authorise the omission of the second dressing herein required in any case in which he shall certify in writing that such second dressing is unnecessary Provided also that it shall be lawful for sheep landed at the port of Lyttelton to be driven to a distance not exceeding twenty miles from the said port before being dressed as above provided if they shall be so driven for the purpose of being dressed at some place specially appointed for the purpose by the Superintendent by notice in the *Provincial Government Gazette* and if they shall be so dressed within ten days after being so landed.

Section 34 of "The Sheep Ordinance 1864" repealed and provision substituted in lieu thereof.

Sheep introduced by land not to be driven to greater distance than three miles until dressed to satisfaction of Inspector of Sheep.

6. When any sheep shall have been introduced by land into the Province of Canterbury it shall not be lawful for such sheep to be driven depastured or suffered to stray to or at a greater distance within the said Province than three miles from that part of the boundary of the Province at which such sheep shall have been introduced until such sheep shall have been effectually dressed at least twice within fourteen days from the date of their being so introduced to the satisfaction of an Inspector of Sheep with some reputed effective scab-destroying preparation and until the owner of such sheep shall have received from such Inspector a certificate to that effect and for the better and more effectual dressing of any sheep so introduced it shall be lawful for such Inspector if he shall think fit to order the same to be shorn previously to such dressing and for every day during which any sheep shall be driven depastured or suffered to stray in contravention of the provisions of this section the owner of such sheep shall be liable to a penalty not exceeding One Hundred Pounds and the before-mentioned certificate shall at any time within six months after the date thereof be produced by the owner of such sheep to any person demanding the same under a penalty of Five Pounds Provided always that it shall be lawful for such Inspector to authorise the omission of the second dressing herein required in any case in which he shall certify in writing that such second dressing is unnecessary Provided also that in the case of sheep from the Otago Province and of sheep that have been depasturing in the country south of the River Waiau-ua in the Province of Nelson for a period of not less than twelve months previously it shall be lawful for such Inspector upon the production of a Certificate from some legally appointed Inspector or Inspectors of Sheep in the District or Districts from or through which sheep have been driven to the effect that the said sheep are entirely free from scab and as regards sheep that have been depasturing south of the River Waiau-ua aforesaid that they have been so depasturing for a period of not less than twelve months previously and have not so far as could be ascertained been mixed with infected sheep or travelled through infected country for a period of at least six months if he shall himself be satisfied after careful inspection that the sheep are free from scab to authorise the omission of both the dressings provided for in this section.

Notice as to driving of sheep across runs.

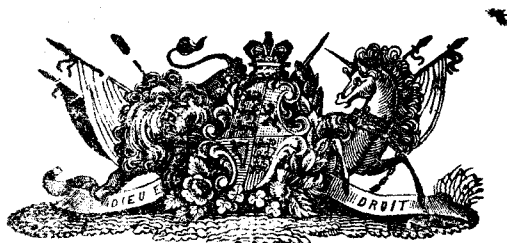
7. Every person giving Notice under the provisions of "The Sheep Ordinance 1864" that he is about to drive sheep across any run shall state in such Notice at what point it is intended that such sheep shall enter upon such run and in what direction it is intended they shall cross such run.

Title.

8. This Ordinance shall be entitled and may be cited as "The Sheep Ordinance 1864 Amendment Ordinance 1869."

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PROVINCE OF CANTERBURY.

ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

SESSION XXXI.—No. 4.

“The Trespass of Cattle Ordinance, 1869.”

[September 4, 1869.]

Published by Authority.

**W**HEREAS an Ordinance was passed by the Superintendent and Preamble.  
Provincial Council of the Province of Canterbury entitled  
“The Trespass of Cattle Ordinance Session XIV. No. 1” And whereas  
another Ordinance was passed by the Superintendent and Provincial  
Council of the Province of Canterbury entitled “The Trespass of  
Cattle Ordinance No. 2 Session XVII. No. 13” And whereas another  
Ordinance was passed by the Superintendent and Provincial Council  
of the Province of Canterbury entitled “The Trespass of Cattle  
Ordinance 1862” And whereas it is expedient to consolidate and  
amend the law relating to the Trespass of Cattle within the Province of  
Canterbury :

BE IT THEREFORE ENACTED by the Superintendent of the Province of  
Canterbury with the advice and consent of the Provincial Council  
thereof as follows :

1. All the above recited Ordinances shall be and the same are Repealing clause.  
hereby repealed within the Province of Canterbury except as to any  
proceedings already commenced or taken or matters done or liabilities  
or penalties incurred under the said Ordinances or any of them.

Interpretation clause.

2. In the interpretation of this Ordinance the word "Cattle" unless otherwise specially defined shall be deemed to include all horned and neat cattle horses mules asses sheep goats and swine of all ages and of either sex and the words "Owner of Cattle" shall be taken to mean the person having the lawful charge control and management of such cattle and the term "Sufficient Fence" shall be taken to mean any fence of the several kinds described in the Schedule A to this Ordinance the smallest part in which shall be of not less dimensions than those set forth in the same Schedule The term "Fenced Land" shall mean land enclosed by a sufficient fence within the meaning of this Ordinance and the term "Ordinary Damages" shall be deemed to be the amount of damages in every case respectively according to the scale set forth in the Schedule B to this Ordinance and the words "Special Damages" shall be deemed to be the amount of actual damage to the occupier which it shall be proved to the satisfaction of the Court has been caused by the trespass of any cattle and the word "Residence" of the Owner of any Cattle shall be taken to mean the nearest known residence or home-stead in use by the owner of such Cattle and the word "Occupier" of any land shall be taken to mean the person having the use or occupation of such land or holding a license from the Crown for the depasturing of Cattle thereupon or the Agent Bailiff or Servant of any such person and the words "the nearest Public Pound" shall be taken to mean such public pound as any Court before whom any question arising under this Ordinance shall be heard shall deem the most convenient for the purpose having regard to the circumstances of each case.

Cattle to be impounded only under the provisions of this Ordinance.

3. From and after the passing of this Ordinance no cattle shall be impounded except only under the authority and in accordance with the provisions of this Ordinance.

Cattle straying in streets or thoroughfares.

4. If any cattle shall be at any time found straying in or lying about any street thoroughfare highway or other public place or across any part thereof or shall be found tethered in any street thoroughfare highway or other public place or so immediately adjoining to such street thoroughfare or other public place as to obstruct the same it shall be lawful for any person to drive the same to the nearest pound and the owner thereof shall for every head of cattle so found straying lying or tethered be liable to a fine or penalty of not less than Five Shillings nor more than Twenty Shillings together with the reasonable expenses of removing such cattle from the place where the same shall be found to the fields stable or residence of the owner or to the nearest Public Pound This clause shall not apply to cattle owned by any Licensee of Crown Lands if such cattle are depasturing on roads over which he has a right of pasturage.

5. If any cattle shall be found trespassing upon any land it shall be lawful for the occupier of such land or of the pasturage thereof thereupon to take such cattle and either to drive them to the residence of the owner or to detain them on his own land at some convenient place and immediately thereupon to give notice of such detention at the residence of the owner thereof and if the cattle so detained shall not be removed within twelve hours after the service of such notice it shall be lawful for the person detaining the same to drive them to the residence of the owner or to the nearest Public Pound as he shall think fit but if the owner of such cattle shall be unknown to such occupier it shall be lawful for him to detain such cattle on his own land as aforesaid and if such cattle shall not be removed within twelve hours it shall be lawful for such occupier to drive the same to the nearest Public Pound and such occupier shall be entitled to recover from the owner of such cattle ordinary damages and charges for driving the same and for giving notice of the detention of the same according to the scale respectively set forth in Schedule C this Ordinance Provided also that such occupier if claiming ordinary damages may demand the payment of such ordinary damages before restitution of such cattle within the period of twelve hours aforesaid but if such occupier shall claim special damages then such cattle shall not be detained if application be made by the owner for their restitution Provided also that no owner or occupier of any unfenced freehold land shall be entitled to demand or recover any damages whatever by reason of the trespass thereon of any cattle or any fees for driving or for giving notice of the detention of such cattle Provided also that if the land upon which any cattle shall be found trespassing is within the distance of three miles from any Public Pound the occupier of such land may drive such cattle at once to the nearest Public Pound.

Cattle trespassing upon land.

6. If any bull entire horse ass or mule shall be found wandering at large on land not being in the lawful occupation of the owner of such animal or upon any street thoroughfare highway or other public place it shall be lawful for any person thereupon to impound the same and the owner thereof shall be further liable to a penalty of not less than Two Pounds and not more than Five Pounds.

Entire animals wandering at large.

7. Any person entitled to claim ordinary damages for any trespass done by cattle not having impounded such cattle may recover such damages in the ordinary course of law and if he shall have impounded such cattle such damages shall be paid to him by the Poundkeeper as hereinafter provided.

Damages may be recovered in the ordinary course of law.

8. If any cattle shall be found trespassing upon any fenced land the occupier thereof shall be entitled to recover from the owner of such cattle either ordinary damages or special damages as he shall think fit and such occupier may recover the same in the due course of law.

Cattle trespassing upon fenced land.

Pigs trespassing upon land.

9. If any pigs shall be found trespassing on any land whether fenced or unfenced the occupier or owner of such land may recover from the owner of such pigs damages at the rate of one shilling per head and if any pigs the property of the same owner shall trespass on such land within the space of one month after the first trespass such occupier may recover from such owner damages at the rate of two shillings per head for every pig so trespassing Provided that in no case shall the total amount of damages so recovered for trespass upon any one occasion exceed the sum of two pounds Provided also that such occupier may either drive such pigs or cause them to be conveyed to the residence of the owner or to the nearest Public Pound and may recover from the owner the reasonable expenses of so doing.

Superintendent may cause Public Pounds to be erected and maintained.

10. It shall be lawful for the Superintendent to cause Public Pounds to be erected and maintained within the Province and from time to time abolish or remove the same and all such pounds shall be situate immediately adjoining some public highway and a notification of every such establishment abolition or removal of a Public Pound shall appear in the *Government Gazette* of the Province setting forth fully the situation of such Pound or the situation to which it is removed as the case may be together with the day being not less than ten clear days after the issue of such Gazette from and after which such establishment abolition or removal shall take effect.

Superintendent may appoint Poundkeepers.

11. It shall be lawful for the Superintendent by writing under his hand to appoint fit and proper persons to be Poundkeepers and from time to time to remove the same and to appoint others in their stead and every such appointment or removal shall take effect from the day upon which the same shall be notified in the public Gazette of the Province.

Poundkeeper to give security.

12. Every Poundkeeper shall give security for the due performance of the duties of his office by bond to the amount of Fifty Pounds by himself and two sureties being substantial householders of the Province.

Duties of Poundkeeper.

13. It shall be the duty of the Poundkeeper to keep the Pound under his charge clean and in good order and the fences thereof in proper repair and every day or part of a day not being less than six hours during which any cattle shall be in the Pound to supply such cattle with a sufficient quantity of wholesome food and water and for every offence either by wilful act or by neglect against the provisions of this clause the Poundkeeper shall be liable to a penalty not exceeding Five Pounds and not less than One Pound.

Poundkeeper may demand fees set forth in Schedule D.

14. It shall be lawful for the Poundkeeper to demand and receive from the owner of any cattle impounded all such fees and charges as

are set forth in the Schedule D to this Ordinance on account of the several services therein described and the Poundkeeper shall until the Superintendent shall notify his intention to hand over the control of the Pound to the Road Board or Municipality within the jurisdiction of which any Pound may be situate account for all such fees and charges to the Provincial Treasurer or to any Sub-Treasurer as the Superintendent may from time to time direct once in every quarter on the first days of January April July and October respectively and all such fees and charges shall be first applied in payment of the salary or remuneration of the Poundkeeper and any surplus after the payment of such salary or remuneration shall be paid to the public account of the Province.

15. The Poundkeeper shall erect and maintain in some conspicuous part of the Pound under his charge a white board having painted thereon in legible black letters a table of all the fees and charges which he is authorised by this Ordinance to demand and receive and if he shall fail to maintain the same or shall permit any false statement to appear thereon he shall be liable to a fine of Five Shillings for every day during which any false statement shall appear thereon.

Poundkeeper to erect and maintain board with table of fees painted thereon.

16. If any Poundkeeper shall demand or take any greater sum for any act or service than he is hereby authorised to demand and take or shall fail duly to account for the fees and charges received by him in the manner hereinbefore provided such Poundkeeper shall be liable to a penalty not exceeding Five Pounds nor less than One Pound for every such offence.

Poundkeeper liable to penalty for demanding or taking greater sum than authorised.

17. The Poundkeeper shall keep at or near the Pound a copy of this Ordinance and also a Pound-book in the form set forth in Schedule E to this Ordinance and he shall enter into such book every particular required to be entered therein according to the said form and all such entries shall be made at the time the acts were done to which they refer respectively and every entry respecting the time of impounding any cattle and the cause for which they were impounded and the amount of damages claimed shall be entered in the presence of the person impounding such cattle and shall be signed by such person and the Poundkeeper shall produce the copy of this Ordinance and the Pound-book and all orders and other papers relating to the impounding of any cattle at all reasonable times to any person desiring to inspect the same and may demand and receive the sum of Sixpence for every such inspection and the Poundkeeper shall if required grant certified extracts from such books and papers and may demand and receive the sum of One Shilling for every such extract not comprising more than one hundred words and for every subsequent number of words not exceeding one hundred the sum of Sixpence.

Poundkeeper to keep copy of this Ordinance and a Pound-book.

Poundkeeper liable to penalty for non-production of Ordinance or Pound-book when required.

18. If the Poundkeeper shall neglect or refuse to produce a copy of this Ordinance or the Pound-book or of any paper in his possession relating to the impounding of any cattle or shall refuse to permit any one having first tendered the charge hereby authorised to be demanded to make such inspection as aforesaid or shall refuse to furnish extracts from such books or papers as hereinbefore provided or if he shall have neglected to make any entry in the Pound-book which he is hereby required to make he shall for every such offence or default be liable to a penalty not exceeding Twenty Shillings and if such Poundkeeper shall wilfully delay making such entry or shall knowingly make any false entry in the Pound-book or shall wrongfully erase or destroy any previous entry therein he shall be liable for every such offence to a penalty not exceeding Ten Pounds.

Poundkeeper liable to penalty for loss or damage to cattle in his custody.

19. All cattle impounded shall be in the lawful custody of the Poundkeeper and if any loss or damage shall occur to such cattle through the wilful act or neglect of the Poundkeeper or his servants the owner thereof may recover compensation for the same in a summary way and the Poundkeeper shall not release such cattle from the Pound unless upon the payment of all lawful fees charges and damages which he is herein entitled to demand or receive and except upon the written authority of the person impounding the same together with such lawful fees and charges and it shall be his duty immediately upon such payment or upon such authority together with such payment as aforesaid to release and deliver up such cattle and if the Poundkeeper shall at any time release cattle from the Pound except as herein provided or refuse to deliver up and release such cattle as he is lawfully required so to do he shall be liable to a penalty not exceeding Five Pounds.

Persons impounding cattle may claim damages set forth in Schedules B and C.

20. If the person impounding any cattle shall state to the Poundkeeper that he claims "ordinary damages" or "charges for driving cattle" or "charges for giving notice of the detention of cattle" as set forth in Schedules B and C respectively hereto annexed in satisfaction of the trespass for which such cattle are impounded and shall state the amount of such damages or charges and shall certify to the same in the Pound-book the Poundkeeper shall demand and he is hereby empowered to demand and receive such amount in addition to all other lawful fees and charges from the person taking delivery of such cattle and the Poundkeeper shall pay over such amount on demand to the person having claimed the same.

Impounded cattle not claimed how to be dealt with.

21. If any impounded cattle shall not be claimed within twenty-four hours after such impounding the Poundkeeper shall immediately send notice in writing to the owner thereof together with an extract from the Pound-book containing all the particulars of the impounding of such cattle and the amount of "ordinary damages" claimed if any



and shall further state the day upon which such cattle will be sold if not sooner released and such notice shall be delivered personally to the Owner or shall be given to some adult person at his usual place of abode Provided that if such owner shall live at a greater distance than five miles from the Pound such notice shall be given to any one being his known agent living within such distance and if neither the owner nor his agent shall be living within such distance or if the owner shall not be known to the Poundkeeper then the Poundkeeper shall post such notice at the Pounds and at some other place of public resort in the neighbourhood and shall advertise the same in the public newspapers of the nearest town and shall cause such advertisement to appear in every issue of such newspapers until the day of sale of such cattle Provided that if such cattle shall consist of sheep goats or swine and be not more than two in number it shall not be necessary to give any other notice of such impounding than by posting such notice as aforesaid on the Pound and at some other place of public resort in the neighbourhood and for giving such notices the Poundkeeper shall be entitled to receive the fees set forth in Schedule F hereto annexed together with the full cost of inserting such advertisements in the newspapers.

22. If any impounded cattle shall not be released from the Pound within seven clear days after notice shall have been served as aforesaid or within twenty-one clear days after such notice shall have been posted as aforesaid the Poundkeeper may apply to any Justice of the Peace for an order for the sale of such cattle And if such Justice of the Peace shall be satisfied by inspection of the Pound-book and by the evidence upon oath of the Poundkeeper and by such other evidence as he may require that the provisions of this Ordinance have been complied with such Justice may give an order in writing for the sale of such cattle and if such Justice shall find that the terms of this Ordinance have not been complied with and if delay in the sale of the cattle shall have been occasioned by any neglect of the Poundkeeper the Poundkeeper shall bear all the costs arising from such delay.

Impounded cattle not claimed within twenty-one days after notice has been served may be sold.

23. All sales of impounded cattle shall take place at the Pound and shall commence at the hour of noon and each animal shall be put up in a separate lot and shall be sold to the highest bidder (provided that any sucklings may be put up in the same lot with the mother thereof) and the Poundkeeper notwithstanding he shall not be duly licensed is hereby empowered to act as an Auctioneer at such sale Provided that it shall not be lawful for the Poundkeeper or the person impounding such cattle or the Justice making the order for the sale thereof either directly or indirectly to purchase any animal at such sale And every purchase made by such persons shall be absolutely null and void and the persons offending against the provisions of this clause shall be liable to a penalty of Five pounds over and above the restitution of the animal or animals so purchased.

Pound sales how to be conducted.

Sale may take place earlier if proceeds of sale may not be sufficient to satisfy lawful demands of Pound keeper.

24. Provided that it shall appear to any two Justices of the Peace upon the evidence of the Poundkeeper and upon such other evidence as such Justices may require that the proceeds of the sale of any cattle impounded may not be sufficient to satisfy the lawful fees and charges due to the Poundkeeper if such cattle shall be maintained in the Pound until the day of sale as hereinbefore provided it shall be lawful for such Justices to order such sale to take place upon any day they shall think fit earlier than the day of sale herein before directed.

Disposal of proceeds of sale of impounded

25. The Poundkeeper shall receive the price of all impounded cattle sold as herein provided immediately after the sale thereof and shall apply the same—first in the payment of all lawful fees and charges due to himself and secondly in payment of the damages “charges for driving cattle” and “charges for giving notice of the detention of cattle” (if any) claimed by the person impounding the cattle and he shall pay the residue to the owner of such cattle or to his Agent upon the same being demanded and if no such demand shall be made within thirty days after such sale he shall pay over such residue to the Provincial Treasurer and the receipt of the Provincial Treasurer shall be a legal discharge to the Poundkeeper for the amount named therein and if such sum of money shall not be claimed within two years from the date of the receipt thereof by the Provincial Treasurer it shall be lawful for the Superintendent by warrant under his hand to direct the same to be applied to the Public uses of the Province and to the support of the Government thereof.

Poundkeeper to keep copy of register of brands.

26. The Poundkeeper shall keep a true and faithful copy of the register of brands according to “The Sheep Ordinance 1864.”

Cattle illegally impounded.

27. If any cattle shall have been illegally impounded the owner thereof shall be entitled to recover from the person impounding the same full compensation for all the loss and damage which he may have suffered thereby.

Penalty for rescue of cattle.

28. If any person shall rescue or attempt to rescue any cattle which shall have been lawfully seized for the purpose of being impounded or shall break down injure or destroy any Pound legally erected whether any cattle shall be impounded therein or not or shall commit any Pound breach or rescue whereby any cattle of any description shall escape or be enlarged from any such Pound every such person shall upon conviction of such offence to be liable to a penalty not exceeding Twenty Pounds.

No penalty to exceed one hundred pounds.

29. No penalty to be imposed in any one conviction under the provisions of this Ordinance shall exceed the sum of One Hundred Pounds.

30. Until further proceedings in that behalf in pursuance of this Ordinance as hereinbefore provided the Public Pounds at present by law established shall be taken and deemed to be Public Pounds and the Poundkeepers thereof to be Poundkeepers within the meaning and under the authority of this Ordinance.

Pounds and Poundkeepers at present existing deemed to be Pounds and Poundkeepers under this Ordinance.

31. It shall be lawful for the Superintendent by writing under his hand to notify to the Mayor of any City or Borough or to the Chairman of any Road Board his intention to hand over the control and management of any Pound which shall be situated within the limits of any City Borough or Road District to the Council of such City or Borough or to such Road Board and from and after a day to be named in such notification the powers hereby given to the Superintendent shall be held and enjoyed by such City or Borough Council or Road Board respectively and the Poundkeeper shall account for all fees and charges received by him in such manner as may be directed by the Council of such City or Borough or any such Road Board.

Superintendent may notify to any Mayor or Chairman of Road Board his intention to hand over control and management of any Pound.

32. If any person shall wilfully remove or drive any cattle from any land of which he shall not be the owner or occupier on to the lands of any other person or on to any public road he shall on conviction be liable to a penalty not exceeding Five Pounds for every such offence.

Penalty for wilfully driving cattle from unoccupied land on to either person's land or on to public road.

33. No proceedings for the recovery of damages on account of any trespass shall be commenced under the authority of this Ordinance unless they be commenced within thirty days after the occurrence of such trespass.

Proceedings to be commenced within thirty days of occurrence of trespass.

34. All fines and penalties imposed under the authority of this Ordinance may be recoverable on conviction of the parties charged before any two Justices of the Peace.

Penalties how to be recovered.

35. This Ordinance shall come into force on the first day of September 1869.

Ordinance when to come into force.

# SCHEDULES.

## SCHEDULE A.

### DESCRIPTION OF SUFFICIENT FENCE.

1. A post and rail fence at least four feet in height of substantial material firmly erected with no greater distance between the rails or between the rails and the ground at any point than nine inches and the posts not more than eight feet six inches asunder.
2. A substantial upright paling at least three feet six inches in height with no greater distance between the palings than four inches.
3. A substantial wire fence at the least four feet in height having not less than six wires tightly stretched with no greater distance between each of the three bottom wires or the bottom wire and the ground than six inches and the posts or standards of which are not further than nine feet from each other.
4. A bank or wall of substantial materials at the least four feet in height of which the slope is not more than one foot from the perpendicular.
5. A close and sufficient live fence at least four feet in height.
6. A combination of the above kind of fences at the least four feet in height.
7. A ditch not less than five feet broad with a bank or any fence or combination of the above sorts of fences on the further side thereof the top of which shall be at least five feet six inches from the bottom of the ditch and three feet six inches above the level of the ground and where the slope of the bank on the ditch side thereof is not more than one in three and the slope of the ditch on the bank side not more than one in two.
8. Any fence erected previous to the passing of this Ordinance which shall be of the description contained in Schedule B to the Trespass of Cattle Ordinance Session XIV. No 1.

## SCHEDULE B.

## SCALE OF ORDINARY DAMAGES.

Within the District hereinafter defined as the Agricultural District :—

For every head of horses asses mules horned or neat cattle the sum of One Shilling and for every head of sheep or goats the sum of Threepence

Within the portion of the Province not included in the Agricultural District or in the Towns as hereinafter specified :—

For every head of horses asses mules horned or neat cattle the sum of Threepence and for every sheep or goat One Penny.

Provided that in no case shall the sum to be charged for ordinary damages for trespass by cattle upon any one occasion exceed the sum of Two Pounds.

The Agricultural District shall comprise all that portion of the Province contained within the Avon the Heathcote and the Kaiapoi Electoral Districts except the Town of Kaiapoi and the Port Victoria Electoral District as set forth and described in the Provincial Council Extension Ordinance Sess. VIII. No. 8 and any other portions of the Province which shall have been or shall from time to time by Proclamation of the Superintendent in pursuance of a recommendation to that effect from the Provincial Council be declared to be included in such Agricultural District.

## SCHEDULE C.

## CHARGES FOR DRIVING CATTLE.

For any number of cattle of any sort whatsoever not exceeding twenty-five in number Two Shillings and Sixpence for every mile or fractional part of a mile from the residence of the person driving such cattle to the residence of the owner of the same or to the Pound.

For any number exceeding twenty-five Five Shillings per mile.

For giving notice of the detention of cattle :—

For every mile or part of a mile exceeding one furlong from the residence of the person giving such notice to the residence of the owner of the cattle One Shilling. Provided that in no case shall the charge for so driving or for giving notice exceed the sum of Two Pounds.

## SCHEDULE D.

## POUND FEES.

	S.	D.
For each entire horse above the age of twelve months	2	6
„ mare gelding colt filly foal mule ass goat or pig	1	3
„ bull above the age of twelve months	2	6



## SCHEDULE F.

## POUNDKEEPERS' FEES FOR GIVING NOTICES OF CATTLE IMPOUNDED.

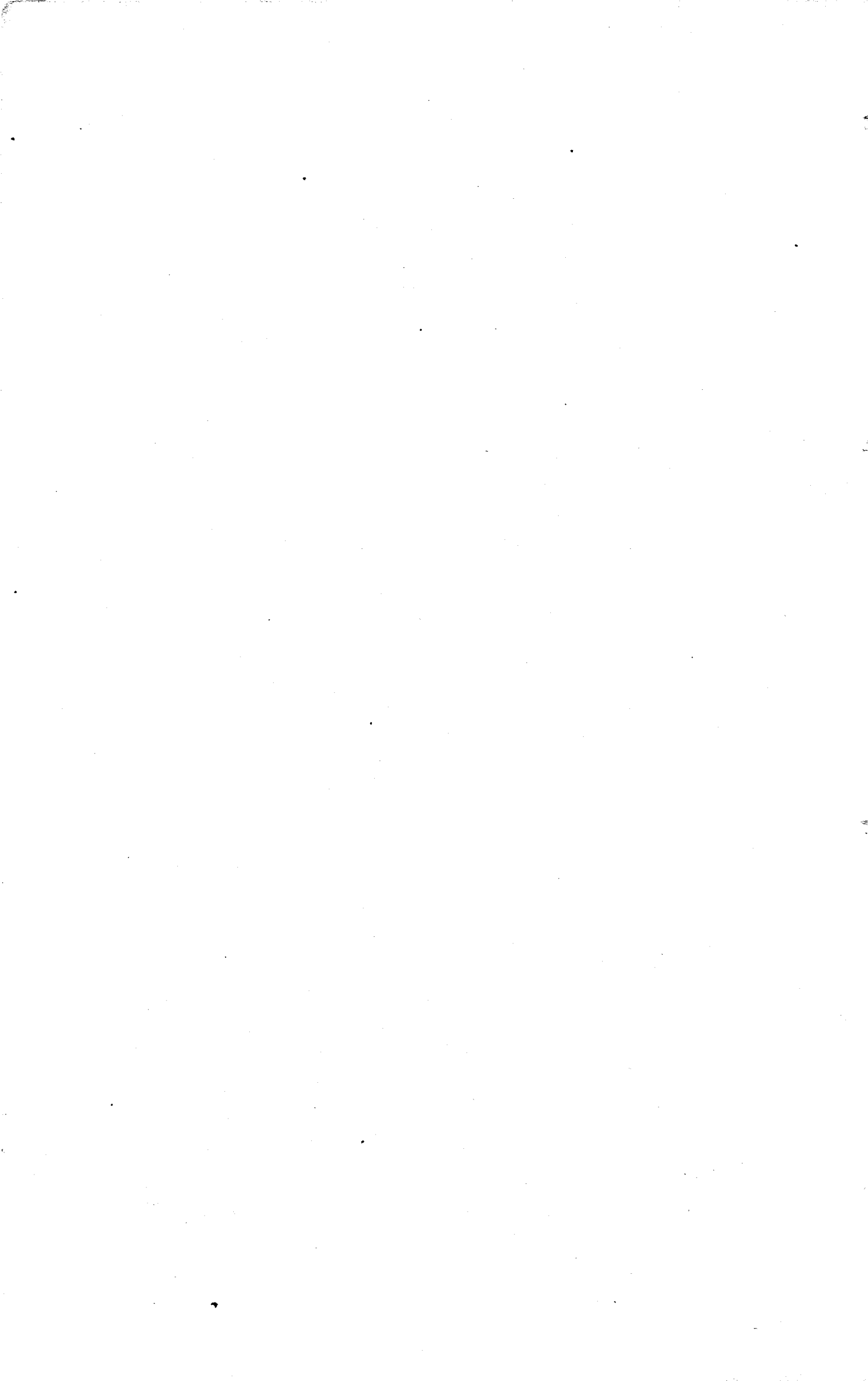
For giving notice to any owner agent or bailiff within five miles of the Pound :—

	s.	d.
For any distance not exceeding two miles ... ..	2	0
For every additional mile, or part of a mile ... ..	1	0
For posting a notice where the owner be not known or lives at a greater distance than five miles from the Pound and has no agent or bailiff within that distance ... ..	1	0

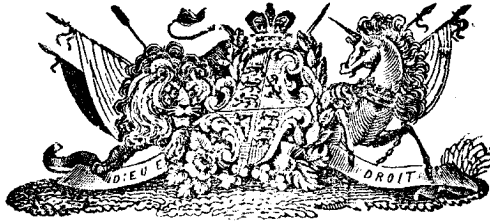
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CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury at the Press office, Cashel street, by JOHN STEELE GUTHRIE, Official Printer for the time being to the said Government.







PROVINCE OF CANTERBURY.

ANNO TRICESIMO SECUNDO.

VICTORIÆ REGINÆ.

SESSION XXXI.—No. 5.

“The Fencing Ordinance 1869.”

[September 4, 1869.]

Published by Authority.

**W**HEREAS an Ordinance was passed by the Superintendent and Preamble.  
Provincial Council of the Province of Canterbury Session XXVI.  
No. 3 entitled “The Fencing Ordinance 1866” And whereas such  
last-mentioned Ordinance was amended by another Ordinance passed by  
the Superintendent and Provincial Council of the Province of Canterbury  
Session XXVII. No. 8 entitled “The Fencing Ordinance 1866 Amend-  
ment Ordinance 1867” And whereas it is expedient to consolidate and  
amend the law regulating the erection and maintenance of Dividing  
Fences within the Province of Canterbury :

BE IT THEREFORE ENACTED by the Superintendent of the Province of  
Canterbury by and with the advice and consent of the Provincial Council  
thereof as follows :

1. The said recited Ordinances shall be and the same are hereby Repealing clause.  
repealed Provided that such repeal shall not affect the existing rights  
of any person under the said Ordinances or either of them or any  
proceedings or directions already taken commenced or given under the  
said Ordinances or either of them.

Occupier may give notice to occupier of adjoining land to assist in making or repairing fence.

2. It shall be lawful for any occupier lessee for years or owner of land adjoining or abutting upon any other lands not being waste lands of the Crown held under any depasturing license and having no sufficient Dividing Fence by notice in writing in the form or to the effect set forth in the Schedule to this Ordinance to require any occupier lessee for years or owner of any adjoining land to assist in equal proportions in making or repairing any Dividing Fence Such notice to be delivered personally or left at the usual or last known place of abode in the Province of Canterbury of the person to whom the same shall be directed or delivered personally to the attorney or agent within the said Province of such person.

Occupier making use of dividing fences towards erection of which no contribution has been paid shall be liable to pay moiety of value thereof.

3. If any such occupier lessee for years or owner shall at any time after the passing of this Ordinance make use of or avail himself of any Dividing Fence towards the erection of which no contribution shall have been paid such occupier lessee for years or owner shall be liable to pay to the then occupier lessee for years or owner of any such land upon which such Fence shall have been erected one moiety of the then value thereof or of so much thereof as shall be made available as a Fence to such adjoining land.

Occupier may give notice to occupier of adjoining land to cut and trim fence on his side.

4. The occupier of land abutting on any Live Fence may at any time give notice in writing to the occupier of adjoining land abutting on such Fence requiring him to cut and trim that side of the Fence abutting on such adjoining land and in the event of such occupier failing to comply with such notice within ten days from the date thereof it shall be lawful for the person giving such notice to cause the same to be done and the amount of the cost of such trimming and cutting with all costs shall be recoverable from the occupier of such adjoining land Provided always that if in the opinion of any Resident Magistrate or Justice of the Peace before whom such money is sought to be recovered it shall appear to have been unnecessary that such Fence should have been cut and trimmed the person giving such notice shall not be entitled to recover from such adjoining occupier.

Occupier may enter upon land of adjoining occupier for purpose of making repairing or for trimming fence.

5. For the purpose of making or repairing any Fence or for trimming any Live Fence it shall be lawful for the occupier lessee for years or owner of any land or any person duly authorised by him from time to time to enter upon that of the adjoining occupier lessee for years or owner and no action shall accrue to such adjoining occupier lessee for years or owner by reason of such entry or entries.

When lessee or owner of adjoining land cannot be found notice may be inserted in newspapers in lieu of delivery.

6. When the lessee for years owner or owners of the adjoining land cannot after due enquiry be found or when such lessee for years owner or owners is not resident within the Province and shall not have left any Attorney or Agent within the Province or such Attorney or Agent shall

not be known to the person giving any notice herein prescribed such notice may in lieu of delivery thereof be inserted twice at intervals of not less than six days in some newspaper published within the Province.

7. Any person occupying land under any pasturage license held under the Crown may require any occupier of any adjoining land granted by the Crown to make or repair a fence between the land in their respective occupation and all the provisions of this Ordinance shall apply to such case as if both such Occupiers held land which had been granted by the Crown but an occupier of land granted by the Crown abutting on land occupied under such license as aforesaid shall not be entitled to require the person occupying such last mentioned land to make a fence between the lands occupied by them respectively Provided always that the liability of any person occupying under such license as aforesaid shall only extend to one-fourth of the cost of such fence or of the repair of such fence and the occupier of the land so granted as aforesaid shall be liable to pay the remaining three-fourths of such cost.

Occupier of land under pasturage license may require occupier of any adjoining land granted by the Crown to make or repair fence

8. Nothing in this Ordinance contained shall make void or affect the liability of any person or persons under any now subsisting covenant or agreement relative to Fencing or to any covenant or agreement which shall be hereafter entered into between adjoining occupiers or owners landlord and tenant or any other person or persons whomsoever.

This Ordinance not to affect subsisting covenants or agreements

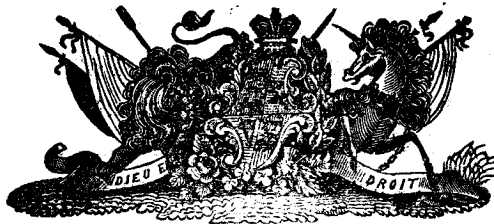
9. If any person or persons liable to join in the erection of any Fence shall have received notice to join in the making or erection of any Fence under this Ordinance and shall be willing so to do but shall not within fourteen days agree as to the description of Fence to be erected it shall be lawful for the person or persons giving such notice to summon the person or persons refusing to agree as to the description of Fence to be erected commanding him or them to appear before any Resident Magistrate's Court or Court of Petty Sessions and such Court shall upon hearing evidence decide as to the description of Fence to be made or erected as to the portion which each party has to make or erect and as to the date on which each party has to commence and finish the making or erection of his or their portion and shall give judgment accordingly and the costs of bringing the matter before the Court shall be borne in equal proportions by the respective parties if both appear at the hearing thereof but if either party fail to appear the party so failing to appear shall bear the whole of the costs.

Persons not agreeing within fourteen days after notice as to description of fence may be summoned to appear in Court where question shall be decided.

10. If any person after the decision of the Court as provided in section 9 shall refuse or neglect to commence the making or erection of any Fence within the time specified or having commenced the making or erection of such Fence has failed to finish the same within the time specified by such judgment as aforesaid the other party may proceed to make

In case of person refusing or neglecting to make or erect fence after decision of Court the other party may do it at his expense.





PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

**VICTORIÆ REGINÆ.**

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SESSION XXXI.—No. 6.

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“The Railway and Harbour Reserves Leasing  
Ordinance 1869.”

[*June 5, 1869.*]

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*Published by Authority.*

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**W**HEREAS by grant from the Crown bearing date the 25th day of <sup>Preamble.</sup>  
June one thousand eight hundred and sixty-eight all that parcel  
of land in the Province of Canterbury in the Colony of New Zealand  
situate in the Lyttelton District in Erskine Bay and containing by  
admeasurement nine acres three roods more or less commencing at a  
point on the southern extremity of Oxford street Lyttelton the said  
point being twenty links west of the south-western corner of Reserve  
No. 33 (in red) thence Southerly following a line parallel to the eastern  
side of that street a distance of two chains thirty-five links thence Easterly  
at a right angle a distance of twenty links thence again Southerly fol-  
lowing a line in continuation of the eastern side of Oxford street before-  
mentioned a distance of two chains forty-five links thence Westerly at a  
right angle following a straight line a distance of nineteen chains sixteen  
links to a point on the eastern boundary of Reserve No. 383 (in red)  
thence Northerly following that boundary to the north-eastern corner of  
the said reserve a distance of three chains ninety links thence South-  
easterly following a straight line to the south-western corner of Reserve  
No. 31 (in red) and from thence returning easterly following the southern

boundaries of Reserves Nos. 31 and 32 (in red) and a line in continuation of the same to the commencing point and numbered 872 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the town of Lyttelton was granted unto the Superintendent of the Province of Canterbury and his successors in trust as a site for stations stores and other buildings in connection with the Railway and the Harbour and Port of Lyttelton.

And whereas it is expedient that the said Superintendent of the said Province of Canterbury and his successors should have power to demise and lease the parcel of land comprised in the said recited grant.

BE IT THEREFORE ENACTED by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof as follows :

Superintendent may demise and lease land in said recited grant.

1. It shall be lawful for the Superintendent by and with the advice and consent of his Executive Council from time to time to demise and lease for any term or terms not exceeding twenty-one years all or any part of the parcel of land comprised in the said recited grant upon such terms and conditions and at such rent or rents as to the Superintendent by and with such advice and consent as aforesaid may seem proper.

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CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the Press Office, Cashel Street, by JOHN STEELE GUTHRIE, Christchurch, Official Printer for the time being to the said Government.



PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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SESSION XXXI.—No. 7.

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“The Roads Ordinance 1869.”

[*September 4, 1869.*]

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*Published by Authority.*

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**W**HEREAS it is expedient that provision should be made for the construction and maintenance of roads within the Province : Preamble.

BE IT THEREFORE ENACTED by the Superintendent and Provincial Council of the Province of Canterbury as follows :

I. REPEALING AND INTERPRETATION CLAUSES.

1. The several Ordinances specified in Schedule A to this Ordinance shall be and the same are hereby repealed Provided always that every Ratepayers' Roll made or revised or partially made or revised under the provisions of the said repealed Ordinances or any of them shall be deemed to have been so made or revised or partially made or revised under the provisions of this Ordinance and every Board elected and every Officer appointed and every other act or proceeding done or taken in execution of the said repealed Ordinances shall be deemed to have been elected appointed done or taken under this Ordinance Provided also Repealing clause.

that the provisions of "The Timaru and Gladstone Board of Works Act 1867" shall extend to the Road Boards of each Road District situate within the electoral districts of Timaru and Gladstone in like manner as if the same were formed under the provisions of "The Roads Ordinance 1864."

Interpretation clause.

2. In the interpretation of this Ordinance the words "The District" "The Board" "The Ratepayers' Roll" shall mean any District any Board and any Ratepayers' Roll as the same are severally constituted by the provisions of this Ordinance the word "Ratepayer" shall mean every person of full age whose name shall appear on the Ratepayers' Roll for the time being and who shall have paid all rates due from and payable by him under this Ordinance and who shall be of sound mind and shall not have been convicted of felony the words "Public Notice" shall mean the publication of such notice in some newspaper ordinarily circulated within the district or the posting of such notice in not less than six public places within the district for a space of not less than ten days prior to the event to which such notice refers a notice shall be deemed to be served when it shall have been served on the person on whom service is required either personally or by leaving the same at his ordinary abode or place of business within the district or if he shall have no such ordinary abode or place of business within the district then by affixing the same to some conspicuous place on the land in respect of which such person shall be liable to be rated or by delivering the same to his known agent and the word "Road" shall be held to mean any public street road lane bridle road footpath bridge or other works included within a reserve for a road laid out on the authenticated map of the Chief Surveyor or which shall have been duly dedicated and set apart as a public road and the word "Property" shall mean all property liable to be rated whether freehold leasehold or personal The term "Gazette" shall mean *Provincial Government Gazette* except where otherwise expressed.

#### II. RESPECTING DISTRICTS.

Districts.

3. Every District set forth and described in the Schedule B to this Ordinance shall be deemed to be a District for the purposes of this Ordinance.

#### III. RESPECTING ROAD BOARDS.

Boards how constituted

4. There shall be in every District for the purposes of this Ordinance a Board consisting of five Members of whom three Members and two Members alternately shall be elected in each successive year at the Annual January Meeting of the Ratepayers of the District as herein-after provided And those Members whether three or two as the case may be who shall have been in office two years shall go out of office on the day of such Annual Meeting Provided that every Member so retiring shall be eligible for re-election.



5. No person shall be eligible to be elected as a Member of the Board unless he shall be a Ratepayer of the District and shall have paid all rates which he shall have been liable to pay under the authority of this Ordinance at the time of such election. And if any member of the Board shall become insolvent or of unsound mind or shall have been convicted of any felony or shall be in arrear of any rates which he shall have become liable to pay under the authority of this Ordinance or shall accept or continue to hold any place of profit or emolument under the Board or shall have any pecuniary interest in any work above the value of Ten Pounds done under the authority of the Board other than as a shareholder in a public registered Company contracting therewith or shall have resigned his seat at the Board by writing under his hand addressed to the Chairman thereof or shall have been absent from four consecutive meetings of the Board without leave from the Board in writing first obtained his seat at the Board shall *ipso facto* become vacant and the Board shall forthwith by public notice call a meeting of the Ratepayers to elect a Member to fill such vacancy and the Member so elected shall continue in office so long only as the Member would have continued in whose place he shall have been elected. Such election shall be conducted in the same manner as the election at the Annual January Meeting of the Ratepayers.

No person eligible as a member of the Board unless he has paid all rates.

6. If any person shall act as a Member of the Board or vote at any meeting thereof not being eligible to hold a seat thereat he shall be liable to a penalty not exceeding Twenty Pounds for every such act or vote to be recovered in due course of law upon the information of any Ratepayer of the District.

Penalty for acting on Board or voting if not eligible.

7. Every Board shall be and is hereby declared to be a body corporate under the name and title of the Road Board of the———District (as the case may be) and under such name shall have perpetual succession and a common seal with power to alter break and renew the same and may sue and be sued plead and be impleaded in any court of law or equity and is hereby empowered to hold and enjoy property both real and personal and to enter into contracts and to enforce the same for the purposes of this Ordinance.

Board to be body corporate.

8. Every Board shall at its first meeting elect one of its Members to be the Chairman thereof who shall preside at the meetings of the Board and shall have an original and also a casting vote thereat provided that if the Chairman shall be absent from any meeting the Members present shall elect one of their number to preside in his stead at such meeting and such Chairman shall have the same power at such meeting as the elected Chairman.

Election of Chairman.

In case of a vacancy another Chairman to be elected by Board.

9. If the Chairman shall cease to be a Member of the Board he shall by writing under his hand addressed to the Board vacate the office of Chairman the Board shall at its next meeting thereafter elect another Member to be Chairman in his stead.

Three to form a quorum.

10. All questions coming before the Board shall be decided by a majority of the members present and there shall be no meeting of the Board unless at least three members be present.

No act of Board to be invalid through a vacancy having occurred

11. No act of the Board shall be invalid by reason of any vacancy having occurred or by reason of any member being ineligible to occupy his seat thereat.

Board to keep true and faithful records of its proceedings and accounts.

12. The Board shall cause true and faithful records to be kept of all its proceedings and of all contracts entered into by it and accounts of all moneys received and expended by it under the authority of this Ordinance and all such records and accounts shall be laid before every meeting of the Ratepayers and shall be open to be inspected at all reasonable hours by any Ratepayer of the district or by the Superintendent or by any person appointed by him to inspect the same A full abstract of such accounts with vouchers and papers relating thereto signed by the Chairman or two members of the Board shall be laid before the annual meeting of the Ratepayers.

Board to expend monies

13. The Board shall expend all money paid to it under any Ordinance of the Superintendent and Provincial Council in accordance with the provisions of such Ordinance and shall expend all money arising from rates levied within the district and all other moneys received by it under the provisions of this Ordinance in the construction and maintenance of roads and upon the cleansing maintaining and repairing of streams drains or watercourses within the district in the payment of the salaries of its Officers and all other expenses incident to the proper transaction of the business of the Board and generally upon works of public utility to the district.

Accounts.

14. Every Board shall submit its accounts every year to the Provincial Auditor whose duty it shall be to audit the same and whose certificate shall be laid before the next meeting of Ratepayers and a copy thereof together with any report of such Auditor shall be sent to the Superintendent within three months from the commencement of each year The Provincial Auditor shall appoint the time and place within each District at which he will hold such audit and the Chairman of the Board shall cause a full abstract of the accounts of the Board together with all vouchers for the payment of moneys and any papers relating thereto to be produced before such Auditor and if upon the examination of such accounts the certificate of the Auditor shall be

withheld by reason of the non-production of such vouchers or full abstracts of accounts it shall be the duty of the Provincial Auditor to report the same to the Superintendent and it shall then be lawful for the Superintendent to withhold his warrant for the issue of any moneys voted by the Provincial Council for the service of such Road Board until the Auditor shall have reported that he has issued his certificate.

15. The Board shall have power from time to time as it shall think fit to employ all such Clerks Treasurers Collectors Assessors Surveyors Engineers Overseers and other persons as may be required to carry this Ordinance into operation and the same so often as it shall think fit to remove and employ others in their stead.

Board may employ such Officers as it may require.

16. All roads drains watercourses streams ditches and the like not being private property within the district and not being within the jurisdiction of any Conservators appointed under the provisions of "The Canterbury Rivers Act 1868" shall be deemed at law to be under the control and management of the Board and it shall be lawful for the Board to cleanse and clear all natural watercourses within the district from all accumulation of vegetable and other matter calculated to obstruct the flow of water therein whether such watercourses run through private property or not and for such purpose the Board by its Officers may enter on all private property within the District upon giving twenty-four hours previous notice in writing to the occupier thereof Provided that if it shall appear to the Superintendent upon the certificate of the Provincial Engineer or Officer acting in that capacity that any work being executed or proposed to be executed by the Board of any district in connection with any drain watercourse stream or ditch is likely injuriously to affect any adjoining district it shall be lawful for such Superintendent by writing under his hand to order such board immediately to desist from the execution or further prosecution of such work and upon the receipt of such order such Board shall forthwith desist from the execution or further prosecution of such work as the case may be.

Board to have control and management of drains watercourses.

17. Any person placing obstructions in any drain watercourse ditch or stream within the district and not being within the jurisdiction of any Conservators appointed under the provisions of any Act in force for the time being for the conservation of rivers to the detriment of any public right shall be liable to a penalty of not less than One Pound or more than Ten Pounds to be recovered in a summary way.

Penalty for obstruction of drain watercourse &c.

#### IV. RESPECTING THE RATEPAYERS' ROLL.

18. There shall be within each District a Ratepayers' Roll according to the form given in Schedule G to this Ordinance which Roll shall contain the names in alphabetical order of all persons occupying pro-

Ratepayers' Roll.

erty within the District liable to be rated according to the provisions of this Ordinance and also the names of the owners thereof and also in like alphabetical order the names of all persons having the charge control or management of any sheep within the District together with the number of such sheep above the age of twelve months And such Roll shall also contain the several particulars specified under each heading in the said form Provided that whenever the name of any owner liable to rated or to be inserted in such roll cannot after diligent enquiry be ascertained it shall be sufficient to designate such owner as the "Owner" of the property rated without stating his name.

Board to cause Ratepayers' Roll to be revised.

19. The Board shall on or before the first Tuesday in the month of September in each year cause the Ratepayers' Roll to be revised and corrected both in respect to the names of the persons liable to be rated and in respect to the description of the rateable property entered therein and shall also cause the annual value of such property to be assessed and entered on such Roll.

Ratepayers' Roll to be open for inspection.

20. The Board shall cause copies of the Ratepayers' Roll to be left for inspection at one or more places within the District and each Board shall exhibit one copy of the Roll at the office of the Secretary for Public Works Christchurch and shall on or before the said first Tuesday in September give public notice of the places where such corrected Roll and copies may be inspected and such Roll shall be open to the inspection of all Ratepayers and of all persons claiming to be affected thereby or of any person authorised by them in writing at all reasonable hours on every day not being a Sunday or public holiday until the first Tuesday in the month of October next following.

Superintendent to appoint Revising Commissioner.

21. The Superintendent shall every year by notice in the *Government Gazette* appoint a competent person who shall be called Revising Commissioner to revise the Ratepayers' Rolls for the several Road Districts of the Province and may from time to time remove such person and appoint another in his stead Such Commissioner shall for the purposes of such revision sit in open court at such place either within or without the several districts as the Superintendent shall appoint by notice in the *Government Gazette* and at such times between the First day of October and the Thirtieth day of December in every year as the said Commissioner shall think fit and of which he shall give at least six days notice in one or more newspapers circulating within the Province. The said Commissioner shall have power to examine in matters upon oath touching any of the matters to be enquired of by him, which oath he is hereby empowered to administer.

Objections to Ratepayers' Roll to be given in form set forth in Schedule C.

22. If any person shall object to such Ratepayers' Roll on the ground of any error omission irregularity or overcharge therein or unfairness in the valuation of any property included therein he shall on or

before the twenty-third day of September give notice of such objection to the Chairman of the Board in the form set forth in Schedule C to this Ordinance or to the effect thereof and also to the person or persons affected by such objection unless he himself is the person so affected.

23. The notices of objection to any Ratepayers' Roll may be given at any time not less than Seven Days previous to the time appointed by the Revising Commissioner for revising such Roll anything herein contained to the contrary notwithstanding.

Notice of objection when to be given.

24. The Revising Commissioner shall hear and determine all objections to the Ratepayers' Roll and shall after hearing all such objections and all evidence which may be offered relating thereto amend the said Roll in such manner as he shall think fit by adding thereto the name of any person omitted therefrom together with the description and assessed value of the property in respect of which he is liable to be rated or by erasing therefrom the name of any person erroneously entered therein or by altering the description or value of the property in respect of which any person is liable to be rated. Provided that no such alteration shall be made unless it shall be proved to the satisfaction of such Commissioner that a notice relating thereto as provided in the last preceding section has been served in the manner prescribed by that section.

Revising Commissioner to hear and determine objections.

25. The Revising Commissioner shall have power to adjourn any Court held by him from time to time as he may consider requisite for the due disposal of the business to be transacted thereat.

Revising Commissioner may adjourn any Court held by him.

26. It shall be lawful for such Revising Commissioner if he shall think fit to order a fresh assessment to be made of the value of any property included in any Ratepayers' Roll whether any objection shall have been made thereto or not and to appoint such valutors as he shall think fit to make such assessment and to order the cost of making such new assessment to be paid out of any moneys at the disposal of the Board for the purposes of this Ordinance.

Revising Commissioner may order a fresh assessment to be made.

27. The said Roll when so amended shall be signed by such Revising Commissioner and shall be the Ratepayers' Roll for the district for the ensuing year and shall continue in force until the same shall be amended and signed in like manner in the year following.

Roll to be signed by Revising Commissioner.

#### V.—RESPECTING RATES.

28. It shall be lawful for the Board from time to time to make a rate or rates to be called a District Road Rate upon all lands buildings tenements and sheep within the district as the same shall appear in the Ratepayers' Roll and to order the days upon which such rate or rates or any part thereof shall become payable. Provided that no such rates may be

Board may make rate to be called a district road rate.

made or levied on any land or premises belonging to and in the occupation of Her Majesty or of the Provincial Government of Canterbury or on any land or building used exclusively for public charitable literary or scientific purposes or on any building used exclusively for public worship or for a public school or school-house provided it be inhabited only by the master or mistress of said school or his or their family No such rate shall in any one year exceed the sum of One Shilling in the pound on the annual value of the property rated.

Board may levy rate to be called a "Separate" rate.

29. When it appears to the Board that any work or improvement is for the special benefit of any particular portion of the District the Board may for defraying the expenses incurred in doing or executing such work by special order distinctly defining such portion and approved by the Superintendent make and levy a rate or rates to be called a "separate" rate equally on all rateable property situated within such portion and no such rate or rates made in any one year shall exceed in the aggregate the amount of two shillings in the pound of the annual value of such property. Provided always that public notice shall be given of the intention to levy such a rate at least one month before the same is levied and if within such time a protest be left at the office of the Board signed by at least one-half of the Ratepayers within such portion reckoned according to their votes then such rate shall not be levied and such separate rate so levied shall be expended only for the purposes for which the same has been made anything herein contained to the contrary notwithstanding.

Rate to be levied on net annual value of lands buildings tenements and sheep.

30. The rates shall be levied on the nett annual value of all such lands buildings tenements and sheep For the purposes of this Ordinance the nett annual value of all such lands buildings and tenements shall be taken to be the annual rent at which the same might reasonably be expected to let if leased for a period not exceeding seven years and the nett annual value of sheep shall be taken to be at the rate of forty-five pounds for every thousand sheep.

Previously to levying rate Board to cause list to be prepared setting forth amount of proposed rate and names of persons liable for rate which shall be signed by Chairman.

31. Previously to making or levying any rate the Board shall cause a list to be prepared setting forth the amount of the rate proposed to be made the names of the persons liable to the payment thereof the sum payable by each of such persons the property in respect whereof each such sum shall be payable and the time at which such rate shall be paid and when such list shall have been completed and approved by the Board the Board shall if it think fit order the rate therein described to be made and levied and the list to be signed by the Chairman thereof and the production of such list so signed shall be evidence that the rate has been duly made by the said Board.

32. When any rate shall become due the Board shall cause a notice in the form set forth in the Schedule D hereunto annexed to be served by a Collector duly authorized to receive the same upon every person liable to pay such rate and if such rate be not paid to such Collector on the service of such notice it shall be paid at the place named therein within thirty days after the service thereof and if not paid within such thirty days it shall be forthwith recovered as hereinafter provided. Provided that no legal proceedings shall be commenced for the recovery of any unpaid rate or part of a rate after the expiration of three months from the time appointed by the Board for the payment of such rate excepting under "The Sale of Land for the Non-payment of Rates Act 1862."

When rate becomes due notice to be served in form set forth in Schedule D.

33. The Board shall within fourteen days after the completion of the Roll for each year cause a notice in the form or to the effect in the Schedule E to this Ordinance to be sent through the post to any person or persons on the said Roll who shall not be actually resident within the district addressed to his last known place of abode within the Province of Canterbury but not elsewhere and in no case shall a person residing out of the district be liable for rates unless a notice has been posted to him at his residence or last known place of abode within the Province of Canterbury and copies of the Ratepayers' Roll of the district have been exhibited in accordance with the provisions of this Ordinance.

Notice in form set forth in Schedule E to be sent through post to persons not resident in the district.

34. All rates when made as hereinbefore provided shall be deemed to be the property of the Board and may be recovered at the suit of any Collector duly authorised by the Board to collect and receive the same.

Rates to be the property of the Board & to be recovered at suit of the Collector.

35. All rates payable in respect of land buildings or tenements shall be paid by the occupier thereof whether his name appear on the Ratepayers' Roll or not or if there shall be no occupier such rates shall be paid by the owner thereof. Provided that the owners of all rateable property of which the nett annual value does not exceed ten pounds or which is let to weekly or monthly tenants shall be rated to and pay the rates instead of the occupier. All rates payable in respect of sheep shall and may be recovered either from the owner thereof or the person under whose charge control or management such sheep shall be at the time of the levying of such Rate. Provided always that nothing in this Ordinance shall be construed to affect the liability of any owner to repay to any person under whose charge control or management any such sheep shall have been at the time of the levying of any rate any sum or sums of money which he shall have been called upon to pay under the provisions of this Ordinance. Provided always that in the preparation of such Ratepayers' Roll there shall be deducted from the number of sheep

Rates by whom payable

in respect of which any person is liable to be rated one sheep for every acre of natural grass land and five sheep for every acre of enclosed land laid down in artificial grasses in each district in respect of which he is liable to be rated.

In case of property jointly occupied or owned who to pay rate.

36. When any rateable property is jointly occupied or if unoccupied is jointly owned by more persons than one each of such persons shall be deemed to be the occupier or owner of rateable property of equal annual value to that of the whole of such first mentioned property divided by the number of such joint occupiers or owners thereof.

Rate may be remitted in case of poverty.

37. It shall be lawful for the Board if it shall be represented to it by any person liable to pay any rate that he is unable by reason of poverty to pay such rate and if the Board shall be satisfied of the truth of such representation to remit and excuse the payment of such rate or any part thereof.

Rate how recoverable in case of an occupier having quitted property without paying rate.

38. When the occupier of any rateable property shall have quitted the same without having paid all the rates to which he shall have become liable in respect thereof and then payable by him the Board may either recover such rates from the person so having quitted or may elect to recover the same from the owner of the property who shall thereupon be liable to pay the same.

#### VI.—MEETINGS OF RATEPAYERS.

Who entitled to take part at meetings of Ratepayers.

39. Every person of full age whose name shall appear on the Ratepayers' Roll and who shall have paid all rates which he shall have been liable to pay under the authority of this Ordinance and who shall be of sound mind shall be entitled to take a part at all meetings of the ratepayers of the district and shall be entitled to vote thereat according to the following scale that is to say every person who shall appear on the Ratepayers' Roll as liable to be rated in respect of property of nett annual value not exceeding twenty-five pounds shall have one vote in respect of property exceeding the value of twenty-five pounds and not exceeding fifty pounds two votes exceeding fifty pounds and not exceeding one hundred pounds three votes exceeding one hundred pounds and not exceeding two hundred pounds four votes and exceeding two hundred pounds five votes Provided that if in any road district there are not six Ratepayers on the Ratepayers' Roll or if no Ratepayers' Roll has been completed every person whose name shall appear on the Electoral Roll for the time being in force for the election of members for the electoral district or districts in which such road district is situated in respect of property situated within such road district and every householder resident within such road district shall be taken and deemed to be a ratepayer for the purposes of this Ordinance.



40. The Chairman of the Board shall be Chairman of every meeting of Ratepayers and if he shall not be present thereat the Ratepayers present shall before proceeding to any other business elect a Chairman who shall preside at such meeting and all questions coming before such meeting shall be determined by a majority of the votes of the Ratepayers present thereat and the Chairman shall have a casting as well as an original vote thereat.

Chairman of Board shall be Chairman of meetings of Ratepayers

41. An annual meeting of the Ratepayers shall be held at the hour of noon in the first week in the month of January in each year at such place within the district as the Board shall appoint and other meetings of the Ratepayers shall be held at such other times and at such places within the district as the Board shall appoint and the Board shall give public notice of the time and place of all such meetings and any such meeting may be continued by adjournment.

Annual meeting of Ratepayers shall be held.

42. The Chairman shall cause to be entered in the minute book of Ratepayers' meetings which the Board shall keep for that purpose and shall lay before every meeting of the Ratepayers true and faithful minutes of all the proceedings of such meeting and shall sign the same.

Minutes of meetings to be kept.

43. At the said Annual Meeting the Ratepayers shall elect Members to fill the vacancies occurring in the Board as hereinbefore provided and the Chairman shall put the name of each candidate separately to the meeting and shall declare according to the majority of the votes given personally or by proxy upon whom the election has fallen. Provided that the Chairman shall propose no person for election unless he shall be eligible to be a member of the Board as hereinbefore provided.

Vacancies in Board to be filled at Annual Meeting.

44. If any candidate shall demand a poll such poll shall be held forthwith and shall be closed at four o'clock of the same day and such polling shall be conducted in accordance with the provisions of an Act of the General Assembly of New Zealand intituled "The Regulations of Elections Act 1858" and the Board shall make all necessary arrangements for such poll being held in accordance with such Act and the Chairman of the Road Board or some person authorised by him in writing shall be the presiding officer at such election.

Of demanding a Poll.

45. Upon the requisition in writing of any Ratepayers representing not less than one-tenth of the votes to which all the Ratepayers on the Ratepayers' Roll for the district are entitled the Chairman shall within fifteen days of the receipt of such requisition call a public meeting of the Ratepayers of the district giving not less than fourteen days' public notice thereof and specifying the business to be transacted thereat.

Chairman to call public meeting of Ratepayers upon requisition.

## VII. RESPECTING TOLLS.

Board may erect toll gates subject to approval of Superintendent.

46. It shall be lawful for any Board subject to the approval of the Superintendent from time to time to erect toll-gates or bars and toll-houses upon the roads and bridges within their respective districts at such places as may to them seem convenient and also with such approval as aforesaid to remove whenever they may think fit so to do such toll-gates or bars and toll houses and to impose and levy tolls upon all animals and vehicles at a rate not exceeding the several sums set forth in the schedule to this Ordinance. Provided that Her Majesty's mails and persons in charge thereof and volunteers on duty police constables on duty and prisoners in their charge shall be exempt from tolls. Provided also that if the Superintendent shall be satisfied that any road or bridge or ferry at which such tolls are payable is in such a state of repair as to be dangerous it shall be lawful for him to direct that such tolls shall cease to be payable until the same has been effectually repaired and thereupon such tolls shall cease to be payable accordingly.

Tolls to be paid to collectors appointed by the Board.

47. All tolls payable under this Ordinance shall be payable to the respective Collectors thereof to be appointed by the Road Board and if any person liable to the payment of such tolls shall after demand thereof neglect or refuse to pay such toll the Collector thereof may seize and distrain any animal carriage or other vehicle in respect of which such toll is payable or the goods and chattels of any person so neglecting or refusing to pay and if such toll with reasonable charges for such seizure and distress shall not be paid within five days the animals goods or chattels seized may be sold and the proceeds applied in payment of such tolls and the charges occasioned by such seizure distress and sale of the surplus (if any) of such proceeds shall be paid on demand to the owner thereof or such tolls may in lieu of such distress be recovered by such Collector by the ordinary process of law.

Table of tolls to be put up and maintained at toll-gate.

48. Before any toll shall be demanded at any toll-gate to be erected as aforesaid the Board shall cause to be put up and maintained at such toll-gate a table painted in legible black letters on a board with a white ground containing at the top the name of the gate distinguishing the several tolls together with the Christian name and surname of the Toll Collector and also a list of the several gates (if any) which shall be cleared by the payment of toll at the toll-gate or bar where such table of tolls shall be affixed and the said Board shall also where more than one gate shall be erected in the district provide tickets denoting the payment of toll and on such tickets shall be specified the name of the gate at which the same respectively shall be delivered and also the names of the several gates freed by such payment one of which tickets shall be delivered gratis to the person paying the toll and on production of such ticket at any gate or gates therein mentioned as being cleared as

aforesaid by payment of the toll at the gate where such ticket was delivered the person producing the same shall on the day of the issue thereof pass through the gate or gates therein mentioned without paying any further or additional toll for the same animal or vehicle.

49. Every Toll Collector appointed under the authority of this Ordinance who shall take more or less toll than authorised as aforesaid or who shall refuse to give his name to any person demanding the same after having paid the toll or who shall in anywise hinder any person from reading the inscriptions on such aforesaid table or who shall unnecessarily detain or wilfully obstruct or hinder any passenger from passing through any toll-gate or who shall use any abusive language to any traveller or passenger shall for every such offence forfeit and pay any sum not exceeding five pounds.

Penalty for taking more or less toll than authorised.

50. Any person forcing his way through any toll-gate or bar or evading the payment of any toll for passing through or fraudulently claiming exemption from toll shall forfeit and pay for every such offence any sum not exceeding five pounds the proof of such exemption shall lie upon the person claiming it.

Penalty for forcing way through toll-gate or evading payment.

51. It shall be lawful for any Board subject to the approval of the Superintendent from time to time to farm out for any term not exceeding three years all or any of the tolls authorised to be collected by this Ordinance together with any toll-bar toll-gate and house such farming out to be either by tender to be advertised for at least three consecutive weeks in the public newspapers and to be published in the *Provincial Government Gazette* or by public auction duly advertised in like manner and such security shall be taken by the said Board as they shall think fit for the due performance of the conditions of the lease of any tolls and any person to whom such tolls may be leased shall for the purposes of this Ordinance be deemed to be a Collector thereof duly appointed under the powers of this Ordinance Provided that previously to so letting out the Board shall fix the maximum rate of toll which shall be demanded within the limits prescribed by the Schedule H to this Ordinance and shall in no case decrease the amount of tolls without the consent in writing thereto of the lessee.

Board may farm out tolls subject to approval of Superintendent.

52. All tolls levied under the authority of this Ordinance shall after deducting the expenses of collecting the same be expended in making and maintaining the roads or bridges whereon such tolls shall from time to time be collected The Board shall keep a separate account of the tolls received by it at each toll-gate toll-bar or bridge and also of all moneys expended upon the same and on the roads or bridges on which the same are placed respectively.

Tolls to be expended in making and maintaining roads and bridges.

If road upon which toll shall be payable pass through or into two or more Districts Superintendent to judge how tolls shall be shared.

53. If any road whether the same be a main road or not shall pass or extend through or into two or more Districts and if Tolls shall be payable thereunder upon such road to the Board of any such District and if such road be commonly used for direct traffic by persons passing with animals or vehicles along such road for a length thereof which shall extend not only through or into the District to the Board of which such tolls are payable but also through or into another or others of such Districts of all which matters the Superintendent alone shall judge and if the Board of any one or more of such last-mentioned Districts shall in writing under their common seal complain to the Superintendent that they ought by reason of such traffic being common to their own District with the District in which such Tolls shall be payable or for other like cause to have a share of such Tolls it shall be lawful for the Superintendent to proclaim if it shall seem fit such road for such length thereof as shall be as well within the District from which such complaint shall proceed and within the District in which such Tolls are payable as also between the boundaries of both to be a "common toll road" as well of such districts as of all Districts lying between the same respectively and along the line of the said road.

Superintendent shall determine proportion of tolls payable to different districts through which the same road may pass.

54. In and by the last mentioned Proclamation or by any other Proclamation or Order it shall be lawful for the Superintendent from time to time to determine in what proportions the Tolls payable at each and every Toll-gate or Toll-house upon such common Toll-road shall after deducting all expenses of maintaining such Toll-bar Toll-gate or Toll-house and of collecting such Toll be distributed among the several Boards through or into whose Districts such common Toll-road shall extend and every Order made under this or the last Section shall take effect accordingly upon the publication thereof in the *Provincial Gazette*.

Tolls paid on common toll road to be paid over to Provincial Treasurer.

55. If after the Proclamation of any common Toll-road under this Act, any moneys shall have been paid to the Board of any District for which such road has been proclaimed as and for Tolls or rents of Tolls levied on such road within such District the same shall forthwith be paid over to the Provincial Treasurer to be held and dealt with as aforesaid and if any such moneys shall not be so paid over the Provincial Treasurer may recover the same in a summary way on complaint before two Justices and the Provincial Treasurer shall pay them over as such first-mentioned Board was bound to have done.

#### VIII.—RESPECTING NEW DISTRICTS.

Superintendent may proclaim new districts on petition of Ratepayers.

56. If at any time previous to the first day of August in any year a majority of the Ratepayers of any portion of a District described in Schedule B to this Ordinance shall petition the Superintendent that a

portion of the District to be specified in such petition should be formed into a separate District. It shall be lawful for the Superintendent in Council by Proclamation to be inserted in the *Government Gazette* and one newspaper circulating in the District to declare that such part of the District mentioned in the said petition shall be a Road District and thereupon the part of the District specified in such Proclamation shall be constituted a Road District and shall be deemed to be a Road District within the meaning of this Ordinance in like manner as if the same had been set forth and described in Schedule B to this Ordinance. Provided that such new District and the boundaries thereof shall be particularly specified in such Proclamation and the name by which such new District shall be known or distinguished shall also be specified.

57. It shall be lawful for the Superintendent in respect to any District which the Superintendent may proclaim a Road District in accordance with clause 56 of this Ordinance to appoint some competent person to make such provision for the formation of Ratepayers' Rolls in those Districts as he may consider necessary and it shall be lawful for the Superintendent on the formation of such Rolls to call a meeting of Ratepayers in each District as aforesaid respectively at such time and place as he may appoint for the purpose of electing five members who shall constitute the first Board for the District and the Superintendent shall cause public notice of such meeting to be given within each aforesaid District the said elected members for the above-mentioned Districts or any new District shall hold office in the same manner as regards tenure of such office as is hereinbefore provided in respect of members elected in the ordinary course and the Board shall at its first meeting elect a Chairman who shall have the same powers as a Chairman elected for other Boards under the provisions of this Ordinance.

Superintendent may appoint some competent persons to make provision for the formation of Ratepayers' Rolls in district which he may proclaim.

#### IX. MISCELLANEOUS.

58. The Board shall have power by itself or its officers for the purposes of this Ordinance to enter at all reasonable hours in the day-time into and upon any land buildings and premises within the district without being liable to any legal proceeding on account thereof. Provided always that except when herein otherwise provided the Board or its officers shall not make any such entry unless with the consent of the occupier until after the expiration of twenty-four hours' notice for that purpose given to the owner or occupier.

Board to have power by itself or its officers to enter upon any land buildings and premises.

59. The Board may stop up any road and prevent the same from being used as a common thoroughfare for a reasonable time during the execution of any work authorised by this Ordinance.

Board may stop up any road during execution of any work.

Board during execution of any work or stoppage of road to take precautions against accidents.

60. The Board shall during the execution of any work or the stoppage of any road take proper precautions for guarding against accident and if any person shall without the authority or consent of the Board take down alter or remove any bar chain or other protection or extinguish any light placed at or near to any bar chain or work for protection he shall for every such offence on conviction thereof before any Justice of the Peace be liable to a penalty not exceeding Five Pounds or to be imprisoned for any period not exceeding fourteen days.

#### X. PROTECTION TO OFFICERS.

Board to be responsible for acts of its Officers.

61. No act done by any member or officer of the Board acting under the direction of the Board and *boná fide* for the purposes of carrying into operation any of the provisions of this Ordinance shall subject such member or officer personally to any action suit or demand whatever but the responsibility of such act shall lie upon the Board.

Penalty for obstructing Officer in discharge of his duty.

62. Any person who shall obstruct or attempt to obstruct any Member or Officer of the Board acting in the execution of this Ordinance shall be liable to a penalty not exceeding Ten Pounds.

#### XI. INITIATORY AND SUSPENDING CLAUSES.

Three Members to retire at Annual Meeting in 1870.

63. At the Annual Meeting to be held in the first week in January one thousand eight hundred and seventy, three of the Members who shall be chosen by lot shall retire from the Board and other members shall be elected in their room as herein provided.

In certain cases Superintendent may suspend Board and may appoint a Commissioner for district.

64. If at any time the Ratepayers of a District shall refuse or neglect to elect Members of the Board or if the Members of the Board shall refuse or neglect to carry this Ordinance into operation or to resign their seats thereat and to make due provision for the election of other Members in their room the Superintendent shall with the advice of the Executive Council by Proclamation published in the *Provincial Government Gazette* declare the powers of such Board to be suspended and shall by such Proclamation appoint a Commissioner for such District and all the powers rights privileges and duties of such Board shall from the date of such Proclamation vest in and be exercised by such Commissioner on behalf of the Board and the Superintendent shall cause such salary as he shall think fit to be paid to such Commissioner out of any funds belonging to the Board and applicable to the use of the District under the provisions of this Ordinance Provided that such Commissioner shall be guided in the performance of his duties by such instructions as he shall receive from the Superintendent in that behalf.

65. It shall be the duty of such Commissioner if no Ratepayers' Roll shall have been made to cause a Ratepayers' Roll to be made and revised in the manner herein provided and if at any time after the making thereof the Ratepayers shall at the Annual Meeting elect five Members to form a Board such Members shall constitute the Board under the authority of this Ordinance and the appointment of the Commissioner together with all his powers shall thereupon cease and determine at the next Annual Meeting after such election three of the Members to be chosen by lot shall retire from the Board and three other Members shall be elected in their room as hereinbefore provided.

Duties of Commissioner.

66. Every occupier of land fronting on any public highway who shall suffer any Live Fence growing on such land and adjoining such public highway to grow to a height exceeding eight feet above the ordinary level of the adjoining land or to overhang such public highway shall be liable to a penalty of not less than Ten Shillings nor more than Five Pounds Every twenty-four hours during which such occupier shall after being convicted under this section continue to allow his Live Fence to exceed eight feet in height or to overhang a public highway shall constitute a separate offence.

Penalty for allowing live Fence adjoining public highway to grow to a height exceeding eight feet.

67. The Chairman of any Road Board may at any time give notice in writing to the occupier of land fenced with gorse or broom fronting on any formed road or on any road about to be immediately formed requiring him to cut and trim that side of the fence so fronting on such road and to keep one half the width of the road on which such land fronts clear of gorse or broom and in the event of such occupier failing to comply with such notice to cause the same to be done and the amount of the cost of such cutting trimming and clearing with all costs shall be recoverable from the occupier of such land in the ordinary course of law.

Chairman of Road Board may give notice requiring any gorse or broom fence to be cut and trimmed.

68. If in any case any Annual Meeting or Adjourned Annual Meeting of Ratepayers of any District shall from any informality in their proceedings have heretofore failed to have elected or shall hereafter fail to elect Members to fill up vacancies occurring in the Road Board of such District under the provisions of this Ordinance then notwithstanding anything to the contrary it shall be lawful for the Superintendent of the province of Canterbury with the advice of the Executive Council thereof upon a requisition signed by Ratepayers representing not less than one-twentieth of the votes to which all the Ratepayers on the Ratepayers' Roll of the District are entitled to fix another day and time for the Ratepayers of such District to hold a meeting to fill up such vacancies in the Board and the Superintendent with the advice aforesaid shall forthwith give public notice of such meeting and a Chairman thereof shall be elected under the provisions of Clause 40 of this Ordinance

Superintendent may fix another day for Meeting.

and the meeting so called shall elect Members to fill up the necessary vacancies in such Board and the Members so elected shall continue in office and have all the powers as if they had been duly elected at any Annual Meeting or Adjourned Annual Meeting provided for by this Ordinance.

Board may make Bye-laws.

69. The Board may from time to time make such bye-laws as it thinks fit for the purpose of regulating the conduct of its officers and servants and for providing for the due management of the affairs of the Board Provided that no bye-law be repugnant to any Act of the General Assembly or Ordinance of the Provincial Council.

**RESPECTING DIVISION OF ROAD DISTRICTS INTO WARDS.**

District may be divided into Wards.

70. At any time after an Annual Election of Members of a Board under the authority of this Ordinance the Superintendent if he shall have received a petition to that effect signed by one-fourth of the number of Ratepayers within any Road District reckoned according to their votes and if it shall seem fit so to do may by Proclamation divide the Road District into five separate Wards by such names and with such boundaries respectively as shall by such Proclamation be assigned to the same Provided that no such division shall be made until the Ratepayers' Roll for the then current year has been revised.

Notice of petition to be inserted in Gazette and newspapers.

71. Notice of the receipt by the Superintendent of the petition mentioned in the preceding section shall be inserted in the *Provincial Gazette* and also in one or more newspapers circulating in the District at least three weeks before the division of the District to which it refers.

As to election of Members of Board for Wards.

72. Upon the division of any District into Wards the Members of the Board shall go out of office at the then next annual meeting of Ratepayers but shall be eligible for re-election and each Ward shall return one Member to the Board.

Who to vote in Wards.

73. Where any District shall be divided into Wards every person who under the provisions hereinbefore contained would be entitled to vote for the Election of Members of the Board and to be on the Ratepayers' Roll shall be entitled to be enrolled on the Ratepayers' Roll to be made as hereinafter provided for the Ward or Wards wherein any rateable property in respect of which he is so entitled is situated and being so enrolled to vote in all elections of Members of the Board to be held in and for such Ward or Wards as hereinafter provided and all provisions hereinbefore contained shall as to each such Ward be read as applying thereto and not to the District at large.



74. Where any District shall be divided into Wards the preceding sections hereof relating to the formation and revising of the Ratepayers' Roll shall be read with reference to such District in manner following that is to say :

Instead of the Ratepayers' Roll for the District at large there shall be a separate Ratepayers' Roll for each Ward of the District. The Ratepayers' Roll for each Ward when revised and signed by the Revising Officer shall be the Ratepayers' Roll for the Ward and shall continue in force for the said Ward until another Ratepayers' Roll shall have duly come in force for the same.

And subject to the provisions of this section all provisions hereinbefore contained shall take effect according to their tenor respectively for each separate ward of such District instead of the District at large.

75. When a District shall have been by the Superintendent divided or newly divided into Wards the Clerk thereof shall forthwith make out from the Ratepayers' Roll in force for the District and all previous Wards thereof a Roll for each such first mentioned Ward of all persons named in any one or more of such first-mentioned Rolls in respect of rateable property which shall to the best of his knowledge and information appear to such Clerk to be situated in such Ward and shall arrange the same in alphabetical order of surnames and shall deliver such last-mentioned Roll to the Chairman of the Board and every such Roll shall be deemed to have been made and be the Ratepayers' Roll for the Ward to which the same shall refer in like manner to all intents and purposes as if made as hereinbefore provided.

76. At the first meeting of the new Board after any District shall have been divided into Wards the Members thereof shall determine among themselves by ballot which two of their number shall retire at the next annual meeting and the two Members of the Board so balloted shall hold office until such next annual meeting only in like manner as if they had respectively been in office for two years but shall be eligible for re-election but in case such ballot shall not be taken the Chairman shall decide by lot those Members who shall retire under the provisions herein contained.

77. The election for Members for each Ward shall be conducted in like manner as hereinbefore provided for election of Members for the District at large and shall be held before such person as the Chairman of the Board shall nominate as presiding officer.

78. Ratepayers residing out of the District may record their votes at any election for Members of the Board by proxy. Provided that such proxy be a Ratepayer appointed in writing in the form given in Schedule F to this Ordinance and that the signature of the party signing the same be attested by a Justice of the Peace or a Ratepayer of the Province.

Respecting Ratepayers' Roll for Wards.

Clerk of Board to make out Roll for Wards.

As to retirement of Members from Board of District which has been divided into Wards.

Election of Members for Ward how to be conducted.

Ratepayers residing out of District may vote by proxy.

Nominations to be forwarded to Chairman fourteen days prior to election.

79. All such nominations shall be forwarded to the Chairman of the Board fourteen days at least before the day appointed for any such election.

Scrutineer to be appointed.

80. The Chairman of the Board shall previous to any poll being taken appoint one other Member of the Board to act with himself in scrutinizing such nominations and the Chairman shall endorse on such of the said nominations as may be found to be correct the number of votes to which the person signing the same shall be entitled and thereupon the proxy may attend at the election and may poll the number of votes endorsed on such nomination in the same manner as the person signing the same might do if personally present.

Penalty for false representation.

81. If any person not being on the Ratepayers' Roll shall sign any such nomination or if any person shall falsely represent himself to be the person named as such proxy or if any person not being the person named as such proxy shall vote or attempt to vote at any such election in the name of the party signing such nomination every such person so offending in any or either of the matters aforesaid shall be liable to a penalty not exceeding One Hundred Pounds nor less than Ten Pounds for each offence.

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## SCHEDULES.

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### SCHEDULE A.

- “The Roads Ordinance 1864.”
  - “The Roads Ordinance Amendment Ordinance 1866.”
  - “The Sheep Rating Ordinance 1866.”
  - “The Roads Ordinance Amendment Ordinance 1867 Session XXVI. No. 12.”
  - “The Roads Ordinance Amendment Ordinance 1867 Session XXVII. No. 15.”
- 

### SCHEDULE B.

1. THE WAIPARA DISTRICT comprises that portion of the Province bounded on the North by the Province of Nelson on the East by the sea on the South by the south bank of the River Waipara to the summit of the Pass north of Runs Nos. 165 166 168 and a line from thence to Ashley Head Esk Head Snowy Peak and the Teremakau Saddle.

2. THE AVON DISTRICT comprises that portion of the Province bounded on the North by the south bank of the River Waimakariri from the sea to the western boundary of Section No. 5620 on the East by the sea on the South by the north boundary of the City of Christchurch and the south bank of the River Avon to the sea on the West by the western boundaries of Section Nos. 6 52 105 133 142 299 135 151 and the northern boundary of Section No. 151 to the north-western boundary of the Papanui Church Reserve by the north-western boundary of that Reserve and by the eastern side of the Harewood Road by Papanui to the western boundary of Section No. 203 by that boundary and by the western boundaries of Sections Nos. 203 5 3 25 292 291 290 280 279 243 331 1471 and 5620.

3. THE RICCARTON DISTRICT comprises that portion of the Province bounded on the North by the south bank of the River Waimakariri on the East by the Avon District and the west boundary of the City of Christchurch on the South by the north-west side of the Lincoln Road to Archer's Bridge and the north-east side of the Lincoln and Riccarton Junction Road to its junction with the Great South Road the south side of the Great South Road to its junction with the south side of the Harewood Road by Riccarton the south side of the Harewood Road by Riccarton to a point in a line with the west side of the Prebbleton and Kaiapoi Junction Road on the West by the west side of the Prebbleton and Kaiapoi Junction Road to the Waimakariri at the north-east corner of Rural Section No. 2197.

4. THE TEMPLETON DISTRICT comprises that portion of the Province of Canterbury bounded on the North by the south bank of the Waimakariri on the East by the Riccarton District to the south side of the Great South Road on the South by the south side of the Great South Road on the West by a true north and south line through Trig. pole C 30 to a point on the south side of the Great South Road.

5. THE HEATHCOTE DISTRICT comprises that portion of the Province bounded on the North by the Avon District and the City of Christchurch on the East by the sea on the South by the ridge of the Port Hills on the West by the west side of the Dyer's Pass Road and the west side of the continuation of Colombo Street south to the City of Christchurch.

6. THE SPREYDON DISTRICT comprises that portion of the Province bounded on the North by the City of Christchurch and the Riccarton and Templeton Districts on the East by the Heathcote District on the south by the south bank of the River Heathcote to the south side of the Canal Reserve and the south bank of the River Halswell to the old river bed and the west edge of the old river bed to the Great South Road.

7. THE HALSWELL DISTRICT comprises that portion of the Province bounded on the North by the Spreydon District on the East by the Heathcote District and the ridge of the Port Hills as far as the highest of Cooper's Knobs on the South by a stream rising on Cooper's Knobs and falling into the River Halswell and on the West by the west side of the River Halswell.

8. THE LINCOLN DISTRICT comprises that portion of the Province bounded on the North by the Spreydon and Templeton Districts and the south side of the Great South Road on the East by the Halswell District and the west bank of the River Halswell on the South by the north bank of the Halswell and the north side of the road from the thirteen-mile bridge to Trig. Pole L 1 and the north side of the Lincoln and Coal Tramway Road to its junction with the Weedon and Springs Road on the east side of the Weedon and Springs Road to its junction with the Great South Road.

9. THE SPRINGS DISTRICT comprises that portion of the Province bounded on the North by the Lincoln District and the south side of the Great South Road on the East by the west bank on the River Halswell on the South by the edge of Lake Ellesmere and the north bank of the River Selwyn.

10. THE PORT VICTORIA DISTRICT comprises that portion of the Province bounded on the East by the north-east boundary of the Native Reserve at Raupaki a straight line from the south-east corner of the Native Reserve across the Harbour to the Church Gully in Church Bay the Church Gully to the Mount Herbert Peak Road the west side of the Mount Herbert Peak Road to a point where it is intersected by a straight line from Mount Herbert Peak to the Head of Little River on the South by a straight line from Mount Herbert Peak to Mount Herbert a straight line from Mount Herbert through L 1 to the ridge of the Port Hills and on the West by the ridge of the Port Hills.

11. THE PORT LEVY DISTRICT comprises that portion of the Province bounded on the North by the sea on the East by a line bearing S. 8 deg, 30 E. (magnetic) drawn from a point half-way between the East Head of Port Levy and the West Head of Pigeon Bay to the south side of the Purau and Akaroa Road on the South by the south side of the Purau and Akaroa Road and the Mount Herbert Peak Road and on the West by the Port Victoria District.

12. THE PIGEON BAY DISTRICT comprises that portion of the Province bounded on the North by the sea on the East by the ridge of the Spur between Decanter Bay and Little Akaroa to a point where it meets the highest ridge of the hills on the South by the highest ridge of the hills and the Akaroa and Purau Road and on the West by the Port Levy District.

13. THE OKAIN'S BAY DISTRICT comprises that portion of the Province bounded on the North and East by the sea on the South by the highest ridge of the hills and the spur leading to Putakolo Head and on the West by the Pigeon Bay District

14. THE TOWN OF AKAROA AND WAINUI DISTRICT comprises that portion of the Province bounded on the North by the Port Levy Pigeon Bay and Okain Bay Districts on the East and South by the sea and on the West by the summit of the spur running down to the Eastern Head of Island Bay the main ridge of hills through Mount Bossu Carew's Peak Saddle Hill Kitson's Pole Wainui Peak French Hill Wooded Peak to Barry Pass the south side of the Barry Pass Road to the Little River Railway Reserve the south side of the Terawera Valley Road and continuation thereof to its junction with the North side of the Port Levy and Little River Road the north side of the Port Levy and Little River Road to its junction with the Purau and Akaroa Road.

15. THE LITTLE RIVER DISTRICT comprises that portion of the Province bounded on the North by the Lincoln the Halswell the Port Victoria the Port Levy and Wainui Districts on the East by the Wainui District on the South by the sea on the West by the east shore of Lake Ellesmere and the Springs District.

16. THE COURTENAY DISTRICT comprises that portion of the Province bounded on the North by the south bank of the Waimakariri on the East by the Templeton Lincoln and Springs District on the South by the River Selwyn and the north bank of the Wakaepa branch of the Selwyn to a point opposite to and in a line with the east boundary of Run No. 41 thence north-easterly by the boundary of Run No. 41 to the south bank of the Waimakariri.

17. THE ELLESMERE DISTRICT comprises that portion of the Province bounded on the North by the Springs District on the East by Lake Ellesmere on the South by the sea and north bank of the Rakaia on the West by the west side of the Great South Road.

18. THE MALVERN DISTRICT comprises that portion of the Province bounded on the North and East by the south bank of the Waimakariri and the Courtenay District on the South by the Wakaepa branch of the Selwyn to its junction with a creek running from the Thirteen-mile Bush thence north-westerly in a straight line to the southernmost point of Lake Lyndon thence in a straight line to the southernmost point of the Black Range thence following the summit of the range to the head waters of the Waimakariri.

19. THE RAKAIA DISTRICT comprises that portion of the Province bounded on the North by the Oxford Malvern and Courtenay Districts on the East by the Ellesmere District on the South by the north bank of the Rakaia to its south-westernmost source thence by a straight line due west true to the Watershed forming the eastern boundary of the County of Westland and on the West by the County of Westland.

20. THE ASHBURTON DISTRICT comprises that portion of the Province bounded on the North by the Ellesmere and Rakaia Districts on the East by the sea on the South by the north bank of the Rangitata to the source of its north-west branch and a true west line thence to the Watershed forming the eastern boundary of the County of Westland and on the West by the County of Westland.

21. THE KOWAI DISTRICT comprises that portion of the Province bounded on the north by the Waipara district on the East by the sea on the South by the south bank of the River Ashley to its source at Ashley Head.

22. THE CUST DISTRICT comprises that portion of the Province bounded on the north by the Kowai district on the east by a true north and south line drawn through Trig. pole C 30 on the bank of the Waimakariri to the south bank of the River Ashley on the south by the south bank of the Waimakariri and on the west by the boundary line between Runs Nos. 2 and 29 14 and 34 108 Class 2 and 35 119 and 135.

23. THE OXFORD DISTRICT comprises that portion of the Province bounded on the north by the Waipara and Kowai districts and the Province of Nelson on the east by the Cust and Kowai districts on the south by the south bank of the Waimakariri to the head waters of its westernmost source and a true west straight line to the summit of the dividing range forming the eastern boundary of the County of Westland and on the west by the County of Westland.

24. THE MANDEVILLE AND RANGIORA DISTRICT comprises that portion of the Province bounded on the north by the south bank of the Ashley on the east by the sea on the south by the south bank of the River Waimakariri from Trig. pole C 30 to the sea on the west by the Cust district save and except the town of Kaiapoi.

25. THE GERALDINE DISTRICT comprises that portion of the Province bounded on the North by the Ashburton District on the East by the sea on the South by the south bank of the River Opihi to a point in a line with the eastern boundary of Run No. 254 a branch of the River Opuha forming the northern boundary of Runs Nos. 254 357 and an East and West line forming part of the northern boundary of Run No. 357 continued to the ridge on the West by the east boundary of Run No. 254 and the ridge of the hills dividing the waters of the Opihi and Rangitata from the waters of the Tekapo.

26. THE LEVELS DISTRICT comprises that portion of the Province not included in the Town of Timaru and bounded on the North by the Geraldine District on the East by the sea on the South by the north bank of the Pareora on the West by section No. 6192 on the south bank of the River Opihi following the watercourse therefrom and the stream following into the Tengawai the east bank of the River Tengawai to a point opposite Section No. 5209 crossing the river and following down a small stream to the River Pareora.

27. THE WAIMATE DISTRICT comprises that portion of the Province bounded on the North by the Levels District the south bank of the Pareora to its westernmost source and an east and west line from thence to the Hekateramea on the east by the sea on the south by the Province of Otago on the west by the east bank of the Hekateramea.

28. THE MOUNT COOK DISTRICT comprises that portion of the Province bounded on the north and west by the County of Westland on the east by the Ashburton Geraldine and Levels districts on the south by the Waimate district and the Province of Otago.

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#### SCHEDULE C.

TO THE CHAIRMAN OF THE

ROAD BOARD.

I hereby give you notice that I object to the following portion of the List of Rate-payers for the \_\_\_\_\_ district now deposited for inspection at [*here state place where Roll is deposited for inspection and the part objected to*] that the following are grounds of my objection [*here state the grounds of objection*] and that I shall appear in support of such objection at the Meeting of Revising Commissioners to be held for revision of such Roll.

Signature of Objector .....

Description.....

Address .....

SCHEDULE D.

NOTICE TO PAY RATE.

Road District of

To Mr.

I hereby give you notice that at a Meeting of the Road Board for the District above-mentioned held on the \_\_\_\_\_ day of \_\_\_\_\_ at \_\_\_\_\_ a Rate of \_\_\_\_\_ in the pound on the rateable property in the District was ordered to be made and levied The sum which you are liable to pay under this order is \_\_\_\_\_ which sum you are required to pay to me either on the service of this notice or within thirty days after such service at my residence at \_\_\_\_\_ If the said Rate is not paid within the time above specified it will be recovered by legal process.

Collector of Rates for the \_\_\_\_\_ District.

SCHEDULE E.

Take notice that your name appears as a Ratepayer on the Roll of the District.

(A. B.) Chairman of the Board.

SCHEDULE F.

APPOINTMENT OF PROXY TO VOTE AT ELECTION OF MEMBERS OF THE BOARD.

I (A. B.) \_\_\_\_\_ of \_\_\_\_\_ hereby appoint \_\_\_\_\_ of \_\_\_\_\_ as my proxy to vote for me and on my behalf at the election of (a Member or Members as the case may be) for the Road Board of the \_\_\_\_\_ District (or for the \_\_\_\_\_ Ward of the Road Board of the \_\_\_\_\_ District as the case may be) to be held on the \_\_\_\_\_ day of \_\_\_\_\_ next and at any adjournment thereof.

As witness my hand this \_\_\_\_\_ day of \_\_\_\_\_ 18

Signed by the said A. B. } (A. B.)  
in the presence of

(C. D.)

a Justice of the Peace for the Colony of New Zealand  
(or) Ratepayer of the Province.

## SCHEDULE G.

RATEPAYERS' ROLL FOR THE ROAD BOARD OF THE

DISTRICT.

Surname of Occupier in alphabetical order.	Christian name of Occupier.	Occupier's trade or Occupation.	OWNER.				Description and situation of rateable property name of person having the charge control or management of any sheep within the district and number of such sheep above the age of twelve months.	If let for what term or in what manner.	NET ANNUAL VALUE		
			Surname.	Christian Name.	Residence.	Trade or Occupation.			£	s.	£

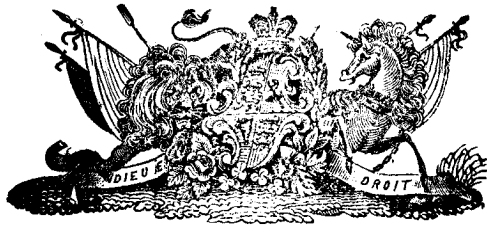
## SCHEDULE H.

For every horse ass or mule	...	...	...	...	...	Sixpence.
For every beast carrying a burden	...	...	...	...	...	Sixpence.
For all horned or neat cattle per head	...	...	...	...	...	Fourpence.
For every wheeled vehicle drawn by one horse or other beast...	...	...	...	...	...	One Shilling.
For every additional horse or beast drawing such vehicle	...	...	...	...	...	Sixpence.
For every sheep lamb goat or pig in one drove not exceeding 100	...	...	...	...	...	One Penny.
For every additional sheep lamb goat or pig	...	...	...	...	...	Halfpenny.

CHRISTCHURCH:

Printed under the authority of the Provincial Government of the Province of Canterbury, at the Press Office, Cashel street, by JOHN STEELE GUTHRIE, Official Printer for the time being to the said Government.





PROVINCE OF CANTERBURY.

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ANNO TRICESIMO SECUNDO

VICTORIÆ REGINÆ.

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SESSION XXXI.—No. 8.

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“The Appropriation Ordinance 1869.”

[*June 5, 1869.*]

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Published by Authority.

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**B**<sup>E</sup> IT ENACTED by the Superintendent of the Province of Canterbury Preamble.  
with the advice and consent of the Provincial Council thereof  
as follows :

1. Out of the public revenues of the said Province there may be issued and applied for the public service of the said Province and for defraying the charge of the Government thereof up to the 31st day of December 1869 the sum of Five Thousand One Hundred and Nineteen Pounds in manner set forth in the Schedule to this Ordinance.

The sum of £5119 may be appropriated.

2. The said sums hereby appropriated shall be issued and paid in the manner prescribed by “The Provincial Audit Act 1866” and “The Provincial Audit Act Amendment Act 1868.”

Sums appropriated shall be issued and paid in manner prescribed by Audit Acts.

## SCHEDULE.

	£	s.	d.	£	s.	d.
Timaru Landing Service ... ..	459	0	0			
Bealey Police Station ... ..	60	0	0			
Museum (Collected by Dr. Haast) ... ..	350	0	0			
Expenses of Session ... ..	300	0	0			
Repairs to Tunnel ... ..	3000	0	0			
Supreme Court Fittings ... ..	250	0	0			
General Contingencies ... ..	500	0	0			
Reward for Discovery of Goldfield ... ..	200	0	0			

CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Press* Office, Cashel Street, by JOHN STEELE GUTHRIE, Christchurch, Official Printer for the time being to the said Government.

PROVINCE OF CANTERBURY,

NEW ZEALAND.

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JOURNAL OF PROCEEDINGS

OF THE

PROVINCIAL COUNCIL.

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SESSION XXXI.—1869.

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CHRISTCHURCH:  
PRINTED UNDER THE AUTHORITY OF THE PROVINCIAL GOVERNMENT OF THE PROVINCE OF CANTERBURY, AT THE 'PRESS' OFFICE,  
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TO THE SAID GOVERNMENT.

MDCCLXIX.



# CANTERBURY PROVINCIAL COUNCIL.

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SESSION XXXI.

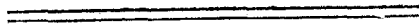
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## LIST OF MEMBERS.

Hawkes, J. G.	-	-	-	-	-	}	City of Christchurch.
Inglis, J.	-	-	-	-	-		
Williams, W. H. W. <sup>2</sup>	-	-	-	-	-		
Wilson, W.	-	-	-	-	-		
Aynsley, H. P. Murray	-	-	-	-	-	}	Town of Lyttelton.
Fyfe, J. G.	-	-	-	-	-		
Hargreaves, E. A.	-	-	-	-	-		
Macpherson, J. D.	-	-	-	-	-	}	Town of Kaiapoi.
Birch, J.	-	-	-	-	-		
Dixon, M.	-	-	-	-	-	}	Mandeville District.
Hillyard, C.	-	-	-	-	-		
Brown, J. E. <sup>7</sup>	-	-	-	-	-		Rangiora District.
Delamain, F. W.	-	-	-	-	-	}	Riccarton District.
Johnstone, H. B.	-	-	-	-	-		
Duncan, T. S.	-	-	-	-	-	}	Papanui District.
Peacock, J. T. <sup>6</sup>	-	-	-	-	-		
Duncan, A. <sup>4</sup>	-	-	-	-	-	}	Heathcote District.
Montgomery, W.	-	-	-	-	-		
Williams, J. S.	-	-	-	-	-	}	Lincoln District.
Knight, A. G. <sup>5</sup>	-	-	-	-	-		
Tancred, H. J.	-	-	-	-	-	}	Port Victoria District
Hornbrook, A. <sup>9</sup>	-	-	-	-	-		
Potts, T. H.	-	-	-	-	-		Town of Akaroa.
Waeckerle, C. J.	-	-	-	-	-		Wainui District.
Buchanan, H.	-	-	-	-	-		Bays District.
Rhodes, R. H. <sup>8</sup>	-	-	-	-	-		Oxford District.
Lee, G. Leslie <sup>3</sup>	-	-	-	-	-		Waipara District.
Mallock, J. W.	-	-	-	-	-	}	Sefton District.
Maskell, W. M.	-	-	-	-	-		
Moore, J. H.	-	-	-	-	-		Selwyn District.
Jollie, E. <sup>1</sup>	-	-	-	-	-		

1. Provincial Secretary and Secretary for Public Works, resigned 4th June; re-appointed 5th June.
2. Provincial Solicitor, resigned 4th June, re-appointed 5th June.
3. Member of Executive Council, resigned 4th June.
4. Member of Executive Council, resigned 4th June.
5. Provincial Secretary and Secretary for Public Works, appointed 4th June, resigned 5th June.
6. Member of Executive Council, resigned 5th June.
7. Member of Executive Council, resigned 5th June.
8. Member of Executive Council, appointed 5th June.
9. Member of Executive Council, appointed 5th June.

Hall, J.	-	-	-	-	-	-	Rakaia District.
Studholme, J.	-	-	-	-	-	-	Ashburton District.
Ormsby, A.	-	-	-	-	-	-	Geraldine District.
Matson, A. K.	-	-	-	-	-	-	Seadown District.
Gray, E.	-	-	-	-	-	-	Waitangi District.
Buckley, G.	-	-	-	-	-	-	Waimate District.
Kennaway, W.	-	-	-	-	-	-	Mount Cook District.



# LIST OF SELECT COMMITTEES

APPOINTED

DURING SESSION XXXI.,

1869.

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**ROADS BILL :—**

Messrs. J. S. Williams, Lee, Maskell, Hall, Kennaway, Waeckerle, Knight.

**TRESPASS OF CATTLE BILL :—**

Messrs. W. H. Williams, A. Duncan, Gray, Knight, Studholme, Wilson, Hall.

**CANTERBURY RAILWAYS :—**

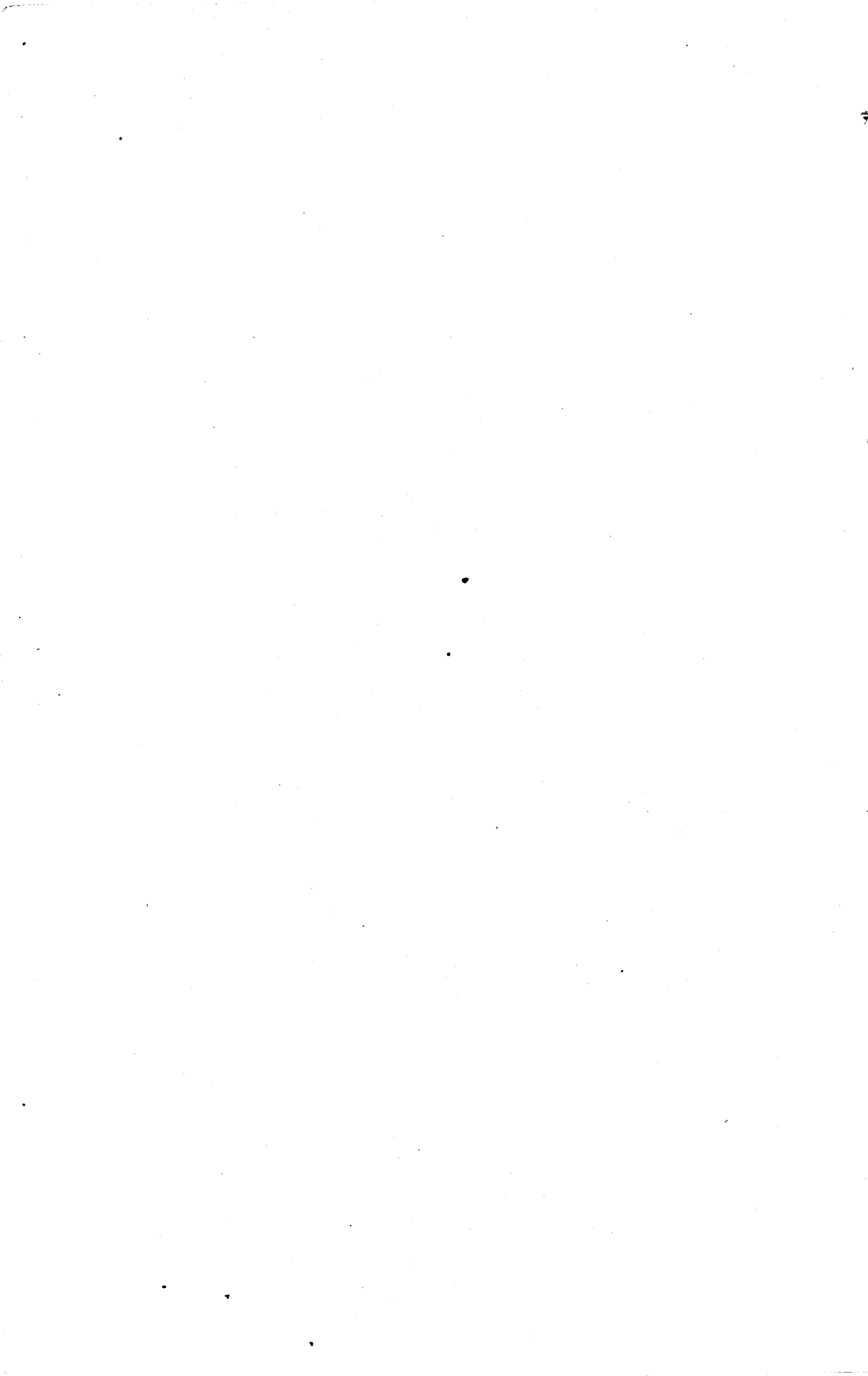
Messrs. Jollie, Montgomery, Aynsley, Knight, Hornbrook, A. Duncan, Macpherson.

**DEPASTURING LICENSES :—**

Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, Jollie.

**PROVINCIAL REVENUE APPORTIONMENT :—**

Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, Montgomery.





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# LIST OF SELECT COMMITTEES

APPOINTED

DURING SESSION XXXI.,

1869.

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**ROADS BILL :—**

Messrs. J. S. Williams, Lee, Maskell, Hall, Kennaway, Waeckerle, Knight.

**TRESPASS OF CATTLE BILL :—**

Messrs. W. H. Williams, A. Duncan, Gray, Knight, Studholme, Wilson, Hall.

**CANTERBURY RAILWAYS :—**

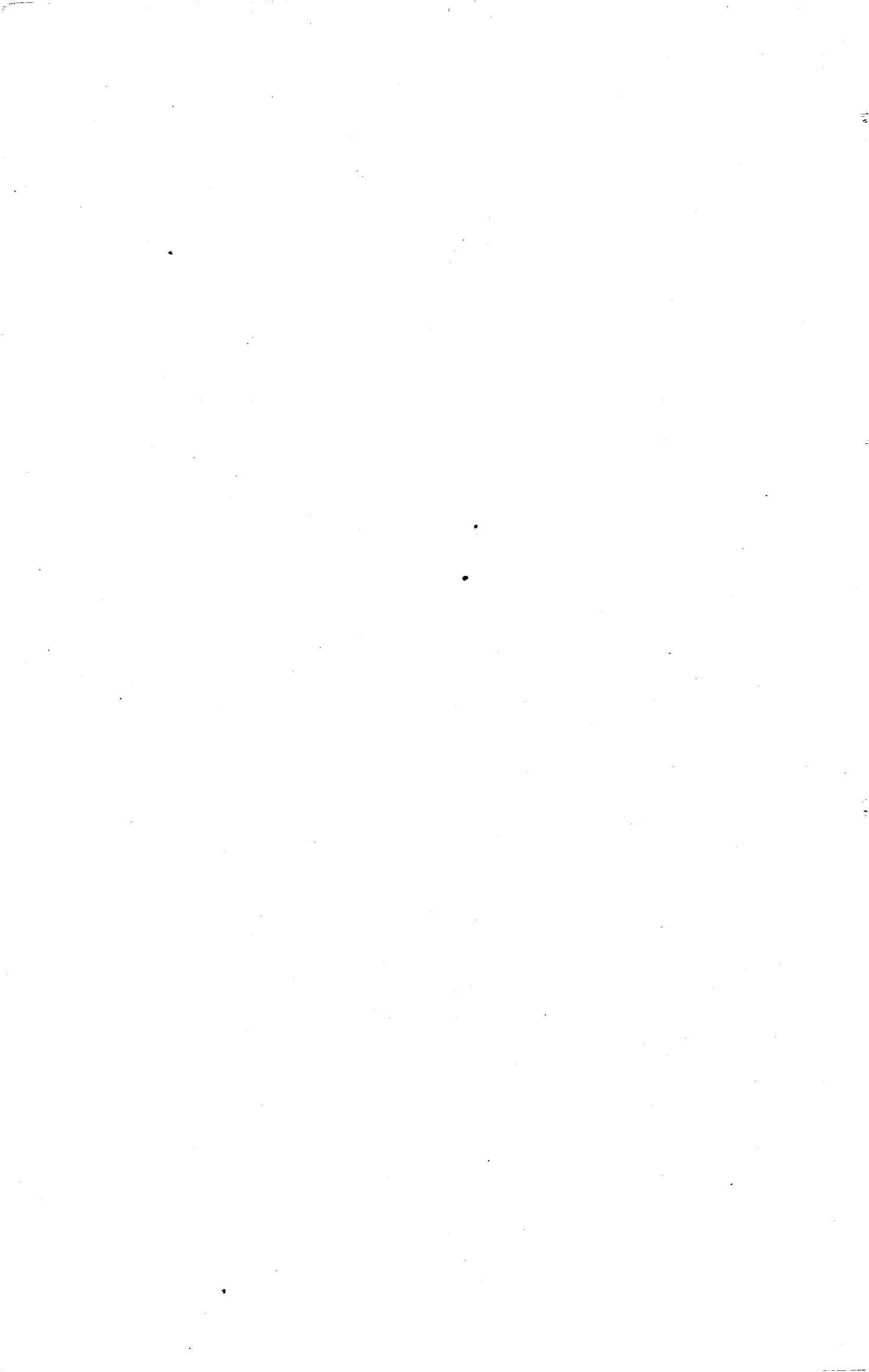
Messrs. Jollie, Montgomery, Aynsley, Knight, Hornbrook, A. Duncan, Macpherson.

**DEPASTURING LICENSES :—**

Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, Jollie.

**PROVINCIAL REVENUE APPORTIONMENT :—**

Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, Montgomery.



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#### *Agency, English—*

1. Letters from his Honor the Superintendent to H. Selfe Selfe, from 5th December, 1868, to 14th April, 1869.

#### *Agency, English—*

6. Letters from H. Selfe Selfe to his Honor the Superintendent, from 31st October, 1868, to 19th February, 1869.

#### *Agency, Immigration—*

8. Letters from A. O. Ottywell, Acting Immigration Agent, to the Provincial Secretary, from 31st September, 1868, to 26th February, 1869.

#### *Agency, Immigration—*

7. Letters from the Provincial Secretary to A. O. Ottywell, Acting Immigration Agent, from 5th December, 1868, to 15th March, 1869.

#### *Agricultural Statistics—*

11. Agricultural Statistics of the Province of Canterbury.

#### *Correspondence—*

25. Correspondence between his Honor the Superintendent and Mr. Knight.

#### *Diseased Cattle Act—*

9. Proclamations by his Honor the Superintendent under that Act.

#### *Diseased Cattle Acts—*

16. Return of Cattle destroyed under, from the outbreak of the disease to 1st May, 1869.

#### *Diseased Cattle Acts—*

18. Proclamation by his Honor the Superintendent under the Diseased Cattle Acts, dated 29th April, 1869, and published in the *New Zealand Gazette* of 13th May, 1869.

#### *Educational Reserves—*

23. Return of all Educational Reserves Trusts and Endowments, with a Statement of the Annual Income derived from the same.

#### *Finance—*

26. Expenditure for Duke of Edinburgh's Reception.

#### *Finance—*

27. Items of expenditure and general contingencies.

*Immigration—*

19. Return of Immigration and Emigration at the Port of Lyttelton, from 1st January, 1868, to 31st March, 1869.

*Loans, Canterbury—*

10. Statement of Bonds Converted and Unconverted, 31st December, 1868.

*Lyttelton Court-House—*

24. Correspondence between the Lyttelton borough Council and the Provincial Government relative to the erection of a Resident Magistrate's Court-House at Lyttelton and site of the same.

*Pasturage Licenses—*

17. Return of Pasturage Licenses not held under "The Canterbury Waste Lands Act, 1864."

*Public Works—*

4. Report on the Public Works of the Province for the financial period ending 31st December, 1868.

*Railways—*

2. Report on the existing state of the Tunnel, by G. Thornton, C.E.

*Railways—*

12. Correspondence in reference to the Report of the Railway Engineer on the existing state of the Tunnel, dated 3rd May, 1869.

*Railway—*

13. Remarks by the Railway Engineer on Mr. Dobson's Report of the state of the Canterbury Railways on 1st December, 1868, dated 5th May, 1869.

*Railway—*

15. Reply of Messrs. Holmes and Co. to the Report of the Commission appointed to inquire into the expenditure on the Canterbury Railways.

*Railway—*

20. Correspondence between his Honor the Superintendent and the Railway Engineer, as to the nature of the work done in the Lyttelton and Christchurch Railway Tunnel; removal of loose rock, &c., since the appointment of the Railway Engineer.

*Railway—*

21. Correspondence between his Honor the Superintendent and T. Patterson, C.E., relative to the safety of the Lyttelton and Christchurch Railway Tunnel.

*Road Boards—*

5. Return shewing the working of the several Road Boards from 1st January to 31st December, 1868.

*Road Districts—*

14. Return of the number of acres of land in each Road District in the Province, specifying the number of acres sold; number of acres reserved for educational and other purposes; estimated number of acres of good arable land not sold or reserved; number of acres of good quality grazing land remaining after deducting the foregoing; number of acres of inferior quality grazing land; and number of acres worthless or of little value; also of the amount of rent derived from pasturage licenses during the current year; also of the expenditure previous to the establishment of Road Boards, and the amount paid to Road Boards to 30th April, 1869.

*Timaru Landing Service—*

3. Correspondence relative to the Surrender of Lease by Captain Crawford to the Timaru and Gladstone Board of Works.

*Waste Lands—*

22. Return shewing the amount of Waste Lands remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaia.



# SESSION XXXI.

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## PAPERS ORDERED TO BE PRINTED.

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Agricultural Statistics of the Province of Canterbury—November, 1868, and February, 1869.

Report of the Select Committee appointed to consider and Report on what change, if any, it would be expedient to make in the present system of appropriating the Provincial Revenue ; also to consider and Report on what change, if any, should be made in the system of administering the affairs of the Province, in order to give satisfaction to the people resident in the Southern and outlying Districts.

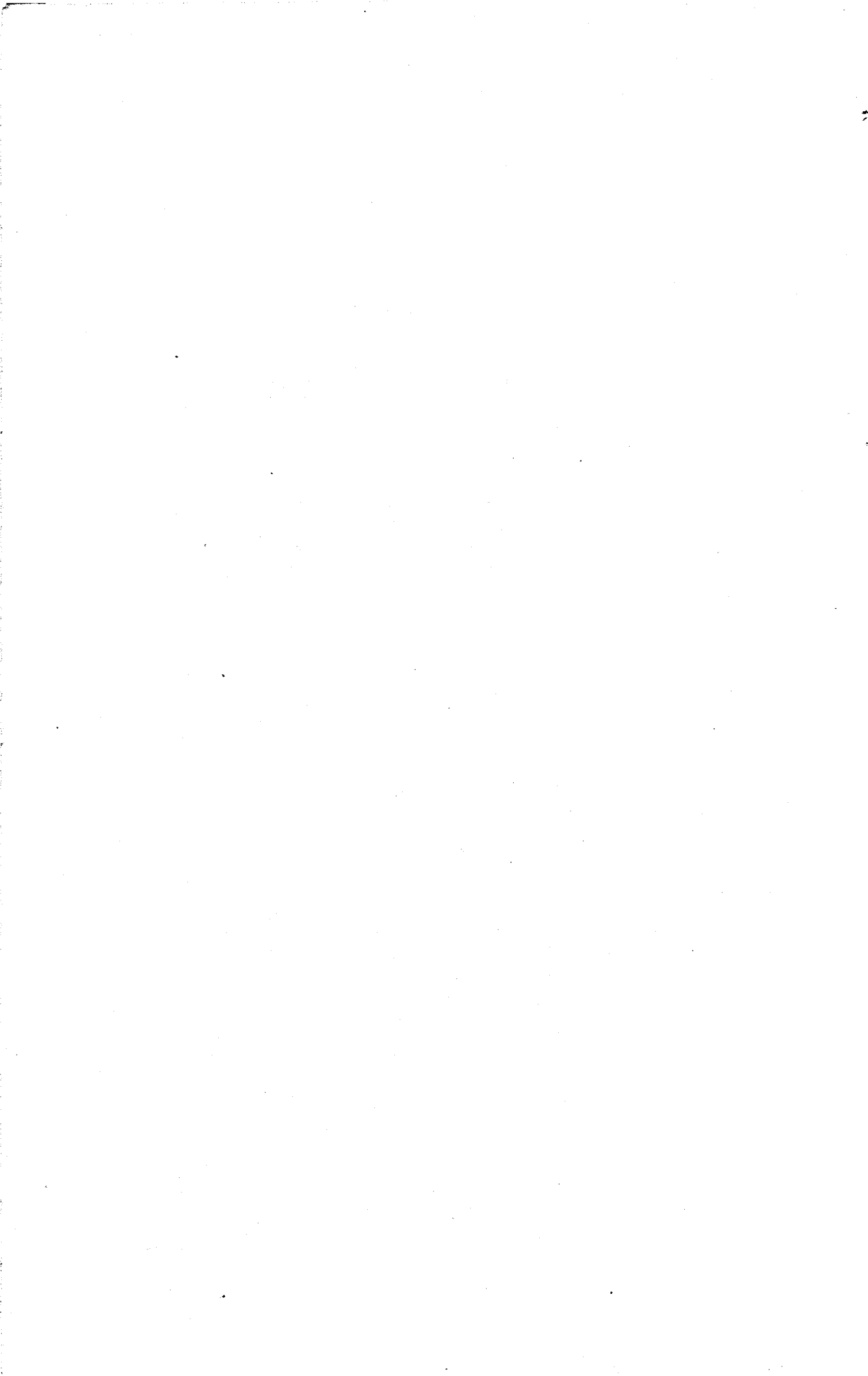
Report of the Committee appointed to inquire into the Management of the Canterbury Railways.

Reply of Messrs. G. Holmes and Co. to the Report of the Commission appointed to inquire into the Expenditure on the Canterbury Railways.

Return of Immigration and Emigration at the Port of Lyttelton, from 1st January, 1868, to 31st March, 1869.

Return of the Number of Acres of Land in each Road District in the Province, specifying the number of acres sold ; number of acres reserved for educational and other purposes ; estimated number of acres of good arable land not sold or reserved ; number of acres of good quality grazing land remaining after deducting the foregoing ; number of acres of inferior quality grazing land ; and number of acres worthless or of little value ; also of the amount of rent derived from pasturage licenses during the current year ; also of the expenditure previous to the establishment of Road Boards, and the amount paid to Road Boards to 30th April, 1869.

Return shewing the working of the several Road Boards throughout the Province during the financial year ending 31st Dec., 1868.



JOURNAL OF PROCEEDINGS  
OF THE  
PROVINCIAL COUNCIL.

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PROVINCE OF CANTERBURY, NEW ZEALAND.

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SESSION XXXI.

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FRIDAY, 7th MAY, 1869.

The Council met pursuant to Proclamation of his Honor the Superintendent, bearing date 16th April, 1869.

Members present—All except Messrs. Birch, Brown, Buchanan, Dixon, T. S. Duncan, Garrick, Gray, Hall, Hargreaves, Johnston, Mallock, Maskell, Matson, Ormsby, Potts, Rhodes, Waeckerle.

The Speaker in the chair.

The Speaker notified to the Council that the following gentlemen had been duly elected to serve as Members of the Provincial Council for the several districts:—

John Studholme, for the Ashburton District.  
J. D. Macpherson, for the Town of Lyttelton.

His Honor the Superintendent entered the Council Chamber and delivered the following Address:—

“ MR. SPEAKER AND GENTLEMEN OF THE PROVINCIAL COUNCIL—

“ I have called you together in accordance with an understanding entered into at the time of your last session to give you an opportunity, prior to the meeting of the General Assembly, of discussing alterations in the Roads Ordinance, the Fencing Ordinance, and some other Ordinances which require modification.

“ A Bill will also be submitted to you for the reduction of the present number of the Members of the Provincial Council and the redistribution of the representation of the Province. The reasons for the introduction of this measure require some explanation on my part. I believe that the time has come when considerable modifications must be made in the form and dimensions of Provincial Institutions if they are to continue their local usefulness and the weight in the general economy of the Colony which it is desirable they should retain. The machinery which has been created in more prosperous times has, I think, outgrown the necessities of government in the Province now that its legislative powers have been curtailed and its functions have devolved, to a great extent, upon the Municipalities and Road Boards, and the funds which it has to administer have been largely pledged in permanent charges for works of local benefit.

“ The Province has still a great work to do in the promotion of Immigration, in the bridging of rivers, and other public works, and in maintaining and developing the systems of education, police, gaols, and charitable institutions, which have, under existing legislation been placed in working order, and I should most strongly deprecate the abdication of its functions in favour of a Central Government, which does not, and cannot for years to come, represent or adequately promote the interests of the people in these matters. I think, however, that we should do wisely not to wait for legislation from without, or until reform is forced upon us by straitened circumstances, but at once to simplify within the limits of the Constitution the general machinery of administration, and I am assured that efficiency no less than economy would be consulted by such a course.

“ A further, and, as it seems to me, most desirable result to be aimed at is the bringing of the Superintendent into more direct communication than is at present the case with the Provincial Council. This may be effected under the existing form of the Constitution by frequent conference with committees of the Council, to be appointed for the purpose, and so long as I retain office it will be my desire to meet the Council in this way and to give every information and assistance in my power in the conduct of the public business. The same object might perhaps be attained by the Superintendent taking a seat in the Council, as under the New Provinces Act, though this course would require legislative sanction from the General Assembly, and is, I incline to think, open to objection so long as the Superintendent is elected as at present. On this point I would here express my belief that hereafter, when a greater identity of interest prevails throughout the colony than can be hoped for under existing circumstances, the administration of the Colonial and the Provincial Government within the Province may be entrusted to a nominated officer of the General Government, but I am persuaded that for some years the public good will be best consulted by maintaining the present form of election by the people. However this may be, I am satisfied that the establishment of a more direct and unfiltered responsibility to the Council is most desirable if, as I understand to be your wish, the Superintendent is to actively supervise the departments and assist in carrying out the votes of the Council. At the present time a considerable amount of routine work is being done by the Superintendent, and such must continue to be the case, possibly to a greater extent than at present. What I should wish personally, and what I believe would conduce to the public good would be that he should have the opportunity of explaining his action to the Provincial Council, and should be more directly responsible for it.

“ The restraints now placed upon the action of the Superintendent by both Colonial and Provincial legislation, and the fact that he is chosen by the whole people of the province and is removable on the motion of the Provincial Council, appear to me to be a satisfactory guarantee that he will carry out the wishes of the people, as expressed by their representatives. The fixing and defining of responsibility is what

is required to secure in the chief officer care and promptitude in the conduct of business which properly falls upon him. Under the existing order of things, as was pointed out by my predecessor, 'the Superintendent has none except a merely political responsibility.'

"In these observations I have expressed my own personal views, so far as they are formed, on a question of great difficulty, with no wish to assert them dogmatically, and with a desire to promote discussion of a subject which is of great importance.

"I am glad to be able to state that the Estimates of Receipts for the current year, laid before you in December last, have been generally verified up to the present time in respect of Ordinary Revenue. But the land sales have not reached the average amount for the past four months, having amounted to only £6077. During the past few weeks there has been a gradual increase of the amounts received, but I can scarcely hope that the receipts for the year will come up to the estimate. On the other hand, the receipts of Ordinary Revenue will probably exceed the estimate.

"The probable decrease in the Land Revenue and the uncertainty which still overhangs the adjustment of the debt between Westland and Canterbury will render the utmost caution necessary in incurring any further liabilities. The Provincial moiety of the Consolidated Revenue during the first three months of the year is more than £500 in excess of the estimate, and the Provincial charges are more than £800 less for the same period; and taking into account the fluctuations of the revenue over the whole year, it is probable that the estimate under this head will be somewhat more than realised. The other estimates of Ordinary Revenue may also be expected to be realised, with the exception of £500 for the Timaru Landing Service, and the amount of £500 for sheep fines. With regard to the former item I have, in accordance with a resolution passed by you in the month of July last year, made an arrangement, subject to your approval, by which the receipts and management of the Landing Service will be handed over to the Timaru and Gladstone Board of Works from the beginning of this year. Correspondence on the subject will be laid before you.

"The absence of a return from Sheep Fines, and the almost total extinction of disease among sheep in the Province is a matter of congratulation.

"The returns from the Railway have up to the present time been in excess of the amount they were estimated to yield. The gross income of the year was estimated at £39,350, and the actual income for the past four months has amounted to £17,280, or £4164 more than one-third part of the estimate for the year. But this period includes the greater part of the wool season and an important part of the grain season; and the present income will not be maintained during the winter months. It is reasonable, however, forming a calculation upon the relative income for the different months of last year, to anticipate an excess of the estimated amount of receipts over the whole year; but on the other hand there will be expenditure necessary in the Tunnel which was not previously contemplated, and which will more than absorb any such excess. The stores paid for in last year and consumed during the present year, and a per centage for depreciation, are not taken into account in the above observations.

"You will learn from papers which will be laid before you that the Provincial Debentures converted into Colonial 5 per cents. on the 31st December last were:—Of the Emigration Loan, £19,100 out of £30,000; of the Railway Loan, £162,900 out of £250,000; of the Canterbury Loan, £476,300 out of £500,000. The unconverted Debentures being respectively—Emigration Loan, £10,900, bearing 8 per cent.

interest; Railway Loan, £87,100, bearing 6 per cent. interest; Canterbury Loan, £23,700, bearing 6 per cent. interest. The effect of these conversions is to increase the principal debt by £35,539 10s., and to diminish the annual charges for interest and sinking fund by £7034 16s. 7d. The annual charges to be borne by the Province for interest and sinking fund on Loans stand at present time:—Loan of 1856, payable to Colonial Treasury, £4440 per annum; Provincial Debentures converted, payable to Colonial Treasury, £41,630 3s. 5d.; unconverted Debentures, payable to holders—interest £7520, sinking fund £2415—£9935; or a total of £56,005 3s. 5d.

“Under Schedule B to the Appropriation Ordinance of last session payment of 25 per cent. of the amount of the votes has been made to the several Road Boards. Further payments must depend upon the receipts from the sales of land. I trust that it will not be necessary materially to curtail any of the contemplated expenditure under the heads Education and Immigration. With regard to the last, in the absence of any intimation to the contrary, I have assumed that it is your intention that liabilities to the amount of the vote should be incurred within this present financial period.

“I cannot but reiterate my conviction that it is to a steady system of immigration, more than to any other cause, that we have to look for a restoration of prosperity to the Province.

“Letters to Mr Selfe, shewing the action I have taken in accordance with your resolution of last session will be laid on the table.

“You will learn from the letters of last month from the Emigration Agent how largely the difficulty of obtaining suitable immigrants has been increased by the accounts which had reached home of the massacre in Poverty Bay, and the other disastrous incidents of the Native War. I trust that the united counsels of the Colony during the approaching Session may lead to measures which will remove this obstacle to the progress of all parts of the Colony, and to the relief of the distress in which so large a number of our fellow-colonists are involved.

“I now declare this Council open for the dispatch of public business.

“W. M. ROLLESTON,

“Superintendent.”

His Honor the Superintendent left the Council Chamber.

The following papers were laid upon the table:—

1. Letters from his Honor the Superintendent to H. Selfe Selfe, from 5th December, 1868, to 14th April, 1869.
2. Report on the existing state of the Tunnel, by G. Thornton, C.E.
3. Correspondence relative to the Surrender of Lease by Captain Crawford to the Timaru and Gladstone Board of Works.
4. Report on the Public Works of the Province for the financial period ending 31st December, 1868.

5. Return shewing the working of the Several Road Boards from 1st January to 31st December, 1868.
6. Letters from H. Selfe Selfe to his Honor the Superintendent, from 31st October, 1868, to 19th February, 1869.
7. Letters from the Provincial Secretary to A. O. Ottywell, Acting Immigration Agent, from 5th December, 1868, to 15th March, 1869.
8. Letters from A. O. Ottywell, Acting Immigration Agent, to the Provincial Secretary, from 31st September, 1868, to 26th February, 1869.
9. Proclamations by his Honor the Superintendent under that Act.
10. Statement of Bonds Converted and Unconverted, 31st December, 1868.
11. Agricultural Statistics of the Province of Canterbury.

The Council adjourned at 3 p.m. until Tuesday.

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TUESDAY, 11TH MAY, 1869.

NOTICE PAPER.

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|--|---|
| <ol style="list-style-type: none"> <li>1. The PROVINCIAL SOLICITOR—To move for leave to bring in “The Sheep Ordinance, 1864, Amendment Bill, 1869.”</li> <li>2. The PROVINCIAL SOLICITOR—To move for leave to bring in “The Trespass of Cattle Bill, 1869.”</li> <li>3. The PROVINCIAL SOLICITOR—To move for leave to bring in “The Fencing Bill, 1869.”</li> <li>4. The PROVINCIAL SOLICITOR—To move for leave to bring in “The Roads Bill, 1869.”</li> <li>5. Mr. W. WILSON—To move, “That the reply of Messrs. Holmes and Co. to the Report of the Railway Commissioners be laid upon the table of the House.”</li> </ol> | <ol style="list-style-type: none"> <li>6. The PROVINCIAL SECRETARY—To move for leave to bring in a Bill entitled “The Little River Reserves Sales Bill, 1869.”</li> <li>7. Mr. J. STUDHOLME—To move a Reply to his Honor’s Address.</li> <li>8. Mr. J. S. WILLIAMS—To move, “That in the opinion of this Council it is desirable that the following principle should be adopted in any Bill altering the present system of representation, viz., that the number of Members to be assigned to any one District should bear to the whole number of Members of the Council as nearly as may be the same proportion as the number of electors within such District shall bear to the whole number of electors within the Province.”</li> </ol> |
|--|---|

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, Buckley, T. S. Duncan, Fyfe, Johnstone, Mallock, Maskell, Waeckerle.

The Speaker in the chair.

*Papers.*—The following Papers were laid upon the table:—

12. Correspondence in reference to the Report of the Railway Engineer on the existing state of the Tunnel, dated 3rd May, 1869.
13. Remarks by the Railway Engineer on Mr. Dobson’s Report of the state of the Canterbury Railways on 1st December, 1868, dated 5th May, 1869.

14. Return of the number of acres of land in each Road District in the Province, specifying the number of acres sold; number of acres reserved for educational and other purposes; estimated number of acres of good arable land not sold or reserved; number of acres of good quality grazing land remaining after deducting the foregoing; number of acres of inferior quality grazing land; and number of acres worthless or of little value; also of the amount of rent derived from pasturage licenses during the current year; also of the expenditure previous to the establishment of Road Boards, and the amount paid to Road Boards to 30th April, 1869.

*Sheep Ordinance, 1864, Amendment Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Trespass of Cattle Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Fencing Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Roads Bill, 1869.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

The second reading of these Bills was made an Order of the Day for Wednesday.

*Paper No. 15* was laid upon the table :—

15. Reply of Messrs. Holmes and Co. to the Report of the Commission appointed to inquire into the expenditure on the Canterbury Railways.

The paper was ordered to be printed.

*Little River Reserves Sales Bill.*—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

The second reading was made an Order of the Day for Wednesday.

*Reply to the Opening Address of his Honor the Superintendent.*—The following Reply was moved and carried :—

“The Council thanks your Honor for the Address with which this special session has been opened and will give its best consideration to the several measures which will be brought before it.”

The Council adjourned at 5.40 until Wednesday.

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WEDNESDAY, 12TH MAY, 1869.

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NOTICE PAPER.

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|---|---|
| <p>1. MR. MURRAY-AYNSLEY—To ask the Secretary of Public Works if it is the intention of the Government to bring in a Bill for leasing land at the Lyttelton Railway Station, or to build Government Stores for goods and produce.</p> <p>2. MR. DIXON—To move that a Return be laid on the table of this House showing the number of Cattle slaughtered on the Maori Run, or that had died there from the effects of Pleuro-Pneumonia; and also of the number slaugh-</p> | <p>tered there for beef, and of the number still remaining on the Maori Run.</p> <p>3. MR. KNIGHT—To move “That a respectful address be presented to his Honor the Superintendent, praying him to take immediate steps towards having that portion of the River Halswell, which is in the Little River Road District, cleared of watercress and other obstructions.</p> |
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## ORDERS OF THE DAY.

- |  |   |
|--|---|
| 1. "The Sheep Ordinance, 1864, Amendment Bill, 1869," second reading of. | 3. "The Fencing Bill, 1869," second reading of.                     |
| 2. "The Trespass of Cattle Bill, 1869," second reading of.               | 4. "The Roads Bill, 1869," second reading of.                       |
|  | 5. "The Little River Reserves Sales Bill, 1869," second reading of. |

The Council met pursuant to adjournment.

Members present—All except Messrs. Delamain, T. S. Duncan, Fyfe, Garrick, Hillyard, Johnstone, Kennaway, Peacock, W. Wilson.

The Speaker in the chair.

*Paper* No. 16 was laid upon the table :—

16. Return of Cattle destroyed under "The Diseased Cattle Act," from the outbreak of the disease to 1st May, 1869.

*Sheep Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a second time. Ordered to be committed presently.

*Trespass of Cattle Bill, 1869.*—The Bill was read a second time. Ordered to be committed presently.

*The Fencing Bill, 1869.*—The Bill was read a second time. Ordered to be committed presently.

*Roads Bill, 1869.*—The Bill was read a second time.

Motion was proposed—"That the Bill be committed."

Amendment was granted—"That the Bill be referred to a Select Committee, to consist of seven Members, three to form a quorum, to report on Tuesday, the 18th."

The Committee was constituted by ballot—Messrs. J. S. Williams, G. L. Lee, W. Maskell, J. Hall, W. Kennaway, J. Waeckerle, A. Knight.

*Little River Reserves Sales Bill.*—The Bill was read a second time.

The Council in Committee for the consideration of that Bill—Clause 1 passed as amended. The word "2" being read for word "3." Clauses 2 and 3 passed. The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

*Trespass of Cattle Bill, 1869.*—Motion was proposed—"That the Bill be committed."

Amendment was granted—"That the Bill be referred to a Select Committee, to consist of the Provincial Solicitor, Messrs. A. Duncan, Gray, Knight, Studholme, Wilson, and Hall, three to form a quorum, to report on Friday next.

*Fencing Bill, 1869.*—The Council in Committee for the consideration of that Bill. Clauses 1 to 6 passed with amendments. Clause 7 was proposed. Amendment was negatived upon division—"That the clause be struck out."

Ayes, 3: Messrs. Brown, Duncan, and Knight.

Noes, 21: Messrs. Birch, Buchanan, Buckley, Macpherson, Dixon, Gray, Hawkes, Hornbrook, Jollie, *Lte*, Matson, Mallock, Maskell, Montgomery, Moore, Ormsby, Studholme, Potts, Rhodes, Tancred, Williams, W. H. W.

Clause 8 passed as printed. Clause 9 was proposed.

The Speaker in the chair.

The Chairman reported progress. The committal of the Bill was made an Order of the Day for Thursday.

The committal of "The Sheep Ordinance, 1864, Amendment Bill, 1869," was made an Order of the Day for Thursday.

The Council adjourned at 8.30 until Thursday.

## THURSDAY, 13TH MAY, 1869.

### NOTICE PAPER.

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| <p>1. Mr. HARGREAVES—To ask the Provincial Secretary what title the Government hold over the land reclaimed in Lyttelton Harbour, and whether the said land will be handed over to the Lyttelton Borough Council—which now forms part of the Borough, being within its southern boundary.</p> <p>2. The PROVINCIAL SOLICITOR—To move for leave to bring in a Bill to empower the Superintendent to lease the reserves on the reclaimed land at Lyttelton.</p> <p>3. The PROVINCIAL SOLICITOR—To move, "That in the opinion of this Council the arrangement between the Provincial Government and the proprietors of Peacock's Wharf with reference to a siding to be carried on to the said Wharf should be concluded."</p> <p>4. The PROVINCIAL SECRETARY—To move, "That in the opinion of this Council it is absolutely necessary that communication with the Northern part of the Province should be maintained, and that immediate steps should be taken by the Government to repair the present bridge over the Waimakariri River at Kaiapoi, or to build another one at such place on the river as may seem best adapted for public convenience."</p> | <p>5. The PROVINCIAL SOLICITOR—To move for leave to introduce "The Provincial Council Representation Ordinance, 1869."</p> <p>6. Mr. KNIGHT—To move, "That a respectful address be presented to his Honor the Superintendent, praying him to take immediate steps towards having that portion of the River Halswell which is in the Little River Road District cleared of watercress and other obstructions.</p> <p>7. Mr. MASKELL—To move for leave to introduce a Bill to amend "The Education Ordinance, 1864."</p> <p>8. Mr. KNIGHT—To move (1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"</p> |
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### ORDERS OF THE DAY.

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| <p>1. "The Little River Reserves Sales Bill, 1869," third reading of.</p> <p>2. "The Fencing Bill, 1869," committal of."</p> | <p>3. "The Sheep Ordinance, 1864, Amendment Bill, 1869," committal of.</p> |
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The Council met pursuant to adjournment.

Members present—All, except Messrs. Macpherson, Delamain, T. S. Duncan, Garrick, Johnstone, and Mallock.

The Speaker in the chair.

*Paper* No. 17 was laid upon the table:—

17. Return of Pasturage Licenses not held under the Canterbury Waste Lands Act, 1864.

*Railway and Harbour Reserves Leasing Bill*, 1869.—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Peacock's Wharf*—Motion was granted—“That in the opinion of this Council the arrangement between the Provincial Government and the proprietors of Peacock's Wharf with reference to a siding to be carried on to the said Wharf should be concluded.”

*Waimakariri Bridge*.—Motion was carried as amended—“That in the opinion of this Council it is absolutely necessary that communication with the Northern part of the Province should be maintained, and that immediate steps should be taken by the Government to repair the present bridge over the Waimakariri River at Kaiapoi, or to build another one at such place on the river as may seem best adapted for public convenience; that the cost of the erection of the same be paid out of the tolls to be collected therefrom.”

*Provincial Council Representation Bill*, 1869.—Leave was given to bring in that Bill. Motion was proposed—“That the Bill be read a first time now.” Amendment was carried upon division—“That the Bill be read a first time on Tuesday.”

Ayes, 15: Messrs. Brown, Buckley, Dixon, A. Duncan, Fyfe, Hawkes, Hillyard, Knight, Matson, Montgomery, Moore, Ormsby, Peacock, Waeckerle, Williams, J. S.

Noes, 13: Birch, Buchanan, Gray, Hall, Jollie, Kennaway, Lee, Maskell, Studholme, Potts, Rhodes, W. H. W. Williams, Wilson.

*Little River Road District*.—Motion was negatived—“That a respectful address be presented to his Honor the Superintendent, praying him to take immediate steps towards having that portion of the River Halswell, which is in the Little River Road Board District, cleared of watercress and other obstructions.”

*Education Ordinance*, 1864, *Amendment Bill*, 1869.—Leave was given to bring in that Bill. The Bill was read a first time and ordered to be printed.

*Railways*.—Motion was proposed—“That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year.”

A motion “That the debate be adjourned” was negatived.

Amendment was proposed "That after the word 'that' the words be inserted 'public tenders be invited for the purchase of' and all the words after 'Railways' be struck out." The debate was adjourned until Wednesday.

*Little River Reserves Sales Bill, 1869.*—The Council in Committee for the re-consideration of that Bill. Clauses 2 and 3 were amended.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Friday.

The Committal of the Fencing Bill was made an Order of the Day for Tuesday.

The Committal of "The Sheep Ordinance, 1864, Amendment Bill, 1869," was made an Order of the Day for Tuesday.

The Council adjourned at 9.20 until Friday.

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FRIDAY 14<sup>TH</sup> MAY, 1869.

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NOTICE PAPER.

The Report of the Trespass of Cattle Bill Committee to be brought up.

"The Little River Reserves Sales Bill, 1869"—  
Third reading of.

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The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Brown, Macpherson, Delamain, Dixon, T. S. Duncan, Garrick, Gray, Johnstone, Mallock, Montgomery, Peacock, Rhodes, and Wilson.

The Speaker in the chair.

An error in the minutes of Wednesday, the 12th instant, as to the constitution of the committee by ballot was ordered to be corrected.

Extension of time to Tuesday was granted to the Trespass of Cattle Bill Committee to bring up their report.

*Little River Reserves Sales Bill.*—The Bill was read a third time and passed.

The Council adjourned at 12.30 until Tuesday.

TUESDAY 18TH MAY, 1869.

## NOTICE PAPER.

The Report of the Roads Bill Committee to be brought up.

The Report of the Cattle Trespass Bill Committee to be brought up.

1. Mr. KNIGHT—To ask what has been done towards complying with the resolution carried last Session with respect to the drainage of Lake Ellesmere.
2. Mr. MACPHERSON—To move, "That a Committee be appointed to inquire into the management of the Canterbury Railways with special reference to the traffic arrangements and the sufficiency of the present buildings and rolling stock; to have power to call for persons and papers, and to report to the Council on Tuesday, the 25th instant, such Committee to consist of the Provincial Secretary, Mr. Montgomery, Mr. Aynsley, Mr. Knight, Mr. Hornbrook, Mr. Andrew Duncan, and the mover, three to form a quorum."
3. Mr. POTTS—To move "That in the opinion of this Council it is desirable that reserves of waste lands should be made for the endowment of the Charitable Institutions of the Province.
4. Mr. HALL—To move "That Return No. 5, shewing the working of the several Road Boards during the year 1868, be ordered to be printed."
5. Mr. MASKELL—To move the second reading of "The Education Ordinance, 1864, Amendment Ordinance, 1869."
6. The PROVINCIAL SOLICITOR—To move the committal of "The Trespass of Cattle Bill, 1869."
7. Mr. KNIGHT—To move, "That all Engineers' and other Correspondence, Reports, and Returns, in connection with the Railways be laid on the table.

## ORDERS OF THE DAY.

1. "The Provincial Council Representation Bill, 1869"—The first reading of.
2. "Fencing Bill, 1869"—Further consideration of in Committee.
3. "Sheep Ordinance, 1864, Amendment Bill, 1869"—Committal of.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Delamain, Hillyard, and Johnstone.

The Speaker in the chair.

Extension of time until Thursday was granted to the Roads Bill Committee to bring up their report.

The report of the Cattle Trespass Committee was brought up and read.

*Select Committee*—A Select Committee was appointed to inquire into the management of the Canterbury Railways with special reference to the traffic arrangements and the sufficiency of the present buildings and rolling stock; to have power to call for persons and papers, and to report to the Council on Tuesday, the 25th instant, such Committee to consist of the Provincial Secretary, Mr. Montgomery, Mr. Aynsley, Mr. Knight, Mr. Hornbrook, Mr. Andrew Duncan, and Mr. Macpherson, three to form a quorum."

The third notice upon the Order Paper was postponed until Wednesday.

*Returns.*—Motion was granted, "That Paper No. 5, shewing the working of the several Road Boards during the year 1868 be ordered to be printed."

The fifth notice upon the Order Paper was postponed until Wednesday.

*The Trespass of Cattle Bill, 1869.*—The Council in Committee for the consideration of that Bill.

Clauses 1 to 3 passed as amended. Clauses 4 and 5 were postponed. A motion to report progress was negatived. Clauses 6 and 7 passed as printed; clause 8 as inserted. Clause 9 was postponed. Clauses 10, 11, 12, and 13 passed as amended. A motion to report progress was negatived. Clauses 14 to 25 passed with amendments.

Clause 26 was inserted—“The Poundkeeper shall keep a true and faithful copy of the register of brands, according to ‘The Sheep Ordinance, 1864.’”

The remaining Clauses passed as printed.

Clause 34 was inserted—“This Ordinance shall come into force on the 1st day of September, 1869.”

Schedule A was proposed.

Amendment was granted—“That the Chairman report progress, with leave to sit again presently.”

The seventh notice upon the Order Paper was withdrawn by leave.

Nos. 1 and 2 of the Orders of the Day were discharged.

*The Sheep Ordinance, 1864, Amendment Bill, 1869.*—The Council in Committee for the consideration of that Bill. Clause 1 was proposed.

Motion was negatived upon division—“That the blank be filled up with the words ‘twenty shillings.’”

Ayes, 14: Messrs. T. S. Duncan, Fyfe, Hawkes, Jollie, Knight, Lee, Maskell, Montgomery, Ormsby, Peacock, Potts, Rhodes, Tancred, W. Williams.

Noes, 16: Messrs. Aynsley, Brown, Buchanan, Buckley, Dixon, Gray, Hall, Hargreaves, Hornbrook, Kennaway, Matson, Mallock, Moore, Studholme, Wilson, Macpherson.

The blank was filled up with the words “eighteen shillings.” The word “fifty” was struck out and the words “one hundred” were substituted. Clause 1 passed as amended. Clauses 2, 3, 4, and 5 passed as printed; Clause 6 as amended. After the words “Otago Province” the words being inserted “and of sheep that have been depasturing in the country south of the River Waiau-ua, in the Province of Nelson, for a period of not less than twelve months previous;” and after the words “free from scab” the words being inserted “and as regards sheep that have been depasturing south of the River Waiau-ua, as aforesaid, that they have been so depasturing for a period of not less than twelve months previously.”

The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended.

The third reading was made an Order of the Day for Wednesday.

*The Trespass of Cattle Bill, 1869.*—The Council in Committee for the further consideration of that Bill.

Schedule A was proposed. Sections 1 to 3 passed with amendment. Section 4 was struck out. Sections 5, 6, 7, and 8 passed with amendment.

Section 9 as inserted—“Any fence erected previous to the passing of this Ordinance which shall be of the description contained in Schedule B to ‘The Trespass of Cattle Ordinance,’ Session XIV., No. 1, upon division.

Ayes, 18: Messrs. Aynsley, Buchanan, Buckley, Dixon, Duncan, Fyfe, Hall, Hargreaves, Hornbrook, Jollie, Knight, Montgomery, Moore, Ormsby, Potts, Tanced, W. Williams, Wilson.

Noes, 9: Messrs. Brown, Gray, Lee, Matson, Mallock, Peacock, Studholme, Rhodes.

A section 10 proposed to be inserted was negatived—“Any fence that shall be decided in any Court before which any case may be brought to be in that case reasonably sufficient.” The schedule passed as amended.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Wednesday.

The Council adjourned until Wednesday.

WEDNESDAY, 19TH MAY, 1869.

NOTICE PAPER.

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| <ol style="list-style-type: none"> <li>1. Mr. MASKELL—To ask what the Government intend to do with respect to the Cattle confined on the Maori Run.</li> <li>2. Mr. STUDHOLME—To ask the Provincial Secretary what steps have been taken by the Government towards the erection of the Rakaia Bridge.</li> <li>3. Mr. HAWKES—To ask the Government what means are being used for the collection of amounts due by Assisted Immigrants settled in the Timaru District? Whether it is the intention of the Government to continue the present system of collection? Contingent on the reply to move, “That in the opinion of this Council it is inexpedient that others than officers of the Immigration office should be employed in the collection of amounts due by Immigrants.”</li> <li>4. Mr. BROWN—To move, “That in the opinion of this Council the present Provincial Governments of New Zealand are a more cumbrous and expensive machinery for the administration of local affairs than is required by the existing circumstances of the Colony.”</li> </ol> | <ol style="list-style-type: none"> <li>5. Mr. BUCKLEY—To move the Council into Committee to consider the following resolutions:—“That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial</li> </ol> |
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- Councils, such Meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions."
6. Mr. POTTS—To move, "That in the opinion of this Council it is desirable that Reserves of Waste Lands should be made for the endowment of Charitable Institutions of the Province."
  7. Mr. MASKELL—To move the second reading of "The Education Ordinance, 1864, Amendment Ordinance, 1869."
  8. Mr. DIXON—To move, "That this House take steps to allocate 25 per cent. of the land fund arising from each district to the public works of the District from which it arises to the main roads leading to that District, and generally to the larger public works which are of a special benefit to that district. That other 25 per cent. be allocated for Emigration purposes, and that such refunds as arise from this fund be again applied for the same purpose."
  9. Mr. DIXON—To move, "That this House deferentially petition the General Government to take steps to make the Rate Roll of the Province the Electoral Roll for the Province."
  10. The PROVINCIAL SECRETARY—To move, "That a Select Committee be appointed to consider and report upon the principle which should be adopted in fixing the annual fees to be paid on the 1st May, 1870, and in succeeding years in respect of Depasturing Licenses not held under the Canterbury Waste Lands Act, 1864, or in respect of any licenses held under that Act upon which the licensees shall fail to pay the rental. The Committee to consist of Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, and the mover, three to form a quorum, with power to call for persons and papers; to report on Tuesday, the 25th inst."
  11. *Adjourned Debate*—(1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"
  12. Amendment moved to first resolution by Mr. BROWN—To insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.

#### ORDERS OF THE DAY.

1. "The Sheep Ordinance, 1864, Amendment Bill, 1869"—Third reading of.
2. "The Trespass of Cattle Bill, 1869,"—Further consideration in Committee of.

The Council met pursuant to adjournment.

Members present—All except Messrs. T. S. Duncan, Garrick, and Johnstone.

The Speaker in the chair.

*Paper* No. 18 was laid on the table:—

18. Proclamation by his Honor the Superintendent under the Diseased Cattle Acts, dated 29th April, 1869, and published in the *New Zealand Gazette* of 13th May, 1869.

*Provincial Governments.*—Motion was negatived upon division—"That in the opinion of this Council the present Provincial Governments of New Zealand are a more cumbrous and expensive machinery for the administration of local affairs than is required by the existing circumstances of the Colony."



Ayes, 10: Messrs. Brown, Buckley, Hall, Kennaway, Maskell, Matson, Ormsby, Peacock, Potts, Waeckerle.

Noes, 14: Messrs. Buchanan, Delamain, Dixon, Fyfe, Gray, Hawkes, Hornbrook, Jollie, Lee, Mallock, Moore, Studholme, Rhodes, J. S. Williams.

*Local Governments.*—The Council in Committee to consider the resolutions:—  
 “That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a Province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial Councils, such meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions.”

The first resolution was proposed. The words “of Canterbury” were inserted after the word “Province.”

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Thursday.

*Reserves for Charitable Purposes.*—Motion was proposed—“That in the opinion of this Council it is desirable that Reserves of Waste Lands should be made for the endowment of Charitable Institutions of the Province.”

Amendment was proposed—“That after the word “lands” the words be inserted “to the extent of 10,000 acres.”

The amendment was withdrawn by leave. The original motion passed.

*The Education Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a second time.

The Council in Committee for the consideration of that Bill.

Amendment—“That the word ‘may’ be substituted for the word ‘shall’ in the second line” was withdrawn. Clause 1 passed with amendment; Clause 2 as printed. The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

Notices of Motion Nos. 8 and 9 lapsed.

*Select Committee.*—Notice of Motion No. 10 was carried as amended—“That a Select Committee be appointed to consider and report upon the principles which should be adopted in dealing with depasturing licenses not held under ‘The Canterbury Waste Lands Act, 1864,’ or in respect of any licenses held under that Act upon which the licensees shall fail to pay the rental; the committee to consist of Messrs. Aynsley, Ormsby, Studholme, Montgomery, J. S. Williams, Peacock, and the Provincial Secretary, three to form a quorum, with power to call for persons and papers. To report Tuesday, 25th instant.”

The adjourned debate was adjourned until Wednesday, 26th instant.

*The Sheep Ordinance 1864, Amendment Bill, 1869.*—The Council in Committee for the re-consideration of that Bill.

A fresh Clause was inserted as Clause 7—“Every person giving notice under the provisions of ‘The Sheep Ordinance, 1864,’ that he is about to drive sheep across any run shall state in such notice at what point it is intended that such sheep shall enter upon such run, and in what direction it is intended they shall cross such run.”

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

*The Trespass of Cattle Bill, 1869.*—The Council in Committee for the further consideration of that Bill.

Clause 4 passed as amended, with the addition of the words—“This clause shall not apply to cattle owned by any licensee of Crown lands, if such cattle are depasturing on roads over which he has a right of pasturage.” Clause 5 passed as amended, the blank being filled up with the word “three.” Clause 9 passed as amended; the words “the property of the same owner” being inserted after the word “pigs.”

Clause 33 passed as inserted—“No proceedings for the recovery of damages on account of any trespass shall be commenced under the authority of this Ordinance unless they be commenced within thirty days after the occurrence of such trespass.”

Schedules B, C, D, E, and F passed with amendment. The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Thursday.

The Council adjourned at 12.35 until Thursday.

THURSDAY 20TH MAY, 1869.

## NOTICE PAPER.

The Report of the Roads Bill Committee to be brought up.

1. Mr. POTTS—To ask what steps have been taken by Government to carry out the resolution passed in the last Session of the Council for the encouragement of local industries.
2. Mr. HAWKES—To ask the Government what means are being used for the collection of amounts due by Assisted Immigrants settled in the Timaru District? Whether it is the intention of the Government to continue the present system of collection? Contingent on the reply to move, "That in the opinion of this Council it is inexpedient that others than officers of the Immigration office should be employed in the collection of amounts due by Immigrants."
3. Mr. BROWN—To move, "That there be fifty-two thousand acres of land reserved for Educational purposes; and that the said land may either be held in trust or sold, and the proceeds applied to Educational purposes, under 'Education Ordinance, 1864.'"
4. The PROVINCIAL SOLICITOR—To move second reading of "The Railway and Harbour Reserves Leasing Ordinance, 1869."
5. The PROVINCIAL SOLICITOR—To move the committal of "The Fencing Ordinance, 1869."
6. The PROVINCIAL SECRETARY—To move, "That this Council recommends His Honor the Superintendent to reserve Waste Lands for the following purposes, and of the acreage named for each, viz.:—

10,000 acres as an endowment for the Hospitals of the Province.

5000 acres as an endowment for the Orphan Asylum of the Province.

5000 acres as an endowment for the Benevolent Aid of the Province.

10,000 acres as an endowment for the Lunatic Asylum of the Province.

5000 acres as an endowment for the Public Library and Museum of the Province.

7. Mr. J. S. WILLIAMS—To move, "That a respectful address be presented to his Honor the Superintendent, requesting him to take measures for ascertaining approximately the quantity of land that could be improved or brought into cultivation by irrigating the Plains between the Rivers Ashburton and Waimakariri, and the cost of a system of irrigation.
8. Mr. HAWKES—To move, "That whereas on the 25th day of June, 1857, an Act was passed by the Provincial Council, providing for the purchase of a site for a Cattle Market out of the proceeds of the sale of the Reserve made for that purpose by the provisions of the Canterbury Reserves Ordinance, and which Act has not been complied with, this Council is of opinion that a portion of the the waste lands of the Crown, equivalent in value to the sum realised by the sale of such Reserve, shall be set apart for the purpose of procuring a site for a Cattle Market for the City of Christchurch.

## ORDERS OF THE DAY.

1. "The Education Ordinance, 1864, Amendment Bill, 1869."—The third reading of.
2. "Sheep Ordinance, 1864, Amendment Bill, 1869."—The third reading of.
3. "Trespass of Cattle Bill."—The third reading of.
4. The further consideration in Committee of the resolutions:— "That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a

province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial Councils, such Meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, Delamain, T. S. Duncan, Garrick, Gray, and Johnstone.

The Speaker in the chair.

*Paper No. 19* was laid upon the table :—

19. Return of Immigration and Emigration at the Port of Lyttelton, from 1st January, 1868, to 31st March, 1869.

The Report of the Roads Bill Committee was brought up and read.

*Reserves for Educational Purposes.*—Motion was proposed—“That there be 52,000 acres of land reserved for educational purposes, and that the said land may either be held in trust or sold and the proceeds applied to educational purposes under “The Education Ordinance, 1864.”

Amendment was granted—“That the words ‘52,000’ be struck out.” The words were inserted “this Council recommends his Honor the Superintendent to reserve an additional 20,000 acres.” Upon division :—

Ayes, 14 : Messrs. Brown, Buchanan, A. Duncan, Hawkes, Hillyard, Jollie, Knight, Lee, Montgomery, Moore, Peacock, Potts, W. Williams, Wilson.

Noes, 13 : Messrs. Aynsley, Buckley, Dixon, Hall, Hornbrook, Kennaway, Matson, Mallock, Maskell, Ormsby, Studholme, Rhodes, Waeckerle.

The following words were inserted after the word “purposes,” “but that no land so reserved shall be in blocks exceeding 1500 acres or more than 4000 acres in any Road Board District.”

A further amendment was negatived—“That the words be added ‘and that no more than 5000 acres be reserved in any one year.’” The words from “and that” to the end of the motion were struck out.

The motion passed as amended—“That this Council recommends his Honor the Superintendent to reserve an additional 20,000 acres of land for educational purposes, but that no land so reserved shall be in blocks exceeding 1500 acres or more than 4000 acres in any Road Board District.”

*The Railway and Harbour Reserves Leasing Bill.*—The Bill was read a second time.

The Council in Committee on that Bill—Clause 1 passed. The preamble and title passed as printed.

The Speaker in the chair.

The Bill was reported as printed.

*The Fencing Bill, 1869.*—The Council in Committee for the consideration of that Bill.

Clause 9 as printed was struck out—passed as inserted. Clause 10 passed as inserted. Clause 10 of the Bill passed as Clause 11. Clause 11 as Clause 12. The schedule, preamble, and title passed.

The Speaker in the chair.

The Bill was reported as amended. The re-committal was made an Order of the Day for Friday.

*Reserves for Charitable Purposes.*—The Council in Committee for the consideration of the following Resolutions :—

“That this Council recommends his Honor the Superintendent to reserve Waste Lands for the following purposes, and of the acreage named for each, viz. :—

10,000 acres as an endowment for the Hospitals of the Province.			
5000	”	”	Orphan Asylum do.
5000	”	”	Benevolent Aid do.
10,000	”	”	Lunatic Asylum do.
5000	”	”	Public Library and Museum do.”

The first resolution passed as proposed. The second resolution passed as amended, upon division—“5000 acres for Orphan Asylums of the Province :”—

Ayes, 18 : Messrs. Aynsley, Brown, Buckley, Hawkes, Hillyard, Hornbrook, Jollie, Kennaway, Knight, Lee, Montgomery, Moore, Ormsby, Peacock, Potts, Rhodes, Waeckerle, Wilson.

Noes, 6 : Messrs. Buchanan, Dixon, Duncan, Fyfe, Hall, Studholme.

Resolution No. 3 was proposed—The word “3” was struck out. The words “Benevolent Aid of the” were struck out. Amendment was negatived—“That the words ‘workhouses for’ be inserted.” Amendment was negatived upon division—“That the words ‘a Benevolent Asylum for’ be inserted :”—

Ayes, 11 : Messrs. Hillyard, Jollie, Lee, Knight, Montgomery, Moore, Ormsby, Peacock, Potts, Tancred, Wilson.

Noes, 13 : Messrs. Aynsley, Brown, Buchanan, Buckley, Dixon, A. Duncan, Fyfe, Hall, Hawkes, Kennaway, Matson, Studholme, Waeckerle.

The words “the relief of the infirm and aged in the Province” were inserted upon division.

Ayes, 14 : Messrs. Brown, Hawkes, Hillyard, Jollie, Kennaway, Knight, Lee, Montgomery, Moore, Ormsby, Peacock, Potts, Tancred, Wilson.

Noes, 10 : Messrs. Aynsley, Buchanan, Buckley, Dixon, A. Duncan, Fyfe, Hall, Matson, Studholme, Waeckerle.

The fourth resolution passed as proposed.

The fifth resolution was negatived upon division :—

Ayes, 10 : Messrs. A. Duncan, Hawkes, Jollie, Kennaway, Lee, Montgomery, Peacock, Potts, Tancred, Wilson.

Noes, 13 : Messrs. Aynsley, Brown, Buchanan, Dixon, Fyfe, Hall, Hillyard, Knight, Matson, Moore, Ormsby, Studholme, Waeckerle.

Resolution No. 6 passed as proposed—"That the total reserves for the above purposes shall not exceed 2000 acres in any area ten miles square."

The Speaker in the chair.

The following Resolutions were reported and adopted:—

"That this Council recommends his Honor the Superintendent to reserve Waste Lands for the following purposes, and of the acreage named for each, viz. :—

10,000	acres	as an endowment	for the Hospitals of the Province.
5000	"	"	for Orphan Asylums do.
5000	"	"	for the relief of the infirm and aged do.
10,000	"	"	for the Lunatic Asylum

That the total reserves for the above purposes shall not exceed 2000 acres in any area ten miles square."

*Irrigation.*—Resolution passed as amended—"That a respectful address be presented to his Honor the Superintendent, requesting him to take measures for ascertaining approximately the quantity of land that could be improved or brought into cultivation by Irrigating the plains of this Province, and the cost of a system of Irrigation."

Notice of Motion No. 8 was made an Order of the Day for Friday.

*The Education Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a third time and passed.

*The Sheep Ordinance, 1864, Amendment Bill, 1869.*—The Bill was read a third time and passed.

*Trespass of Cattle Bill, 1869.*—The Bill was read a third time and passed.

The fourth Order of the Day was made an Order of the Day for Tuesday.

The Council adjourned at 11 p.m. until Friday.

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FRIDAY, 21st MAY, 1869.

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NOTICE PAPER.

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| <p>1. THE PROVINCIAL SECRETARY—To move the Council into Committee to consider the Reserves made temporarily since the last Session of the Council.</p> <p>2. Mr. MONTGOMERY—To move, "That a Select Committee be appointed to consider and report on what change, if any, it would be expedient to make in the present system of appropriating the Provincial Revenue; also, to con-</p> | <p>sider and report on what change, if any, should be made in the system of administering the affairs of the Province, in order to give satisfaction to the people resident in the southern and outlying districts. Such Committee to consist of Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, and the Mover, with power to call for persons and papers, and report on Tuesday 25th."</p> |
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## ORDERS OF THE DAY.

1. "The Fencing Bill, 1869."—The further consideration in Committee of.
2. Adjourned Debate—"That whereas on the 25th day of June, 1857, an Act was passed by the Provincial Council, providing for the purchase of a site for a Cattle Market out of the proceeds of the sale of the Reserve made for that purpose by the provisions of

the Canterbury Reserves Ordinance, and which Act has not been complied with, this Council is of opinion that a portion of the the waste lands of the Crown, equivalent in value to the sum realised by the sale of such Reserve, shall be set apart for the purpose of procuring a site for a Cattle Market for the City of Christchurch.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, T. S. Duncan, Garrick, Johnstone, Mallock, Rhodes.

The Speaker in the chair.

*Reserves.*—The Council in Committee to consider the Reserves made temporarily since the last session of the Council. The following Reserves passed as proposed :—

NO. IN RED.	QUANTITY, more or less.	DESCRIPTION.	REMARKS.
961	A. R. P. 5 0 0	Situate in the Ellesmere district, bounded on the south-eastward by section 10,748, on the north-eastward by Selwyn and Bealey's road, on the south-west by a line parallel to and ten chains distant from the north-eastern boundary, and on the north-westward by a line at right angles to the last-described boundary, so as to contain the above quantity. Subject to I.P.R.A. on run No. 101.	For a gravel pit.
962	5 0 0	Situate in the Ellesmere district, bounded on the north-westward by the Selwyn and Rakaia road, on the southward by the road forming the southern boundary of section 9695, and on the eastward by a line at right angles to the last-mentioned road, so as to contain the above quantity.	For a gravel pit.
963	5 0 0	Situate in the Ellesmere district, bounded on the north-eastward by the road forming the south-western boundary of section 7790, on the south-eastward by the Selwyn and Rakaia road, and on the south-westward by a line at right angles to the last-mentioned road, so as to contain the above quantity.	For a gravel pit.
964	5 0 0	Situate in the Ellesmere district, midway between sections 6730 and 7849, having five chains frontage to the north-western side of Fereday's road, and extending north-westerly a distance of ten chains, in a rectangular block.	For a gravel pit.
965	5 0 0	Situate in the Ellesmere district, bounded on the eastward by Cryer's road, on the northward by section 9982, on the southward by the road forming the northern boundary of section 9514, and on the westward by a line parallel to the eastern boundary, so as to contain the above quantity.	For a gravel pit.
966	5 0 0	Situate in the Malvern district, commencing at a point on the Coal road, the same being sixty chains west of the south-eastern boundary of the Malvern Road District, thence following the said road westerly a distance of five chains, and extending back south-westerly a distance of ten chains in a rectangular block.	For a gravel pit.
967	10 0 0	Situate in the Malvern district, bounded on the northward by the Coal road, on the south-westward by the Tramway Reserve, and on the south-eastward by a line at right angles to the south-western boundary, so as to contain the above quantity.	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>			DESCRIPTION.	REMARKS.
	A.	B.	P.		
968	5	0	0	Situate in the Malvern district, bounded on the north-eastward by reserve No. 457 (in red), on the south-westward by the Tramway Reserve, and on the north-westward by a line at right angles to the last-described boundary, so as to contain the above quantity.	For a gravel pit.
969	5	0	0	Situate in the Malvern district, bounded on the south-westward by the Tramway Reserve, on the north-eastward by reserve No 435 (in red), and on the north-westward by a line at right angles to the south-western boundary, so as to contain the above quantity.	For a gravel pit.
970	10	0	0	Situate in the Malvern district, bounded on the south-eastward by the Dalethorpe and Kowai road, on the northward by the road forming the southern boundary of section 10,742, and on the westward by a line at right angles to the last mentioned road, so as to contain the above quantity.	For a gravel pit.
971	5	0	0	Situate in the Malvern district, bounded on the south-westward by the Tramway Reserve, on the north-westward by section 11,129, on the north-eastward by section 8771, and on the south-east by a line parallel to the north-west boundary, so as to contain the above quantity.	For a gravel pit, and Road Board office.
972	5	0	0	Situate in the Malvern district, having five chains frontage on the southern side of the Coal Tramway Reserve, and extending southerly ten chains in a rectangular block east of and adjoining section No. 3712.	For a gravel pit.
973	5	0	0	Situate in the Malvern district, bounded on the southward by Porter's Pass road, on the eastward by the Rubicon road, on the northward by a line parallel to and ten chains north of the first-mentioned road, and on the westward by a line at right angles to the southern boundary, to contain the above quantity.	For a gravel pit.
974	5	0	0	Situate in the Malvern district, having five chains frontage on the Porter's Pass road, and extending northerly ten chains in a rectangular block east of and adjoining section No. 9938.	For a gravel pit.
975	5	0	0	Situate in the Malvern district, having five chains frontage to the Porter's Pass road, and extending north-easterly ten chains in a rectangular block south-east of and adjoining section No. 9111.	For a gravel pit.
976	5	0	0	Situate in the Malvern district, having five chains frontage to the Dalethorpe road, and extending southerly ten chains in a rectangular block, the north-eastern corner being one mile from the junction of the aforesaid road with the West Coast road.	For a gravel pit.
977	5	0	0	Situate in the Malvern district, having five chains frontage to the Dalethorpe road, and extending back northerly ten chains in a rectangular block west of and adjoining section 7372.	For a gravel pit.
978	5	0	0	Situate in the Malvern district, bounded on the northward by the River Hawkins, on the south by the Dalethorpe road, and on the east and west by lines at right angles to the southern boundary, the eastern boundary being two miles west of Reserve 977, (in red).	For a gravel pit.



NO. IN RED.	QUANTITY, <i>more or less.</i>			DESCRIPTION.	REMARKS.
	A.	B.	P.		
979	5	0	0	Situate in the Malvern district, having five chains frontage to the Kowai road, and extending back south-westerly ten chains in a rectangular block, the northernmost corner being situate forty chains south-east of the easternmost corner of section 9255.	For a gravel pit.
980	5	0	0	Situate in the Malvern District having five chains frontage to the Kowai road, and extending north-easterly ten chains in a rectangular block, the southernmost corner being ninety chains north-west of the junction of the aforesaid road with the Tramway Reserve.	For a gravel pit.
981	5	0	0	Situate in the Malvern district, having five chains frontage to the road forming the northern boundary of section 110,32, and extending southerly ten chains in a rectangular block, east of and adjoining the section before mentioned.	For a gravel pit.
982	5	0	0	Situate in the Malvern district, opposite to the boundary line dividing sections 5150 and 5177, having five chains frontage to the Little Racecourse Hill, and Kowai road, and extending south-westerly ten chains in a rectangular block.	For a gravel pit.
983	5	0	0	Situate in the Malvern district, having five chains frontage to the Little Racecourse Hill and Kowai road, and extending south-westerly ten chains in a rectangular block, the easternmost corner being about twenty-nine chains from the north-west corner of section 9176.	For a gravel pit.
984	5	0	0	Situate in the Malvern district, about two miles south-east of Little Racecourse Hill, having five chains frontage to the Racecourse hill and Kowai road, and extending north-easterly ten chains in a rectangular block.	For a gravel pit.
985	5	0	0	Situate in the Malvern district, bounded on the northward by 4008, on the westward by 4023, on the north-eastward by the Racecourse hill and Kowai road, and on the southward by a line at right angles to the western boundary, to include the required quantity.	For a gravel pit.
986	5	0	0	Situate in the Malvern district, having five chains frontage on the Home bush and Coal road, and extending easterly a distance of ten chains, being partly bounded on the northward by sections 3838, 3839, 4010, 4011, 4116, 4117, 4118, and 4119.	For a gravel pit.
987	5	0	0	Situate in the Malvern district, having five chains frontage to the Auchenflower road, and extending southerly a distance of ten chains in a rectangular block, being bounded on the eastward by sections 3838, 3839, 4010, 4011, 4116, 4117, 4118, and 4119.	For a gravel pit.
988	5	0	0	Situate in the Malvern district, about 40 chains south of section 5510, having frontage of five chains to reserve No. 413, (in red), and extending easterly ten chains in a rectangular block.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
989	A. B. P. 5 0 0	Situate in the Malvern district, bounded on the north-eastward by the Little Racecourse Hill and Kowai road, on the south-eastward by the road forming the north-west boundary of section 12,700, on the south-westward by a line ten chains distant from and parallel to the north-eastern boundary, and on the north-westward by a line at right angles to the first-mentioned road so as to contain the above quantity.	For a gravel pit.
990	5 0 0	Situate in the Malvern district, bounded on the north-westward by the Dalethorpe and Kowai road, on the south-westward by the Kowai road, on the north-eastward by a line parallel to and ten chains distant from the south-west boundary, and on the south-eastward by a line at right angles to the last described boundary, so as to contain the above quantity.	For a gravel pit.
991	5 0 0	Situate in the Malvern district, bounded on the south-eastward by the road forming the south-eastern boundary of section 9028, and extending north-westerly ten chains in a rectangular block, north-east of and adjoining the said section.	For a gravel pit.
992	5 0 0	Situate in the Malvern district, having five chains frontage to the road forming the eastern boundary of section 11,216, and extending westerly south of and adjoining that section a distance of ten chains in a rectangular block, subject to I.P.R.B, on run No. 574.	For a gravel pit.
993	5 0 0	Situate in the Malvern district, having five chains frontage to the road south of 9610, and extending southerly ten chains in a rectangular block. The north-western corner of this reserve is situate about ten chains to the eastward of the south-west corner of the above-mentioned section.	For a gravel pit.
994	5 0 0	Situate in the Malvern district, having five chains frontage to the Rubicon road, and extending in a south-easterly direction a distance of ten chains in a rectangular block. This reserve is situate about a mile and a half south-west of Reserve No. 993 (in red), subject to I.P.E.G., on run 574.	For a gravel pit.
995	5 0 0	Situate in the Malvern District, having five chains frontage to the Rubicon road and extending north-easterly north-west of and adjoining section 11,378, a distance of ten chains in a rectangular block.	For a gravel pit.
996	5 0 0	Situate in the Malvern district, bounded on the north by the road on the south side of section 10,911, on the west by another road, on the eastward by a line drawn at right angles to the first-mentioned road from a point thereon situate ten chains west of the south-east corner of the aforesaid section 10,911, and on the southward by a line at right angles to the last-described boundary, so as to contain the above quantity.	For a gravel pit.
997	5 0 0	Situate in the Malvern district, having five chains frontage to the Coal Tramway Reserve, and extending north-easterly ten chains in a rectangular block. This reserve is situate half a mile west of the eastern boundary of the Malvern Road Board district.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
998	A. B. P. 5 0 0	Situate in the Christchurch district, having frontage of five chains to the South Railway Reserve, and extending north-westerly a distance of ten chains in a rectangular block, being bounded on the north-east by the road forming the south-western boundary of section 7599. The above described land is within Pre-emptive Right No. 219.	For a gravel pit.
999	5 0 0	Situate in the Christchurch district, bounded on the northward by the road forming the northern boundary of section 4952, on the westward by a line at right angles to said road, and five chains east of the eastern boundary of the section above-mentioned, on the eastward by the continuation of the road on the western side of section 6327, and on the southward by a line at right angles to the western boundary so as to contain the above quantity.	For a gravel pit.
1000	5 0 0	Situate in the Ashburton district, having five chains frontage on the north-eastern side of the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending north-easterly ten chains in a rectangular block. This reserve is situate about one hundred and eight chains north-west of the north-western boundary of 3312.	For a gravel pit.
1001	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending north-easterly ten chains in a rectangular block. This reserve is about two miles north-west of Reserve No. 1000 (in red).	For a gravel pit.
1002	5 0 0	Situate in the Ashburton district, having ten chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending north-westerly five chains in a rectangular block. This reserve is about two miles north-west of Reserve No. 1001 (in red).	For a gravel pit.
1003	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending south-easterly ten chains in a rectangular block. This reserve is about twenty chains south of the River Hinds.	For a gravel pit.
1004	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending south-easterly ten chains in a rectangular block. This reserve is about two miles north-east of Reserve No. 1003, (in red).	For a gravel pit.
1005	5 0 0	Situate in the Ashburton District, having five chains frontage on the main line of road leading by Anthony Thompson's, to Marshall's Ferry, and extending south-easterly ten chains in a rectangular block. This reserve is about one hundred chains north-east of Reserve, No. 1004, (in red).	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1006	A. E. P. 5 0 0	Situate in the Ashburton district, having five chains frontage to the road, south of River Ashburton, and extending northerly ten chains in a rectangular block. This reserve is about one hundred chains north-west of Trig. pole 46.	For a gravel pit.
1007	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending north-westerly ten chains in a rectangular block. This reserve is about half-way between the two branches of the Ashburton.	For a gravel pit.
1008	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about one mile north-east of the Ashburton.	For a gravel pit.
1009	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1008, (in red).	For a gravel pit.
1010	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of reserve No. 1009, (in red).	For a gravel pit.
1011	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of reserve No. 1010, (in red).	For a gravel pit.
1012	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1011, (in red).	For a gravel pit.
1013	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1012, (in red).	For a gravel pit,
1014	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending southerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1013, (in red).	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1015	A. R. P. 5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending northerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1014, (in red).	For a gravel pit.
1016	5 0 0	Situate in the Ashburton district, having five chains frontage on the main line of road leading by Anthony Thompson's to Marshall's Ferry, and extending southerly ten chains in a rectangular block. This reserve is about two miles east of Reserve No. 1015, (in red).	For a gravel pit.
1017	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending north-westerly ten chains in a rectangular block. This reserve is about two miles south-west of the Rakaia Gorge.	For a gravel pit.
1018	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending south-westerly ten chains in a rectangular block. This reserve is about two miles south-west of Reserve No. 1017 (in red).	For a gravel pit.
1019	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending south-easterly ten chains, in a rectangular block. This reserve is about ninety chains south-west of Reserve No. 1018 (in red).	For a gravel pit.
1020	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest, by Single Tree, and extending south-westerly ten chains, in a rectangular block. This reserve is about two and a half miles south-west of reserve No. 1019 (in red).	For a gravel pit.
1021	5 0 0	Situate in the Ashburton district, bounded on the north-west by the road leading from the Rakaia Gorge to Alford Forest, by Single Tree, on the south-west by the road north-east of 8165, on the south-east by a line parallel to and ten chains distant from the north-west boundary, and on the north-east by a line at right angles to the first-mentioned road, to include the required quantity.	For a gravel pit.
1022	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest, by Single Tree, and extending easterly ten chains, in a rectangular block. This reserve is about two miles south-west of Reserve No. 1021 (in red).	For a gravel pit.
1023	5 0 0	Situate in the Ashburton district, having five chains frontage on the road leading from the Rakaia Gorge to Alford Forest by Single Tree, and extending south-westerly ten chains, in a rectangular block. This reserve is about two miles south-west of Reserve No. 1022 (in red).	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1024	A R. P. 10 0 0	Situate in the Oxford district, bounded on the southward by 6413, on the westward by 9291, on the northward by a line parallel to and ten chains distant from the southern boundary, and on the eastward by a line at right angles to the last described boundary, to include the required quantity.	For a gravel pit.
1025	42 0 0	Situate in the Oxford district, bounded on the northward by 4643, on the eastward by 5896, and a line in continuation of the western boundary of that section, on the westward by I. P. R. H., and I. on run No. 34, and on the southward by a line at right angles to the eastern boundary, to include the required quantity.	For a gravel pit.
1026	5 0 0	Situate in the Mandeville district, bounded on the northward by the Eyre road south, on the eastward by the Waimakariri No. 10 road, on the southward by a line ten chains distant from and parallel to the northern boundary, and on the westward by a line at right angles to the first-mentioned road, to include the required quantity.	For a gravel pit.
1027	5 0 0	Situate in the Mandeville district, bounded on the northward by the Eyre road south, on the eastward by the Rangiora and Waimakariri road, on the southward by a line ten chains distant from and parallel to the northern boundary, and on the westward by a line at right angles to the first-mentioned road, to include the required quantity.	For a gravel pit.
1028	5 0 0	Situate in the Oxford district, bounded on the northward by the Eyre road south, on the eastward by the road west of 9965, on the southward by a line ten chains distant from and parallel to the northern boundary, and on the westward by a line at right angles to the first-described road, to include the required quantity.	For a gravel pit.
1029	5 0 0	Situate in the Oxford district, bounded on the northward by the Eyre road south, on the eastward by the road east of 9136, on the southward by a line ten chains distant from, and parallel to the northern boundary, and on the westward by a line at right angles to the first-described road, to include the required quantity.	For a gravel pit.
1030	5 0 0	Situate in the Ashburton district, having five chains frontage on the Main South road, and extending north-westerly ten chains, in a rectangular block. This reserve is about fifteen chains south-west of the forty-first mile post.	For a gravel pit.
1031	5 0 0	Situate in the Ashburton district, having five chains frontage on the Main South road, and extending south-easterly ten chains, in a rectangular block. This reserve is about two miles south-west of reserve No. 1030, (in red).	For a gravel pit.
1032	5 0 0	Situate in the Ashburton district, bounded on the south-east by the South road, on the north-west by the Railway Reserve, on the north-east by Reserve No. 264, (in red), and on the south-west by a line parallel to the last-described boundary, so as to include the above quantity.	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1033	A. E. P. 5 0 0	Situate in the Ashburton district, commencing at a point on the south-east side of the Southern Railway reserve, the said point being about four chains south-west of the 47th mile peg, following the said reserve south-westerly a distance of five chains, and extending back south-easterly ten chains in a rectangular block.	For a gravel pit.
1034	5 0 0	Situate in the Ashburton district, commencing at a point on the north-west side of the Southern Railway reserve, the same being about ten chains south-west of the forty-ninth mile peg, following the said reserve south-westerly a distance of five chains, and extending back north-westerly a distance of ten chains in a rectangular block.	For a gravel pit.
1035	5 0 0	Situate in the Ashburton district, bounded on the south-east by the Southern Railway Reserve, on the south-west by the road forming the north-eastern boundary of section 10,092, on the north-west by a line parallel to and ten chains distant from the reserve before mentioned, and on the north east by a line at right angles to the last described boundary, so as to contain the above quantity.	For a gravel pit.
1036	12 0 0	Situate in Pigeon Bay, commencing on the northern boundary of section 10,229, where it is intersected by the eastern side of the New Akaroa road; thence easterly following the said boundary and a line in continuation thereof, a distance altogether of twenty-three chains; thence northerly at a right angle a distance of seven chains; thence westerly at a right angle eighteen chains; thence southerly at a right angle five chains; thence westerly following a line parallel to the southern boundary a distance of about five chains sixty links to the road before mentioned; and from thence returning along the same to the commencing point. Subject nevertheless to the Ridge road passing through this reserve, for which road allowance is made in the acreage.	For road metal reserve.
1037	5 0 0	Situate in the Upper Christchurch district, bounded on the south-west by the road forming the south-western boundary of section 12,690, on the eastward by the road on the western side of section 12,532, and on the north-westward by a line at right angles to the first-mentioned road, so as to contain the above quantity.	For a gravel pit.
1038	5 0 0	Situate in the Upper Christchurch district, bounded on the north-eastward by the Coal Tramway Reserve, on the southward by Bealey's road, and on the north-westward by a line at right angles to the aforesaid reserve, so as to contain the above quantity.	For a gravel pit.
1039	5 0 0	Situate in the Christchurch district, having five chains frontage to the Newton and Coal Tramway road, and extending north-westerly ten chains, in a rectangular block, being bounded on the south-west by the road on the north-east side of section 12,133.	For a gravel pit.
1040	5 0 0	Situate in the Lincoln district, having five chains frontage to the South road, and extending southerly ten chains, in a rectangular block. The north-eastern corner of this reserve is situate about thirty-five chains west of the north-west corner of section 6418.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1041	A. B. P. 5 0 0	Situate in the Upper Christchurch district, having five chains frontage to the South road, and extending northerly ten chains, in a rectangular block. This reserve is about two miles west of Reserve No. 1040 (in red).	For a gravel pit.
1042	5 0 0	Situate in the Lincoln district, having five chains frontage to the South road, and extending southerly ten chains in a rectangular block. This reserve is situate about sixty-five chains west of section 12,752.	For a gravel pit.
1043	5 0 0	Situate in the Upper Christchurch district, having five chains frontage to the South road, and extending northerly ten chains, in a rectangular block. This reserve is situate about two miles west of Reserve No. 1042 (in red).	For a gravel pit.
1044	5 0 0	Situate in the Lincoln district, bounded on the north-westward by the Selwyn and Coal Tramway road, on the southward by the Ellesmere Junction road, and on the eastward by a line at right angles to the last-mentioned road, so as to contain the above quantity.	For a gravel pit.
1045	5 0 0	Situate in the Lincoln district, commencing at a point on the northern side of the Ellesmere Junction road, the same being thirty-two chains fifty links east of the south-east corner of section No. 6903, thence easterly following the said road a distance of five chains, and extending northerly ten chains in a rectangular block.	For a gravel pit.
1046	5 0 0	Situate in the Lincoln district, bounded on the eastward by the Tramway Reserve, on the southward by the road forming the northern boundary of section 10,819, on the westward by a line parallel to and ten chains distant from the eastern boundary, and on the northward by a line at right angles to the last-described boundary, so as to contain the above quantity.	For a gravel pit.
1047	5 0 0	Situate in the Lincoln district, bounded on the north-eastward by the Tramway Reserve, on the south-eastward by the road to Selwyn, on the north-westward by a line parallel to and ten chains distant from the south-eastern boundary, and on the south-westward by a line at right angles to the aforesaid road, so as to contain the above quantity.	For a gravel pit.
1048	5 0 0	Situate in the Lincoln district, bounded on the westward by the road forming the south-eastern boundary of section 9929, on the eastward by the Coal Tramway and Springs road, and on the southward by a line at right angles to the latter road, so as to contain the above quantity.	For a gravel pit.
1049	5 0 0	Situate in the Lincoln district, at Leeston road station, bounded on the north-westward by the road on the south-east of the Railway Reserve, for a distance of five chains, and extending south-easterly a distance of ten chains, in a rectangular block, being bounded on the north-eastward by the road leading by trig. pole L. 12.	For a gravel pit.



No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1050	A. R. P. 5 0 0	Situate in the Upper Christchurch district, commencing at a point on the Coal road, about thirty-eight chains east of the south-eastern corner of section No. 6453, thence easterly following the said road a distance of five chains, and extending back northerly a distance of ten chains, in a rectangular block.	For a gravel pit.
1051	5 0 0	Situate in the Upper Christchurch district, bounded on the northward by the Coal road, on the westward by the road on the east side of section 7601, on the southward by section 12,478, and on the eastward by a line parallel to the western boundary, so as to contain the above quantity.	For a gravel pit.
1052	54 0 0	All that parcel of land situated in the Courtney road district, bounded on the west by section 3802; on the south by the Coal road; on the east by section No. 9616; on the north by the edge of the river bed.	For gravel reserve, Waimakariri protective works.
1053	25 0 0	All that parcel of land situated in the Courtney road district, bounded on the west by section 9616; on the south by section 12,536; on the east by the road east of section No. 12,536; on the north by edge of river bed.	For gravel reserve, Waimakariri protective works.
1054	28 0 0	Situate in the Christchurch district, bounded on the north-westward by the road forming the south-eastern boundary of section 1656; on the north-eastward by section 6754; on the south-westward by section 8776; and on the south-eastward by the road forming the southern boundary of the latter section.	For a rifle range.
1055	5 0 0	Situate in the Timaru district, having five chains frontage to the South road and extending westerly in a rectangular block a distance of ten chains north of and adjoining section 5961, subject to reserve 953, (in red.)	For a gravel pit.
1056	5 0 0	Situate in the Timaru district, having five chains frontage to the South road and extending westerly ten chains, in a rectangular block. The above-described land is situated opposite section 8889, and is subject to reserve No. 953 (in red).	For a gravel pit.
1057	5 0 0	Situate in the Timaru district, having five chains frontage to the South road and extending southerly a distance of ten chains, in a rectangular block, north-east of and adjoining section 3826, subject to reserve No. 953 (in red).	For a gravel pit.
1058	5 0 0	Situated in the Timaru district, two miles north-east of reserve No. 1057 (in red), having five chains frontage to the South road and extending south-easterly a distance of ten chains in a rectangular block, subject to reserve No. 953 (in red).	For a gravel pit.
1059	5 0 0	Situate in the Timaru district, about midway between sections 9081, and 11,215, having five chains frontage to the Geraldine road and extending north-easterly ten chains in a rectangular block.	For a gravel pit.
1060	5 0 0	Situate in the Timaru district, having five chains frontage to the Geraldine road and extending westerly a distance of ten chains in a rectangular block north of and adjoining section 12,350.	For a gravel pit.

No. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1061	A. R. P. 5 0 0	Situate in the Timaru district, bounded on the eastward by the road passing through section No. 3155, on the westward by the road leading to Orari Gorge, and on the northward by a line at right angles to the first-mentioned road so as to contain the above quantity.	For a gravel pit.
1062	5 0 0	Situate in the Timaru district, about twenty chains to the westward of section No. 4233, having five chains frontage to the Orari and Pleasant Valley road, and extending southerly a distance of ten chains in a rectangular block.	For a gravel pit.
1063	5 0 0	Situate in the Timaru district about twenty chains to the westward of section No. 12,561, having five chains frontage to the Orari and Pleasant Valley road, and extending southerly a distance of ten chains in a rectangular block.	For a gravel pit.
1064	5 0 0	Situate in the Timaru district, commencing at a point on the north-eastern side of the road passing through section No. 3159, the same being about seventy-six chains south-east of the southern boundary of section No. 4220, thence south-easterly following the said road a distance of five chains and extending north-easterly a distance of ten chains in a rectangular block.	For a gravel pit.
1065	5 0 0	Situate in the Timaru district, having about five chains frontage to the western bank of the river Hae Hae Te Moana, and extending south-westerly a distance on the average of ten chains north of section 11,059.	For a gravel pit.
1066	5 0 0	Situate in the Timaru district, bounded on the north-eastward by the river Hae Hae Te Moana; on the north-westward by a road; on the south-westward by the road forming the north-eastern boundary of section 10,565; and on the south-eastward by a line at right angles to the latter road, so as to contain the above quantity.	For a gravel pit.
1067	5 0 0	Situate in the town of Arowhenua, bounded on the eastward by the stream forming the northern and western boundary of rural section, No. 2596; on the southward by the road forming the southern boundary of reserve, No. 857 (in red); and on the westward by a line at right angles to the said road, so as to contain the above quantity.	For a gravel pit.
1068	10 0 0	Situate in the Timaru district, bounded on the south-westward by the road forming the south-western boundary of section 12,291, for a distance of about four chains, and extending north-easterly in a rectangular block; being bounded on the north-eastward by section 8824.	For a gravel pit.
1069	2 2 0	Situate in the town of Arowhenua, bounded on the northward by the northern boundary of the town; on the westward by the Southern line of Railway; on the southward by the Railway Station Reserve; and on the eastward by Whitcombe street.	For a gravel pit.
1070	10 0 0	Situate in the Timaru district, bounded on the northward by section 7732; on the southward by the road forming the southern boundary of section 3280; and on the westward by a line at right angles to the said road, so as to contain the above quantity.	For a gravel pit.

NO. IN RED.	QUANTITY, <i>more or less.</i>	DESCRIPTION.	REMARKS.
1071	A. R. P. 5 0 0	Situate in the Timaru district, bounded on the north-westward by the Pleasant Point and Spur Hut road; on the north-eastward by section 11,003; on the south-eastward by the River Opihi; and on the south-westward by a line at right angles to the said road, so as to contain the above quantity.	For a gravel pit.
1072	0 0 39	Town section 37, in Waimate Township, containing thirty-nine perches, more or less, situate in and fronting on Harris street and High street.	For a site for a Literary Institute.
	0 1 0	Town section 38, in Waimate Township, containing one rood, more or less, situate in and fronting on Harris street.	
1073	275 0 0	Situate in the Timaru district, being the river bed of the Temuka bounded on the westward by the Railway Reserve; on the northward by the Arowhenua Township, and sections 2596 and 7818; on the southward by the southern bank of the Temuka, sections 1541 and 1661, and a straight line one hundred and four chains in length, drawn easterly from the north-eastern corner of the latter section parallel to the line connecting Trig. poles 7 and 9; and on the eastward by a line drawn at right angles to the straight line forming part of the southern boundary.	For a rifle range.
1074	5 0 0	Situate in the Malvern district, bounded on the northward by the road forming the southern boundary of section No. 12,624; on the westward by the road being the eastern boundary of section No. 8023; on the southward by a line parallel to and ten chains distant from the road first-mentioned; and on the eastward by a line at right angles to the last described boundary, so as to contain the above quantity.	For a site for a pound and other public purposes.

The Speaker in the chair.

The Reserves were reported as passed.

Motion was granted that his Honor the Superintendent be recommended to make the Reserves as reported by the Committee.

*Select Committee.*—A Select Committee was appointed to consider and report upon what change, if any, it would be expedient to make in the present system of appropriating the Provincial revenue; also, to consider and report upon what change, if any, should be made in the system of administering the affairs of the Province, in order to give satisfaction to the people resident in the Southern and outlying districts; such committee to consist of Messrs. Buckley, Ormsby, Jollie, Hall, Brown, J. S. Williams, and Montgomery, with power to call for persons and papers. To report on Tuesday, 25th instant.

*The Fencing Bill, 1869.*—The Council in Committee for the further consideration of that Bill. Clause 2 was re-considered. The words from “and in case” to the end of the clause were struck out.

The Speaker in the chair.

The Bill was reported as amended. The third reading was made an Order of the Day for Tuesday.

*Reserve for Cattle Market.*—Motion was proposed—“That whereas on the 25th day of June, 1867, an Act was passed by the Provincial Council providing for the purchase of a site for a Cattle Market out of the proceeds of the sale of the Reserve made for that purpose by the provisions of the Canterbury Reserves Ordinance, and which Act has not been complied with; this Council is of opinion that a portion of the Waste Lands of the Crown equivalent in value to the sum realised by the sale of such Reserve shall be set apart for the purpose of procuring a site for a Cattle Market for the City of Christchurch.”

Amendment was granted—“That all the words after the word ‘that’ be struck out.”

Amendment was negatived—“That the words be inserted ‘his Honor the Superintendent be respectfully requested to reserve a piece of land for the purpose of purchasing a site for a public Cattle Market near the city of Christchurch.’”

Amendment was negatived—“That the words be inserted after the word ‘that,’ fifth line, ‘that part of the first clause of the Canterbury Association Reserves Ordinance Amendment Ordinance, Session VIII., No. 11, providing for the purchase of a Cattle Market should be carried out.’”

Amendment was granted—“That the words be inserted ‘it is desirable to provide a site for a public Cattle Market for the use of the Province, and that the Government be authorised to obtain, by exchange or otherwise, a sufficient quantity of land within two miles of Christchurch for that purpose.’”

The Council adjourned at 2:15 until Tuesday.

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TUESDAY 25TH MAY, 1869.

NOTICE PAPER.

The Report of the Railway Committee to be brought up.

The Report of the Depasturing Licenses Committee to be brought up.

The Report of the Provincial Revenue Apportionment Committee to be brought up.

1. Mr. FYFE—To ask the Secretary of Public Works when the vote of this Council for the erection of a Resident Magistrate’s Court at Lyttelton will be carried out. And, contingent upon his answer, to move, “That the correspondence between the Lyttelton Municipal Council and the Provincial Government be laid upon the table.”

2. Mr. KNIGHT—To move the Council into Committee to consider the following resolutions:  
(1) “That this Council is of opinion that the

present system of Immigration is unsatisfactory.” (2) “That in the opinion of this Council the following scheme would prove beneficial to the province, viz.:—Every Immigrant who pays his passage-money shall, on arrival in the Province, be entitled to select twenty acres of land, and receive a Crown grant for the same, after having been in occupation six months. Every Assistant Immigrant, on arriving in the Province, shall, receive a ticket, which, after having paid his passage money, shall enable him to select twenty acres of land, and receive a Crown Grant for the same, after having been in occupation six months; no ticket shall be available to any one but the original holder of such.” (3) “That his Honor the Superintendent be respectfully requested to take such steps during the recess by legislation, or otherwise, as may be necessary to carry out the above resolutions.”

3. Mr. KNIGHT—To move the following resolution when the Council is in Committee on the Immigration question, after part 2—“Any person residing within the Province who shall introduce Immigrants to Canterbury at his own expense shall be entitled to select twenty acres of land for every two adults so imported, and shall receive a Crown Grant for the same after those so introduced shall have resided in the Province twelve months, such Immigrants to appear quarterly before a Justice who shall certify to their being in the Province.”
4. Mr. DIXON—To move, “That this House take steps to allocate 25 per cent. of the land fund arising from each district to the public works of the District from which it arises to the main roads leading to that District, and generally to the larger public works which are of a special benefit to that district. That other 25 per cent. be allocated for Emigration purposes, and that such refunds as arise from this fund be again applied for the same purpose.”
5. Mr. DIXON—To move, “That this House deferentially petition the General Government to take steps to make the Rate Roll of the Province the Electoral Roll for the Province.”
6. Mr. POTTS—To move, “That in the opinion of this Council it is desirable that Government should offer a reward of not less than £200 for the discovery of a payable Goldfield within the boundaries of the Province.”
7. Mr. KENNAWAY—To move “That a Return be laid on the table shewing the amount of the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway, from Christchurch to the Rakaia.”
8. The PROVINCIAL SOLICITOR—To move the committal of “The Roads Ordinance, 1869.”
9. Mr. STUDHOLME—To move in Committee on the Roads Ordinance the following new clauses—“Ratepayers may vote by proxy in the election of Members of the Board. Proxies to be in the form set forth in Schedule.” “Every Ratepayer wishing to vote by proxy shall give notice in writing to the Chairman of the Board at least fourteen days previous to the day of election, and a list of proxies shall be open for inspection at the office of the Board at least three days before the day of election.”

#### ORDERS OF THE DAY.

The further consideration in Committee of the resolutions:—“That with the view of more effectually providing for the proper administration of local affairs, particularly in the country districts, this Council is of opinion—(1) That the Province of Canterbury should be divided into three portions, to be called respectively the Central, Southern, and Northern Counties of Canterbury, with a Board to consist of one Member to be elected annually by each Road Board and Municipality, the Chairman of the County Board to have the same powers delegated to him as are held by the Superintendent of a province. (2) The County Boards to have the control of all expenditure of the County, the land revenue being first specially appropriated to Road Boards, Public Works, and Immigration. (3) That the Members of the

several County Boards shall meet twice in every year, at fixed dates, say first week in March and September, for the purpose of arranging all matters in which the Counties are jointly interested, the united or general Board having the same powers as are granted under the Constitution Act to Provincial Councils, such Meetings to be held in each County in rotation. (4) That the Superintendent, as elected by the whole Province, shall be a Member of and Chairman of the Central County Board, and also Chairman of the united or general Board. (5) That the General Government be requested to introduce a special Act at the next session of the General Assembly to carry out the above resolutions.”

“The Fencing Bill, 1869”—The third reading of.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Garrick, Hillyard, Johnstone, Mallock, and Waeckerle.

The Speaker in the chair.

Extension of time to Tuesday, 1st June, was granted to the Railway Committee to bring up their Report.

The Report of the Depasturing Licenses Committee was brought up and read.

Extension of time to Wednesday was granted to the Provincial Revenue Apportionment Committee to bring up their Report.

*Correspondence.*—Motion was granted—“That the Correspondence between the Provincial Government and the Lyttelton Municipal Council with regard to the erection of a Resident Magistrate’s Court be laid upon the table.”

*Grants of Land to Immigrants.*—Motion was negatived upon division—“That the Council resolve itself into Committee to consider the following resolutions:— (1) “That this Council is of opinion that the present system of Immigration is unsatisfactory.” (2) “That in the opinion of this Council the following scheme would prove beneficial to the Province, viz.:—Every Immigrant who pays his passage-money shall, on arrival in the Province, be entitled to select twenty acres of land, and receive a Crown Grant for the same after having been in occupation six months. Every Assisted Immigrant, on arriving in the Province, shall receive a ticket, which, after having paid his passage-money, shall enable him to select twenty acres of land, and receive a Crown Grant for the same, after having been in occupation six months; no ticket shall be available to any one but the original holder of such.” (3) “That his Honor the Superintendent be respectfully requested to take such steps during the recess, by legislation or otherwise, as may be necessary to carry out the above resolutions.”

Ayes, 14: Messrs. Brown, Macpherson, A. Duncan, T. S. Duncan, Hall, Hawkes, Hornbrook, Knight, Kennaway, Maskell, Moore, Peacock, Potts, J. S. Williams.

Noes, 16: Messrs. Aynsley, Birch, Buchanan, Buckley, Delamain, Dixon, Gray, Jollie, Lee, Matson, Montgomery, Ormsby, Studholme, Rhodes, W. Williams, Wilson.

The fourth Notice upon the Order Paper was withdrawn by leave.

The fifth Notice upon the Order Paper was proposed. The previous question was moved.

*Reward for the Discovery of a Payable Goldfield.*—Motion was granted—“That in the opinion of this Council it is desirable that Government should offer a Reward of not less than £200 for the discovery of a Payable Goldfield within the boundaries of the Province.”

*Return of Waste Land.*—Motion was granted—“That a Return be laid on the table shewing the amount of the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaia.”

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

It was ordered that the Clerk should refer to the Clauses by number.

Clause 1 passed as printed. Clause 2 passed with amendment, the word “male” being struck out. Clauses 3 to 13 passed as printed. Clause 14 was proposed. After the word “Superintendent” the words were inserted “within three months after the commencement of each year.”

Amendment was negatived upon division—“That the words ‘or from any other cause’ be struck out:”—

Ayes, 12: Messrs. Brown, Delamain, Jollie, Kennaway, Lee, Matson, Maskell, Montgomery, Peacock, Studholme, Rhodes, W. Williams.

Noes, 13: Messrs. Aynsley, Birch, Buchanan, Buckley, Dixon, Gray, Hall, Hawkes, Knight, Moore, Ormsby, Potts, Wilson.

The Clause passed as amended. Clauses 15 to 26 passed with amendment.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Wednesday.

The first Order of the Day was discharged.

*The Fencing Bill*, 1869.—The Bill was read a third time and passed.

The Council adjourned at 10.40 until Wednesday.

WEDNESDAY, 26TH MAY, 1869.

NOTICE PAPER.

The Report of the Provincial Revenue Apportionment Committee to be brought up.

The Report of the Railway Committee to be brought up on Tuesday, June 1.

ORDERS OF THE DAY.

“The Roads Bill, 1869.”—Committal of.

1. Mr. BROWN—To move “That in the opinion of this Council the steps taken by the Government with reference to the Northern Railway are not sufficient or likely to produce the result aimed at in the resolutions passed at last session of the Council.”
2. Mr. JOHNSTONE—To move “That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered for sale at £1 per acre.” (2) That in accordance with this view all the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway, from Christchurch to the Rakaiia, be offered for sale under the Canterbury Land Regulations at £1 per acre.” (3) “That the Superintendent be requested to take the necessary steps for legalising the same by an Act of the General Assembly.”

3. Adjourned Debate—(1) “That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year.” (2) “That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to ‘The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.’”

4. Amendment moved to first resolution by Mr. BROWN—To insert the following words between “that” and “the” in the first line, “public tenders should be invited for the purchase of,” and to omit all words after “Railways” in second line.

The Council met pursuant to adjournment.

Members present—All, except Messrs. A. Duncan, T. S. Duncan, Garrick, Fyfe, and Waeckerle.

The Speaker in the chair.

*Papers.*—The following papers were laid upon the table :—

20. Correspondence between his Honor the Superintendent and the Railway Engineer as to the nature of the work done in the Lyttelton and Christchurch Railway Tunnel; removal of loose rock, &c., since the appointment of the Railway Engineer.
21. Correspondence between his Honor the Superintendent and T. Patterson, C.E., relative to the safety of the Lyttelton and Christchurch Railway Tunnel.
22. Return shewing the amount of Waste Lands remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaia.

*Member, Resignation of.*—The Speaker read a communication from his Honor the Superintendent, notifying the resignation of F. J. Garrick, Esq., of his seat in the Provincial Council as M.P.C. for the City of Christchurch.

Extension of time to Thursday was granted to the Provincial Revenue Apportionment Committee to bring up their Report.

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill. Clause 27 passed as printed.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again directly.

Motion was negatived—“That the Committee sit at half-past seven.”

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

Mr. Aynsley was appointed Chairman.

Clause 28 was proposed. The blank was filled in with the words “two shillings.” All the words after the word “property” were struck out. The words were added “Public notice to be given of the intention to levy such rate at least one month before it is levied, and if within such time a protest be sent in to the Board, signed by at least one-half of the Ratepayers within such portion of such district, reckoned according to their votes, then such rate shall not be levied.” The clause passed as amended. Clause 29 as printed. Clause 30 passed, all the words after the words “said Board” being struck out. Clause 31 passed with the words added “Provided that no legal proceedings shall be commenced for the recovery of any unpaid rate or part of a rate after the expiration of three months from the time appointed by the Board for the payment of such rate, excepting under “The Sale of Land for the Non-payment of Rates Act, 1862.”

Clause 32 passed, “E” being inserted after the word “Schedule.” Clause 33 passed, all the words after “same” being struck out. Clause 34 passed with amendment. Clauses 35 to 37 passed.

Clause 38 was proposed. Amendment was negatived—“That all the words after ‘not exceeding,’ third line, to ‘provided,’ ninth line, be expunged, with the view of inserting the following :—



£50	...	...	...	...	...	One vote.
Over £50, not exceeding £100					...	Two votes.
„ £100	„	£200			...	Three votes.
„ £200	„	£400			...	Four votes.
„ £400	...	...	...	...	...	Five votes.”

Clause 38 passed as printed. Clause 39 as amended, the words 'but not' being struck out and 'as well as' inserted.

Clauses 40 and 41 passed with amendment.

Clause 42 as printed.

A motion to report progress was negatived.

Clauses 43 to 51 passed as printed. The words "and Volunteers on duty" being inserted in Clause 45.

Two fresh Clauses were proposed, as recommended by the Committee to be inserted.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again on Thursday.

The Council adjourned at 9 p.m. ~~until~~ Thursday.

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THURSDAY 27<sup>TH</sup> MAY, 1869.

NOTICE PAPER.

The Report of the Provincial Revenue Apportionment Committee to be brought up.

1. The PROVINCIAL SECRETARY—To move the House into Committee to consider the following resolutions:—(1) "That in the opinion of this Council steps should be taken to have

a Bill brought before the General Assembly at the approaching session to determine the principle on which the annual fees payable in respect of depasturing licenses not held under 'The Canterbury Waste Lands Act, 1864,' or in respect of any licenses held under that Act upon which the licensees may fail

to pay the rental may be fixed." (2) "That the annual fee to be paid on the 1st of May, 1870, in respect of licenses of all runs not held under 'The Canterbury Waste Lands Act, 1864' shall be the fee which would have been payable by the licensees of those runs had they accepted the provisions of the above Act, together with the several yearly amounts, being the difference between the license fee which has been paid and that which would have been paid by them had they held their licenses under the above-named Act from the 1st May, 1866, or from the date of license, and that all licensees who shall comply with the above provisions shall hold their licenses after the year 1870 on the terms provided in the above-named Act." (3) "That the run of any licensee who shall fail to comply with the provisions of the second resolution before the 31st of May, 1870, shall be declared by the Waste Lands Board forfeited, and the run so forfeited shall be put up to auction at the upset price of the rental last paid, and it shall be lawful for the Waste Lands Board, on application to that effect, to divide the run so forfeited into one or more portions as to it may seem fit." (4) "That runs held under 'The Canterbury Waste Lands Act, 1864,' in respect of which licensees shall at any time fail to pay the rental shall be declared forfeited, and shall be dealt with as provided in the third resolution in respect of licenses not issued under that Act." (5) "That in all cases in which runs are put up to auction, and the present licensee shall not be the purchaser, the incoming licensee shall pay to the outgoing licensee the value of the improvements, fencing, &c., on the run. The value to be determined by assessors or arbitration." (6) "That licenses for country not hitherto taken

up shall be granted on the terms and conditions provided for in 'The Canterbury Waste Lands Act, 1864.'" (7) "That provision should be made by the General Assembly to enable the Provincial Council, by Ordinance in that behalf, to make lands which have been reserved for townships, and have not been sold for that purpose, reserves for endowments, or for other public purposes, under 'The Public Reserves Act, 1854.'"

2. Mr. BROWN—To move "That in the opinion of this Council the steps taken by the Government with reference to the Northern Railway are not sufficient or likely to produce the result aimed at in the resolutions passed at last session of the Council."
3. Adjourned Debate—(1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"
4. Amendment moved to first resolution by Mr. BROWN—To insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.

#### ORDER OF THE DAY.

"The Roads Bill, 1869."—Committal of.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, T. S. Duncan, Hargreaves, Johnstone, and Waeckerle.

The Speaker in the chair.

The Report of the Provincial Revenue Apportionment Committee was brought up and read with Appendices.

The Report and Appendices were ordered to be printed.

*Papers.*—The following papers were laid on the table:—

23. Return of all Educational Reserves Trusts and Endowments with a Statement of the Annual Income derived from the same.
24. Correspondence between the Lyttelton Borough Council and the Provincial Government relative to the erection of a Resident Magistrate's Court-House at Lyttelton and the site of the same.

*Depasturing Licenses.*—The Council in Committee for the consideration of the following Resolutions:—(1) “That in the opinion of this Council steps should be taken to have a Bill brought before the General Assembly at the approaching Session to determine the principle on which the annual fees payable in respect of Depasturing Licenses not held under ‘The Canterbury Waste Lands Act, 1864,’ or in respect of any Licenses held under that Act upon which the Licensees may fail to pay the rental may be fixed.” (2) “That the annual fee to be paid on the 1st of May, 1870, in respect of Licenses of all Runs not held under ‘The Canterbury Waste Lands Act, 1864,’ shall be the fee which would have been payable by the Licensees of those Runs had they accepted the provisions of the above Act, together with the several yearly amounts, being the difference between the License Fee which has been paid and that which would have been paid by them had they held their Licenses under the above-named Act from the 1st May, 1866, or from the date of License, and that all Licensees who shall comply with the above provisions shall hold their Licenses after the year 1870 on the terms provided in the above-named Act.” (3) “That the Run of any Licensee who shall fail to comply with the provisions of the second Resolution before the 31st of May, 1870, shall be declared by the Waste Lands Board forfeited, and the Run so forfeited shall be put up to auction at the upset price of the rental last paid, and it shall be lawful for the Waste Lands Board, on application to that effect, to divide the Run so forfeited into one or more portions as to it may seem fit.” (4) “That Runs held under ‘The Canterbury Waste Lands Act, 1864,’ in respect of which Licensees shall at any time fail to pay the rental, shall be declared forfeited, and shall be dealt with as provided in the third Resolution in respect of Licenses not issued under that Act.” (5) “That in all cases in which Runs are put up to auction and the present Licensee shall not be the purchaser the incoming Licensee shall pay to the outgoing Licensee the value of the improvements, fencing, &c., on the Run. The value to be determined by assessors or arbitration.” (6) “That Licenses for country not hitherto taken up shall be granted on the terms and conditions provided for in ‘The Canterbury Waste Lands Act, 1864.’” (7) “That provision should be made by the General Assembly to enable the Provincial Council, by Ordinance in that behalf, to make lands which have been reserved for townships, and have not been sold for that purpose, reserves for endowments or for other public purposes, under ‘The Public Reserves Act, 1854.’”

Resolution No. 1 passed as printed.

Resolution No. 2 was proposed.

A motion to report progress was negatived.

Amendment was negatived—“That all the words after the word ‘that’ be struck out, for the purpose of inserting the following words, ‘the annual fee to be paid on the 1st day of May, 1870, in respect of Licenses of all Runs not held under ‘The Canterbury Waste Lands Act, 1864,’ shall be determined by public auction.’”

Amendment was negatived, upon division—"That all the words after the word 'that' be expunged, for the purpose of inserting the following words, 'the fairest way to decide the rent derivable from the Waste Lands not under 'The Waste Lands Act, 1864,' is by appointing a competent person to value the Runs and to determine the rent to be paid for the same. That the expense of the said valuation be defrayed by the Licensees of the Crown."

Ayes, 13 : Messrs. Brown, Buchanan, Dixon, A. Duncan, Gray, Hall, Hornbrook, Kennaway, Moore, Studholme, Potts, Rhodes, Wilson.

Noes, 14 : Messrs. Buckley, Delamain, Fyfe, Hawkes, Hillyard, Jollie, Lee, Knight, Matson, Mallock, Maskell, Montgomery, Ormsby, Tancred.

Amendment was negatived—"That the words be added 'with interest and compound interest at the rate of 10 per cent. per annum on the sums they should have paid had they come under the Act of 1864.'"

Clause 2 passed with addition—"Provided that all Runholders the easternmost boundaries of whose Runs are further than thirty miles from the sea shall be entitled to hold their Runs at double rent without arrears."

Clause 3 passed, all the words after the word "paid" having been struck out.

Clause 4 passed as printed.

Clause 5 was proposed. Amendment was negatived—"That all the words after the word 'purchaser' be struck out." Upon division :—

Ayes, 5 : Messrs. A. Duncan, Kennaway, Lee, Potts, Tancred.

Noes, 19 : Messrs. Brown, Buchanan, Delamain, Dixon, Gray, Hawkes, Hillyard, Hornbrook, Jollie, Knight, Matson, Mallock, Maskell, Montgomery, Moore, Ormsby, Peacock, Studholme, Rhodes.

The words "or arbitration" were struck out. The words "and declared thirty days previous to the sale by auction" were added.

The Clause passed as amended.

Clause 6 was struck out.

Clause 7 passed as printed.

The Speaker in the chair.

The following Resolutions were reported and adopted :—

(1) "That in the opinion of this Council steps should be taken to have a Bill brought before the General Assembly at the approaching Session to

determine the principle on which the annual fees payable in respect of Depasturing Licenses not held under 'The Canterbury Waste Lands Act, 1864,' or in respect of any Licenses held under that Act upon which the Licensees may fail to pay the rental may be fixed." (2) "That the annual fee to be paid on the 1st of May, 1870, in respect of Licenses of all Runs not held under 'The Canterbury Waste Lands Act, 1864,' shall be the fee which would have been payable by the Licensees of those Runs had they accepted the provisions of the above Act, together with the several yearly amounts, being the difference between the License Fee which has been paid and that which would have been paid by them had they held their Licenses under the above-named Act from the 1st May, 1866, or from the date of License, and that all Licensees who shall comply with the above provisions shall hold their Licenses after the year 1870 on the terms provided in the above-named Act Provided that all Runholders the easternmost boundaries of whose Runs are further than 30 miles from the sea shall be entitled to hold their Runs at double rents without arrears." (3) "That the Run of any Licensee who shall fail to comply with the provisions of the second Resolution before the 31st of May, 1870, shall be declared by the Waste Lands Board forfeited, and the Run so forfeited shall be put up to auction at the upset price of the rental last paid." (4) "That Runs held under 'The Canterbury Waste Lands Act, 1864,' in respect of which Licensees shall at any time fail to pay the rental, shall be declared forfeited, and shall be dealt with as provided in the third Resolution in respect of Licenses not issued under that Act." (5) "That in all cases in which Runs are put up to auction in pursuance of Clause 3 of these Resolutions, and the present Licensee shall not be the purchaser the incoming Licensee shall pay to the outgoing Licensee the value of the improvements, fencing, &c., on the Run. The value to be determined by assessors and declared 30 days previous to the sale by auction. The expense of assessment to be defrayed by the present Licensee." (6) "That provision should be made by the General Assembly to enable the Provincial Council, by Ordinance in that behalf, to make lands which have been reserved for townships, and have not been sold for that purpose, reserves for endowments or for other public purposes, under 'The Public Reserves Act, 1854.'"

The second Notice upon the Order Paper was made an Order of the Day for Tuesday.

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

After Clause 51 three fresh Clauses were inserted as recommended—52, 53, 54. Clause 52 as printed passed. Clause 53—words were struck out and consideration postponed. Clauses 54 to 62 as printed passed with amendment. After Clause 62 as printed a fresh Clause was inserted as Clause 66. Clauses 63 and 64 as printed passed. Clauses 65 to 68 as printed were struck out.

Clause 69 was proposed. Amendment was negatived upon division—"That the words be inserted 'reckoned according to their votes.'"

Ayes, 4: Messrs. Hall, Knight, Maskell, Rhodes.

Noes, 12: Messrs. Brown, Buchanan, Dixon, Hillyard, Jollie, Lee, Matson, Mallock, Montgomery, Moore, Studholme, W. Williams.

The Clause was negatived. Clauses 70 to 76 passed with amendment. Four fresh Clauses as proposed were inserted.

Schedule A passed. Schedule B was proposed. Sections 1 to 6 passed as printed. Section 7 was amended. Sections 8 to 20 passed.

Section 21 passed as amended, on division—"The Kowai District comprises that portion of the Province bounded on the North by the Waipara district; on the East by the sea; on the South by the south bank of the River Ashley to its source at Ashley Head."

Ayes, 11: Messrs. Hall, Hornbrook, Jollie, Knight, Lee, Matson, Montgomery, Rhodes, Tancred, W. Williams, Wilson.

Noes, 8: Messrs. Brown, Buckley, Dixon, Hillyard, Maskell, Moore, Ormsby, Studholme.

Section 22 was struck out. Section 23 was struck out; on division:—

Ayes, 9: Messrs. Hornbrook, Jollie, Knight, Lee, Matson, Moore, Tancred, W. Williams, Wilson.

Noes, 3: Messrs. Brown, Dixon, Hillyard.

Section 22 passed as inserted. Sections 23 and 24 as inserted. Sections 24 to 27 as printed were struck out. Sections 28 to 31 passed as printed. Schedules C and D passed as printed.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again.

The Committal of the Bill was made an Order of the Day for Friday.

The Council adjourned at 11 p.m. until Friday.

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FRIDAY, 28TH MAY, 1869.

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ORDER OF THE DAY.

"The Roads Bill, 1869."—Committal of.

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The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Delamain, T. S. Duncan, Hall, Hawkes, Johnstone, Kennaway, Mallock, Waeckerle, and Wilson.

The Speaker in the chair.

*The Roads Bill*, 1869.—The Council in Committee for the consideration of that Bill.

Schedules E, F, and G passed as proposed. Schedule E as printed passed as Schedule H.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again.

The further consideration of the Bill in Committee was made an Order of the Day for Tuesday.

The Council adjourned at 12.30 until Tuesday.

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TUESDAY, 1st JUNE, 1869.

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NOTICE PAPER.

The Report of the Railway Committee to be brought up.

1. Mr. JOHNSTONE—To move (1) "That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered for sale at £1 per acre." (2) "That in accordance with this view all the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Bakaia be offered for sale under the Canterbury Land Regulations at £1 per acre." (3) "That the Superintendent be requested to take the necessary steps for legalising the same by an Act of the General Assembly."
2. Mr. DELAMAIN—To move, "That in the opinion of this House it is expedient that his Honor the Superintendent be respectfully requested to take steps to ascertain the possibility of obtaining water by means of Artesian Wells in the Templeton district."
3. The PROVINCIAL SECRETARY—To move the Council into Committee of Supply.
4. Mr. BUCKLEY—To move that the Council resolve itself into Committee to consider the following resolutions:—(1) "That this Council is of opinion that it is expedient that the portion of the Province of Canterbury to the south of the River Rangitata should be separated from the Province and constructed into a County." (2) "The County should be governed by a Board consisting of fifteen Members; three for each of the Road Board Districts as at present existing, and three for the Municipality of Timaru. The Ratepayers' Rolls of the various Road Boards in the County should be the basis of the Electoral Rolls for the County Board; and that the right of voting for Members of the Board should be confined to those who are liable to pay rates, either directly as occupiers, or indirectly as owners, and whose names appear on the Ratepayers' Rolls in either capacity. One-third of the Members of the Board from each district should retire annually. The Board should have the power of electing a Chairman, who should hold office for one

year, and should have an original as well as a casting vote. The Chairman should have such powers within the County as are now by an Act of the General Assembly vested in the Superintendent of the Province, or which by Act of the Assembly are vested in the Governor, and are usually delegated by him to Superintendents. No power of veto, however, should be given to the Chairman. The Board to give or to withhold from their Chairman further executive powers, and to define by bye-laws what his powers and duties should be, and also to provide for carrying on the County business when the Board was not in session, either by the Chairman alone, or in conjunction with Committees, or by Committees without the Chairman, as the Board thought most advisable." (3) "The Board should have the administering of all revenues arising within the County which heretofore formed part of the Provincial revenues, after deducting therefrom charges on loans, and should maintain the various departments that are now maintained by the Provincial Government." (4) "The net revenue arising from the sales of land within the County, after deducting the expenses of survey and sale, should be permanently allocated by Act of the General Assembly for the following purposes, in the following proportion, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards in such proportions as the County Board may deem advisable, 10 per cent. The balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period." (5) "The Board should have the power to make Ordinances or bye-laws for the following purposes:—Regulating its own proceedings, and providing for the carrying on of the County business while the Board is not sitting; altering the number of Members of the Board and the boundaries of electoral districts, appropriating revenues, regulating education, regulating immigration, regulating public hospitals and asylums, regulating infirmaries and gaols, regulating administration of public reserves, regulation of

fencing, prevention of cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking private land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities. Levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, infirmaries, asylums, and gaols; police; prevention of disease in sheep and cattle; general expenses of the government of the County.” (6) “The Chairman and Board should have the same powers with respect to Waste Lands in the district as the Superintendent and Provincial Council respectively now have.” (7) “The separation should take place at the end of the present financial year.” (8) “When the County Board is constituted the Timaru and Gladstone Board of Works should be dissolved, and its funds and property should be handed over to the County Board. The County Board should be compelled out of these moneys to carry out the intentions of the Timaru and Gladstone Board of Works Act, and to bridge the River Rangitata.” (9) “The part of the Province north of the Rangitata should constitute one Province or County, and the revenue of that part of the Province should be appropriated by a Provincial Council or Board, elected by the owners and occupiers on the Ratepayers’ Roll of the various Districts, in the same manner as that recommended for the Boards of the Southern County.” (10) “The Council should be elected for two years, and should itself fix the time for its meetings.” (11) “The Council should have power to elect the Superintendent of the Province from its own body, or from the general body of electors for the Provincial Council.” (12) “The Superintendent so elected should have a seat in the Council by virtue of his office, with the right to vote.” (13) “The Superintendent should hold office during the existence of the Council which elected him, or until displaced by a resolution carried by an absolute majority of the whole number of Members of the Council.” (14) “The Superintendent and Provincial Councils should hold office until their respective successors were elected.” (15) “The Superintendent should have all the powers that are conferred on Superintendents by Acts of the General Assembly, or are usually delegated to Superintendents by the Governor.” (16) “The Superintendent should have no veto on the Acts of the Council.” (17) “The Council or Board should have power to make Ordinances or Bye-laws for the following purposes:—Regulating its own proceedings and providing for the carrying on of the business while the

Council is not sitting; altering the number of Members of the Council and the boundaries of electoral districts; regulating primary education and high schools; regulating immigration; regulating public hospitals, asylums, infirmaries, and gaols; regulating administration of public reserves; making provision on the subjects of fencing, cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking private land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities; levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, asylums, infirmaries, and gaols; police; prevention of disease in sheep and cattle; general expenses of the Government of the Province.” (18) “The Superintendent and Council should have the same power over the Waste Lands that they now have.” (19) “The Council should have the power of appointing General and Special Committees of not more than three Members to assist the Superintendent in the discharge of his several duties.” (20) “The Superintendent, with the advice of the Committees, to have the power to appoint and dismiss officers.” (21) “No portion of the revenues should be paid without having been previously appropriated by the Council.” (22) “That the net revenue arising from sales of land, after providing for the expenses of survey and sale should be allocated in the same manner as has heretofore been recommended for the district south of the Rangitata, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards, in such proportions as the Council may deem advisable, 10 per cent.; the balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period.” (23) “With respect to the existing debt of the Province of Canterbury it should be apportioned between the two parts of the present Province by arbitration.”

5. Mr. PORTS—To move that the Return laid on the table of Educational Reserves Trusts and Endowments be printed.
6. Mr. BROWN—To move that free passages should be granted to Agricultural Labourers from Great Britain.
7. Mr. HARGREAVES—To move, “That this Council is of opinion, and resolve, that the paid Provincial Treasurer should be a Member of this Council.”

#### ORDERS OF THE DAY.

8. Adjourned Debate—(1) “That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing

the same, so that they might be out of the hands of the Government by the end of this financial year.” (2) “That his Honor the Superintendent be hereby empowered to let



the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'

9. Amendment moved to first resolution by Mr. BROWN—To insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.
10. "The Roads Bill, 1869."—Committal of.
11. The PROVINCIAL SOLICITOR—To move the re-committal of the Roads Ordinance, for the

purpose of rescinding clauses 1, 2, 16, 17, 42 50, 53, and 69.

12. Mr. G. L. LEE—To move the re-committal of "The Roads Ordinance, 1869," for the purpose of re-considering clause 14.
13. Mr. KNIGHT—To move for the re-committal of the Roads Bill for the purpose of re-considering clause 28.
14. Mr. PEACOCK—To move the re-committal of clause 62 in "Roads Ordinance, 1869."
15. Mr. RHODES—To move the House into Committee to re-consider clause 8, Schedule B, "Roads Ordinance, 1869."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Brown, T. S. Duncan, Garrick, Hall, Studholme, Potts, and Waeckerle.

The Speaker in the chair.

*Council Library.*—The Speaker read a communication from his Honor the Superintendent, forwarding for the use of the Provincial Council Library a copy of the Transactions and Proceedings of the New Zealand Institute, 1868, Vol. I, presented by Dr. Hector.

*Railway Committee.*—The Report of the Railway Committee was brought up and ordered to be printed.

*Ministerial Statements* were made by the Provincial Secretary and the Provincial Solicitor.

Motion was carried upon division—"That Notices of Motion Nos. 1 and 2 be postponed, and that after Notice No. 3 the Council proceed to the Orders of the Day.

Ayes, 14: Messrs. Buchanan, Delamain, Dixon, A. Duncan, Fyfe, Gray, Hawkes, Jollie, Lee, Mallock, Moore, Rhodes, W. Williams, Wilson.

Noes, 13: Messrs. Buckley, Macpherson, Hargreaves, Hillyard, Hornbrook, Johnstone, Kennaway, Knight, Matson, Maskell, Ormsby, Peacock, J. S. Williams.

Motion was negatived—"That the Council adjourn until Thursday."

The first Order of the Day was made an Order of the Day for Thursday.

The second Order of the Day was discharged.

The Council adjourned at 7.35 p.m. until Thursday.

THURSDAY, 3RD JUNE, 1869.

## NOTICE PAPER.

1. **The PROVINCIAL SECRETARY**—To move that his Honor the Superintendent be respectfully requested to convey the thanks of this Council to Dr. Hector for his present to this Council of Vol. I. of the Transactions and Proceedings of the New Zealand Institute.
2. **Mr. JOHNSTONE**—To move (1) "That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered for sale at £1 per acre." (2) "That in accordance with this view all the Waste Land remaining unsold within a distance of ten miles on each side of the Great Southern Railway from Christchurch to the Rakaiā be offered for sale under the Canterbury Land Regulations at £1 per acre." (3) "That the Superintendent be requested to take the necessary steps for legalising the same by an Act of the General Assembly."
3. **Mr. DELAMAIN**—To move, "That in the opinion of this House it is expedient that his Honor the Superintendent be respectfully requested to take steps to ascertain the possibility of obtaining water by means of Artesian Wells in the Templeton district."
4. **Mr. BUCKLEY**—To move that the Council resolve itself into Committee to consider the following resolutions:—(1) "That this Council is of opinion that it is expedient that the portion of the Province of Canterbury to the south of the River Rangitata should be separated from the Province and constructed into a County." (2) "The County should be governed by a Board consisting of fifteen Members; three for each of the Road Board Districts as at present existing, and three for the Municipality of Timaru. The Ratepayers' Rolls of the various Road Boards in the County should be the basis of the Electoral Rolls for the County Board; and that the right of voting for Members of the Board should be confined to those who are liable to pay rates, either directly as occupiers, or indirectly as owners, and whose names appear on the Ratepayers' Rolls in either capacity. One-third of the Members of the Board from each district should retire annually. The Board should have the power of electing a Chairman, who should hold office for one year, and should have an original as well as a casting vote. The Chairman should have such powers within the County as are now by an Act of the General Assembly vested in the Superintendent of the Province, or which by Act of the Assembly are vested in the Governor, and are usually delegated by him to Superintendents. No power of veto, however, should be given to the Chairman. The Board to give or to withhold from their Chairman further executive powers, and to define by bye-laws what his powers and duties should be, and also to provide for carrying on the County business when the Board was not in session, either by the Chairman alone, or in conjunction with Committees, or by Committees without the Chairman, as the Board thought most advisable." (3) "The Board should have the administering of all revenues arising within the County which heretofore formed part of the Provincial revenues, after deducting therefrom charges on loans, and should maintain the various departments that are now maintained by the Provincial Government." (4) "The net revenue arising from the sales of land within the County, after deducting the expenses of survey and sale, should be permanently allocated by Act of the General Assembly for the following purposes, in the following proportion, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards in such proportions as the County Board may deem advisable, 10 per cent. The balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period." (5) "The Board should have the power to make Ordinances or bye-laws for the following purposes:—Regulating its own proceedings, and providing for the carrying on of the County business while the Board is not sitting; altering the number of Members of the Board and the boundaries of electoral districts, appropriating revenues, regulating education, regulating immigration, regulating public hospitals and asylums, regulating infirmaries and gaols, regulating administration of public reserves, regulation of fencing, prevention of cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking private land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities. Levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, infirmaries, asylums, and gaols; police; prevention of disease in sheep and cattle; general expenses of the government of the County." (6) "The Chairman and Board should have the same powers with respect to Waste Lands in the district as the Superintendent and Provincial Council respectively now have." (7) "The separation should take place at the end of the present financial year." (8) "When the County Board is constituted the Timaru and Gladstone Board of Works should be dissolved, and its funds and property should be handed

over to the County Board. The County Board should be compelled out of these moneys to carry out the intentions of the Timaru and Gladstone Board of Works Act, and to bridge the River Rangitata." (9) "The part of the Province north of the Rangitata should constitute one Province or County, and the revenue of that part of the Province should be appropriated by a Provincial Council or Board, elected by the owners and occupiers on the Ratepayers' Roll of the various Districts, in the same manner as that recommended for the Boards of the Southern County." (10) "The Council should be elected for two years, and should itself fix the time for its meetings." (11) "The Council should have power to elect the Superintendent of the Province from its own body, or from the general body of electors for the Provincial Council." (12) "The Superintendent so elected should have a seat in the Council by virtue of his office, with the right to vote." (13) "The Superintendent should hold office during the existence of the Council which elected him, or until displaced by a resolution carried by an absolute majority of the whole number of Members of the Council." (14) "The Superintendent and Provincial Councils should hold office until their respective successors were elected." (15) "The Superintendent should have all the powers that are conferred on Superintendents by Acts of the General Assembly, or are usually delegated to Superintendents by the Governor." (16) "The Superintendent should have no veto on the Acts of the Council." (17) "The Council or Board should have power to make Ordinances or Bye-laws for the following purposes:—Regulating its own proceedings and providing for the carrying on of the business while the Council is not sitting; altering the number of Members of the Council and the boundaries of electoral districts; regulating primary education and high schools; regulating immigration; regulating public hospitals, asylums, infirmaries, and gaols; regulating administration of public reserves; making provision on the subjects of fencing, cattle trespass, and the prevention of disease in sheep and cattle; regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works; taking pri-

vate land for public purposes; preserving health, cleanliness, and order in towns and places not within Municipalities; levying tolls, rates, and fees for the following purposes:—Support of education; construction and maintenance of roads, bridges, and ferries; support of hospitals, asylums, infirmaries, and gaols; police; prevention of disease in sheep and cattle; general expenses of the Government of the Province." (18) "The Superintendent and Council should have the same power over the Waste Lands that they now have." (19) "The Council should have the power of appointing General and Special Committees of not more than three Members to assist the Superintendent in the discharge of his several duties." (20) "The Superintendent, with the advice of the Committees, to have the power to appoint and dismiss officers." (21) "No portion of the revenues should be paid without having been previously appropriated by the Council." (22) "That the net revenue arising from sales of land, after providing for the expenses of survey and sale should be allocated in the same manner as has heretofore been recommended for the district south of the Rangitata, viz., Immigration, 50 per cent.; Public Works and Buildings, 20 per cent.; Road Boards, in such proportions as the Council may deem advisable, 10 per cent.; the balance of 20 per cent. to be distributed among the various Road Boards in proportion to the amount of revenue derived from the sale of land in each Road District during the financial period." (23) "With respect to the existing debt of the Province of Canterbury it should be apportioned between the two parts of the present Province by arbitration."

5. Mr. POTTS—To move that the Return laid on the table of Educational Reserves Trusts and Endowments be printed.
6. Mr. BROWN—To move that free passages should be granted to Agricultural Labourers from Great Britain.
7. Mr. HARGREAVES—To move, "That this Council is of opinion, and resolve, that the paid Provincial Treasurer should be a Member of this Council."

#### ORDERS OF THE DAY.

8. Adjourned Debate—(1) "That this Council is of opinion that the Canterbury Railways should be let for a term of years, and that tenders should be at once invited for leasing the same, so that they might be out of the hands of the Government by the end of this financial year." (2) "That his Honor the Superintendent be hereby empowered to let the above, with the consent of his Executive, for a term not exceeding five years, and fix the maximum rate of tolls to be charged by

the Lessees thirty per cent. lower than in the Schedule to 'The Railway Tolls and Management Ordinance, 1867, Amendment Ordinance, 1868.'"

2. Amendment moved to first resolution to insert the following words between "that" and "the" in the first line, "public tenders should be invited for the purchase of," and to omit all words after "Railways" in second line.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Buckley, T. S. Duncan, Gray, Hall, Studholme, Potts, Waeckerle, and Wilson.

The Speaker in the chair.

*Member, Election of.*—The Speaker notified to the Council that John Inglis, Esq., had been duly elected to serve as M.P.C. for the City of Christchurch.

*Vote of Thanks to Dr. Hector.*—Motion was granted—“That his Honor the Superintendent be respectfully requested to convey the thanks of this Council to Dr. Hector for his present to this Council of Vol. I of the Transactions and Proceedings of the New Zealand Institute.

*Price of Waste Lands.*—Motion was negatived—“That in the opinion of this Council the time has arrived when certain portions of the Canterbury Waste Lands may be offered at £1 per acre.”

*Artesian Wells.*—Motion was granted—“That in the opinion of this House it is expedient that his Honor the Superintendent be respectfully requested to take steps to ascertain the possibility of obtaining water by means of Artesian Wells in the Templeton District.”

The remaining Notices of Motion lapsed. The Order of the Day was discharged.

The Council adjourned at 7.45 p.m. until Friday at 5 p.m.

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FRIDAY, 4TH JUNE, 1869.

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NOTICE PAPER.

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| <ol style="list-style-type: none"> <li>1. Mr. WYNN WILLIAMS—To move that this House do sit on Saturday next.</li> <li>2. Mr. WYNN WILLIAMS—To move the committal of “The Roads Ordinance, 1869.”</li> <li>3. Mr. WYNN WILLIAMS—To move the re-committal of “The Roads Ordinance, 1869,” for the purpose of reconsidering clauses 1, 2, 16, 17, 42, 50, 53, and 69.</li> <li>4. Mr. G. L. LEE—To move the re-committal of “The Roads Ordinance, 1869,” for the purpose of reconsidering clause 14.</li> <li>5. Mr. RHODES—To move the re-committal of “The Roads Bill,” for the purpose of reconsidering clause 8, Schedule B.</li> <li>6. Mr. WYNN WILLIAMS—To move the third</li> </ol> | <p>reading of “The Railway and Harbour Reserves Leasing Ordinance, 1869.”</p> <ol style="list-style-type: none"> <li>7. Mr. MASKELL—To move that his Honor the Superintendent be respectfully requested to place on the Supplementary Estimates a sum of £50 for an increase of the salary of the Clerk to the Council.</li> <li>8. Mr. MACPHERSON—To move that the report of the Committee appointed to inquire into the Management of the Canterbury Railways be adopted.</li> <li>9. Mr. WYNN WILLIAMS—To move that Standing Orders be suspended to allow of “The Roads Bill, 1869,” and “The Appropriation Bill, 1869,” to pass through all their stages.</li> <li>10. The PROVINCIAL SECRETARY—To move the Council into Committee of Supply.</li> </ol> |
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The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Delamain, Gray, Hall, Hargreaves, Johnstone, Studholme, Potts, Waeckerle.

The Speaker in the chair.

*Paper No. 25* was laid upon the table :—

25. Correspondence between his Honor the Superintendent and Mr. Knight.

The Provincial Secretary made a Ministerial statement.

Motion was granted—“ That the Council sit on Saturday next at noon.

*The Roads Bill, 1869.*—The Council in Committee for the consideration of that Bill.

The preamble and title passed.

The Speaker in the chair.

The Bill was reported as amended.

*The Roads Bill, 1869.*—The Council in Committee for the re-consideration of that Bill.

Clauses 1, 2, 14, 16, 17, 28, 42, 50, 53, 60, and 62 were amended. An amendment to Clause 8, Schedule B, was negatived.

The Speaker in the chair.

The Bill was reported with further amendments.

Notice of Motion No. 6 was postponed until after the consideration of Notice No. 8.

*Railways.*—The following Resolutions were proposed :—“ This Council is of opinion—

1. That the Railway and all its arrangements should be placed in the charge of one competent, experienced, and responsible person, with full authority to manage everything on and about the whole line, subject only to the authority of the Superintendent.

2. That the repairs of the rolling stock should be proceeded with immediately, so that it may be in good order before next wool and grain season commences.

3. That before again employing the heavy engines to run on the South line strict inquiry be made as to the necessity for doing so, the evidence before the Committee on this point being very contradictory.

4. That additional warehouse accommodation be erected in Lyttelton, and also that the Government should, as soon as possible, invite tenders to lease the land reclaimed in Lyttelton for the erection of private warehouses.

5. That additional shed accommodation be erected at Templeton.

6. That the practice of sending verbal messages from the Station Masters to head-quarters, and *vice versa*, be discontinued, and that written messages be substituted.”

The first Resolution was proposed. Amendment was carried—"That the thanks of this Council are due to the Committee on the Management of the Railways for their Report, which contains many valuable suggestions; but the Council does not concur in the last clause imputing want of proper supervision on the part of the Government, and that a copy of the Report, and of all evidence taken on the matter, and all documents produced, be forwarded to his Honor the Superintendent."

*Message from His Honor the Superintendent.*—Message No. 1 from his Honor the Superintendent was received and read :—

"The Superintendent feels that the time has come when the Council will expect him to state his views as to what course should be adopted in order to carry on the business of the Council and the Province. He has just received the resignation of the Executive Council recently formed by Mr. Knight. The correspondence which he has directed to be placed on the table will have put the Council in possession of the reasons which led to their resignation.

"The General Assembly of the Colony is now in session with very important business before it, requiring the attendance of gentleman now engaged in the Provincial Council. A number of members have already left Christchurch, and no permanent Government has been formed.

"The business is now almost brought to a close, and the Superintendent thinks it right to state that should the Council so wish it he is prepared personally to carry on the administration till the next session with the advice and assistance of an Executive Council, without office, from among the members of the Provincial Council.

"He has no wish to press his services upon the Council or to undertake a most arduous duty without the full and cordial concurrence of the representatives of the people; at the same time he feels that he would be failing in his duty to the Province should he shrink from the responsibility of the position in which he has been placed.

"It appears to him that it is impossible to carry on responsible government as at present, and that pending legislation which would allow of the simplification of the whole machinery of government it would be well to let drop such portions of the present system as complicate and encumber its working.

"Should legislation take place, which the Superintendent will endeavour to promote, enabling him to take his seat either *ex officio* or as under 'The New Provinces Act,' he will himself take his seat in the Council at its next sitting. Should there be no such legislation he has no doubt that with the assistance of the gentlemen who will have acted with him during the recess he will be able to place the business of the Province before the Council.

"W. M. ROLLESTON,

"Superintendent."

*The Railway and Harbour Reserves Leasing Bill, 1869.*—The Bill was read a third time and passed.

The Standing Orders were suspended to allow "The Roads Bill, 1869," and "The Appropriation Bill, 1869," to pass through all their stages.

*The Roads Bill, 1869.*—The Bill was read a third time and passed.

*Committee of Supply.*—The Council in Committee of Supply :—

Vote was taken—	Timaru Landing Service	...	...	...	£459	0	0
„	Bealey Police Station	...	...	...	60	0	0
„	Museum, collected by Dr. Haast	...	...	...	350	0	0
„	Expenses of Session	...	...	...	300	0	0
„	Repairs to Tunnel ...	...	...	...	3000	0	0
„	Supreme Court Fittings	...	...	...	250	0	0
„	General contingencies	...	...	...	500	0	0
„	Reward for Discovery of Goldfield	...	...	...	200	0	0

The Speaker in the chair.

The Chairman reported progress. The Report was adopted.

The Council adjourned at 11 p.m. until Saturday at noon.

SATURDAY 5TH JUNE, 1869.

## NOTICE PAPER.

Mr WYNN WILLIAMS—To move that the Standing Orders be suspended, to allow of “The Appropriation Bill, 1869,” to pass through all its stages.

## ORDER OF THE DAY.

The consideration of Message No. 1 of his Honor the Superintendent.

The Council met pursuant to adjournment.

Members present—All, except Messrs. Aynsley, Birch, Buckley, T. S. Duncan, Hall, Hargreaves, Matson, Mallock, Ormsby, Studholme, Potts, and Waeckerle.

The Speaker in the chair.

*Message from His Honor the Superintendent.*—Message No. 2 from his Honor the Superintendent was received and read :—

“The Superintendent transmits to the Council a Bill entitled ‘The Appropriation Ordinance, 1869,’ to appropriate the supplies granted in this session, and recommends the Council to make provision accordingly.

“WM. ROLLESTON,  
“Superintendent.”

*The Appropriation Ordinance, 1869.*—This Bill was read a first time.

*Papers.*—The following papers were laid upon the table :—

26. Items of expenditure and general contingencies.

27. Expenditure for Duke of Edinburgh's Reception.

Motion was granted—"That the consideration of Notice of Motion No. 1 be postponed until the Orders of the Day shall have been considered."

The Council in Committee for the consideration of Message No. 1 from his Honor the Superintendent.

Motion was granted—"That the thanks of this Council be given to his Honor the Superintendent for his Message No. 1."

The Speaker in the chair.

The Chairman reported progress, with leave to sit again at 5 p.m.

Resolution No. 3 was proposed—"That this Council approves generally of the course proposed by his Honor for carrying on the business of the Province until the next session of the Council, assisted by an Executive Council, the members of which, with the exception of the Provincial Solicitor, shall be unpaid."

Amendment was carried—"That Resolution No. 2 do stand, 'That in the opinion of this Council the business of this Council and the country should be conducted as heretofore until this Council shall have agreed on some modified system of government.'"

The Speaker in the chair.

The following Resolutions were reported and adopted :—

"1. That the thanks of this Council be given to his Honor the Superintendent for his Message No. 1."

"2. That in the opinion of this Council the business of this Council and the country should be conducted as heretofore until this Council shall have agreed on some modified system of government."

*Railway Committee.*—Motion was granted—"That the evidence taken before the Select Committee on the working of the Railways and all papers connected therewith be copied at the expense of the Government, under the supervision of the Clerk of the Council."

*The Appropriation Bill, 1669.*—The Bill was read a second time.

The Council in Committee for the consideration of that Bill.

Clauses 1 and 2 passed. The schedule, preamble, and title passed as proposed.



The Speaker in the chair.

The Bill was reported as passed.

The Bill was read a third time and passed.

HENRY JOHN TANCRED,

Speaker.

HENRY BACON QUIN,

Clerk of Council.

His Honor the Superintendent entered the Council Chamber and delivered the following Address:—

“ MR. SPEAKER AND GENTLEMEN,

“ In closing the present Session of the Provincial Council I have to thank you for the attention you have bestowed on the business which has been submitted to you.

“ I have reserved for the consideration of his Excellency's pleasure thereon:—

“ ‘The Sheep Ordinance, 1864, Amendment Bill, 1869.’

“ ‘The Trespass of Cattle Ordinance, 1869.’

“ ‘The Fencing Ordinance, 1869.’

“ ‘The Roads Ordinance, 1869.’

“ I am advised that these Ordinances will require to be validated by legislation in the General Assembly, and I will take steps to have the necessary measures initiated in that body.

“ I have assented, on behalf of his Excellency, to

“ ‘The Little River Reserves Sales Ordinance, 1869.’

“ ‘The Education Ordinance, 1864, Amendment Ordinance, 1869.’

“ ‘The Railway and Harbour Reserves Leasing Ordinance, 1869.’

“ ‘The Appropriation Ordinance, 1869.’

“ GENTLEMEN,

“ The southern portion of the Province has determined, as I am informed, to seek from the General Assembly separation in the form of a County from the Province of Canterbury. My views of the advisableness of such a course have been

placed before you. I think it right to state that should this petition not attain the contemplated result it will be my endeavour, after consultation with the inhabitants of the district, to propose for your consideration such an arrangement as will be mutually satisfactory, conferring such powers of self-government as may be desirable on the locality without creating two separate Governments.

"It only remains for me now to state that no effort will be wanting on my part during the recess to carry out the business of the Province to your satisfaction, and to give effect to the measures and resolutions which you have forwarded to me.

"I now declare this Council prorogued to the 1st day of October, 1869.

Witness my hand

" Wm. ROLLESTON,

" Superintendent."

# AGRICULTURAL STATISTICS

OF THE

PROVINCE OF CANTERBURY,

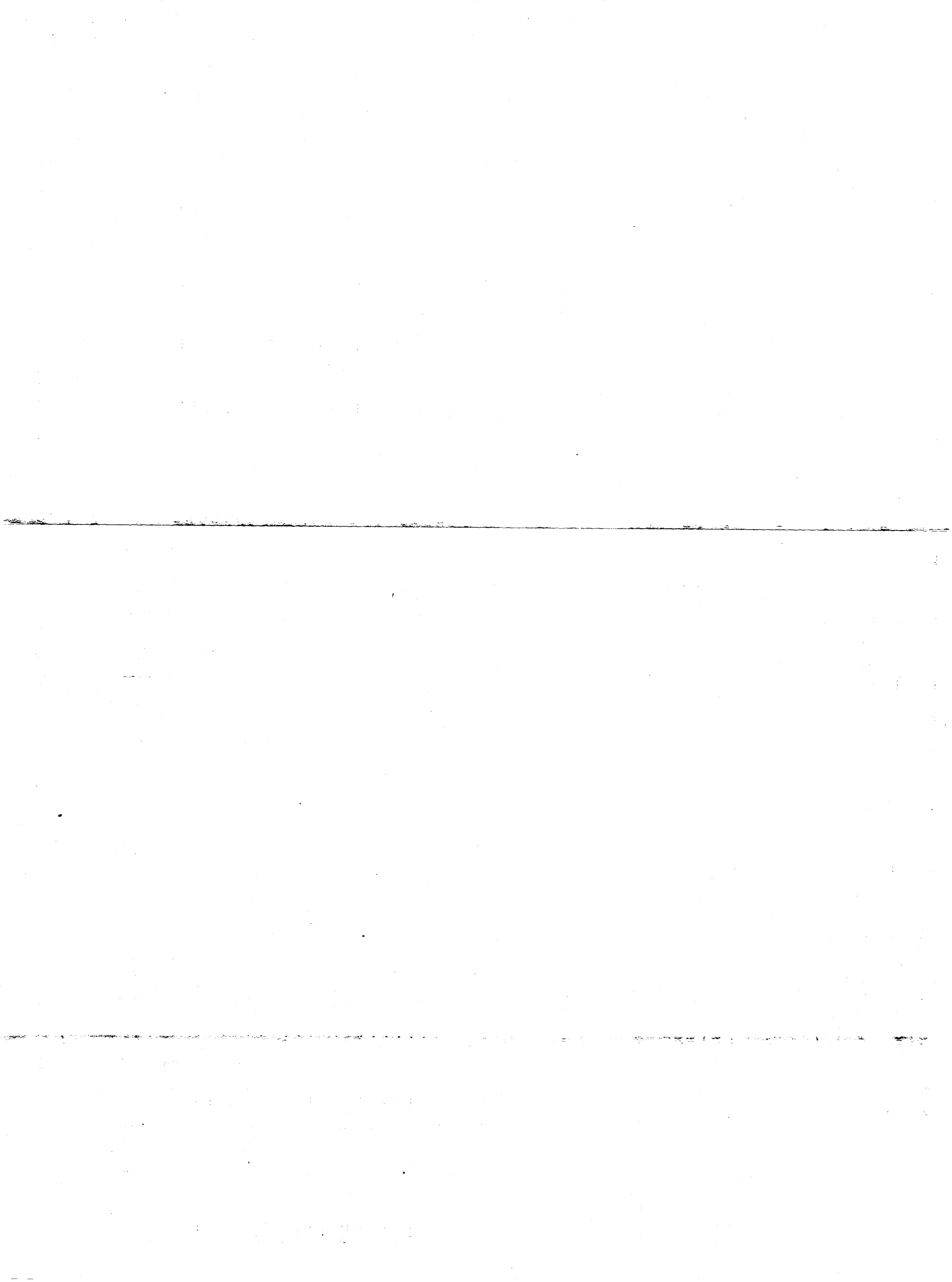
NOVEMBER, 1868, AND FEBRUARY, 1869.

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ACCOUNT OF LAND IN CULTIVATION, AND OF THE AGRICULTURAL PRODUCE THEREOF, IN NEW ZEALAND, FEBRUARY, 1869.

(TAKEN UNDER THE AUTHORITY OF "THE CENSUS ACTS AMENDMENT ACT, 1867.")

SUPERINTENDENT COLLECTOR'S RETURN.—PROVINCE OF CANTERBURY.

ELECTORAL DISTRICTS.	Extent of Land broken up but not under crop.		IN WHEAT.		IN OATS.		IN BARLEY.		IN HAY.		In Permanent Artificial Grass (including Land in Hay in previous column.)		IN POTATOES.		IN OTHER CROPS.	
	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in bushels.)	Acres.	Estimated Gross Produce (in tons.)	Acres.	Estimated Gross Produce (in tons.)	Acres.	Estimated Gross Produce (in tons.)	Acres.	Estimated Gross Produce (in tons.)
Cheviot ...	173	914	264	6535	—	—	70	73	579	16	54	81	...	...	...	...
Ashley ...	5577	109,348	5289	114,796	1580	25,911	527	407	6638	279	786	329	...	...	...	...
Kaiapoi ...	1129	59,607	3058	77,704	1680	42,150	1018	1353	11,163	228	925	437	...	...	...	...
Avon ...	1237	42,420	1902	55,031	856	17,103	1121	1472	14,805	289	1154	494	...	...	...	...
Heathcote ...	1639	131,208	4775	153,741	1804	45,511	1282	1951	16,285	196	1161	256	...	...	...	...
Mount Herbert ...	889	7670	226	8775	46	1360	141	255	3432	51	220	34	...	...	...	...
Akaroa ...	4	633	6	160	—	—	148	356	6916	17	86	12	...	...	...	...
Selwyn ...	7313	169,879	3803	120,532	1991	38,835	320	372	6201	189	577	281	...	...	...	...
Coleridge ...	4769	71,555	3502	62,400	453	9119	568	583	3789	110	496	173	...	...	...	...
Timaru ...	2773	97,284	3344	89,198	269	6633	420	407	1993	187	920	41	...	...	...	...
Gladstone ...	1055	33,122	798	24,978	155	4940	129	154	727	66	439	11	...	...	...	...
General Totals for Province ...	26,558	723,640	26,967	713,850	8834	191,562	5744	7383	72,528	1628	6818	2099	...	...	...	...

I certify that the above is a correct compilation from the original returns.

THOMAS WM. MAUDE,  
Superintendent Collector.

THE UNIVERSITY OF CHICAGO LIBRARY



# REPORT

OF THE

## SELECT COMMITTEE

APPOINTED TO

CONSIDER AND REPORT ON WHAT CHANGE, IF ANY, IT WOULD  
BE EXPEDIENT TO MAKE IN THE PRESENT SYSTEM  
OF APPROPRIATING

### THE PROVINCIAL REVENUE;

ALSO TO CONSIDER AND REPORT ON WHAT CHANGE,  
IF ANY, SHOULD BE MADE IN THE SYSTEM OF

ADMINISTERING THE AFFAIRS OF THE PROVINCE

IN ORDER TO GIVE SATISFACTION TO THE PEOPLE  
RESIDENT IN THE SOUTHERN AND OUTLYING  
DISTRICTS.



# R E P O R T .

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Your Committee in considering the important questions submitted to them, have directed their attention in the first place to the administration of the revenue in the district south of the Rangitata. They have done so because they think that this district, as compared with other outlying districts, occupies an altogether exceptional position. All other outlying districts so called form geographically and socially part of the same community. All have Christchurch for their chief town and Lyttelton for their chief port.

The district south of the Rangitata, on the other hand, is geographically separated from the rest of the province. The inhabitants form a distinct community, at the same time they are in a minority in the Provincial Council and are exposed to the danger of having their affairs mismanaged, and their revenues voted for objects which in no way concern them. This being the case, it cannot be a matter of surprise that the inhabitants of this district are discontented with the present system. With whatever liberality a community so situated may have been treated, it is inevitable that they will always strive to free themselves from the yoke, however light, of foreign rule, and obtain the uncontrolled management of their local affairs. This particular community, however, believe that they have been unfairly treated by the Provincial Government, and this belief, besides stimulating their natural desire for self-government, has caused a great want of harmony between themselves and the rest of the province.

Your committee feel it to be of the highest importance that all causes of disagreement between the two parts of the province should if possible be brought to an end. Both have in reality the same interests ; both are exposed to the same dangers, and it would be a fatal policy to protract internal quarrels. Having in view these considerations, and looking at the deep-rooted discontent with the present system that prevails in the district south of the Rangitata, your Committee after grave consideration are of opinion that any attempt to remedy this discontent by trifling amendments in the present system would prove futile, and that it is for the interest of the whole Province that this question should be forthwith finally settled. Your Committee, therefore, recommend that the fullest control should be given to the inhabitants of that district over the revenues that arise within the district, and over the local affairs of the district. Your Committee further recommend that the Province should be divided into two parts, and that the district south of the Rangitata should be erected into a county entirely separate from and independent of the northern part of the Province of Canterbury.

Taking into consideration, in the first place, the government of the county, your Committee recommend that the county should be governed by a Board consisting of fifteen members ; three for each of the Road Board districts as at present existing, and three for the Municipality of Timaru.

Your Committee recommend that in consideration of the large powers with which it is proposed that the Board should be invested, the members should be elected directly by the people, and not nominated by the Road Boards, as is the case in the existing Timaru and Gladstone Board of Works. As it is proposed that the Board should have extensive authority to levy rates, the Committee suggest that the Ratepayers' Rolls of the various Road Boards in the county should be the basis of the electoral rolls for the County Board and that the right of voting for members of the Board should be confined to those who are liable to pay rates, either directly as occupiers, or indirectly as owners, and whose names appear on the Ratepayers' Rolls in either capacity. For the sake of convenience the electoral districts for the County Board should be, in the first instance, coterminous with the present Road Board districts ; one-third of the members of the Board from each district should retire annually. The Board should have the power of electing a chairman who should hold office for one year, and should have an original as well as a casting vote. The Chairman should have such powers within the county as are now

by any Act of the General Assembly vested in the Superintendent of the Province, or which by Act of the Assembly are vested in the Governor, and are usually delegated by him to Superintendents. No power of veto, however, should be given to the Chairman. It would be competent for the Board to give or to withhold from their Chairman further executive powers and to define by bye-laws what his powers and duties should be, and also to provide for carrying on the county business when the Board was not in session, either by the Chairman alone or in conjunction with Committees or by Committees without the Chairman, as the Board thought most advisable. The Board should have the administration of all revenues arising within the county which heretofore formed part of the provincial revenues, after deducting therefrom charges on loans, and should maintain the various departments that are now maintained by the Provincial Government. The net revenue arising, however, from the sales of land within the county, after deducting the expenses of survey and sale, should, in the opinion of your Committee, be permanently allocated by Act of the General Assembly for the following purposes, in the following proportions, viz :—

Immigration	...	...	...	...	...	50 per cent.
Public works and buildings	...	...	...	...	...	20 „
Road Boards, in such proportions as the County Board may deem advisable						10 „

The balance of 20 per cent. to be distributed among the various Road Boards, in proportion to the amount of revenue derived from the sale of land in each road district during the financial period. The Board should have the power to make Ordinances or Bye-laws for the following purposes :—

Regulating its own proceedings and providing for the carrying on of the county business while the Board is not sitting.

Altering the number of members of the Board and the boundaries of electoral districts.

Appropriating revenues.

Regulating education.

Regulating immigration.

Regulating public hospitals and asylums.

Regulating infirmaries and gaols.

Regulating administration of public reserves.

Regulating fencing, prevention of cattle trespass, and the prevention of disease in sheep and cattle.

Regulating, constructing, maintaining, and diverting railroads, tramroads, roads, ferries, bridges, and other public works.

Taking private land for public purposes.

Preserving health, cleanliness, and order in towns and places not within municipalities.

Levying tolls, rates, and fees for the following purposes :—

1. Support of education.
2. Construction and maintenance of roads, bridges, and ferries.
3. Support of hospitals, infirmaries, asylums, and gaols.
4. Police.
5. Prevention of disease in sheep and cattle.
6. General expenses of the Government of the county.

All legislation, except Ordinances appropriating money, levying rates or tolls, and, except bye-laws, for regulating the proceedings of the Board and other purposes of a purely administrative nature should be reserved for the Governor's assent, and if his dissent were not expressed within three months, should have the force of law. The Board should have the further power to appoint and remove officers, and to enter into contracts, and to delegate these powers either to the Chairman or Committees of the Board. The Chairman and Board should have the same powers with respect to Waste Lands in the district as the Superintendent and Provincial Council respectively now have. The separation should take place at the end of the present financial year. When the County Board is constituted the Timaru and Gladstone Board of Works should be dissolved, and its funds and property should be handed over to the County Board. The County Board should be compelled out of these moneys to carry out the intentions of the Timaru and Gladstone Board of Works Act, and to bridge the river Rangitata.

In framing the above scheme for the district south of the Rangitata your committee have guarded themselves from recommending the transference of any power whatever to the Central Government. They fully recognise the dangers of centralisation, and these dangers are in their opinion best combated by allaying the discontent of the outlying districts, and removing the causes that now tempt them to throw themselves into the arms of the central power. With respect to the form of government for the northern part of the province, your committee consider that it should take the shape of a modification of the present form of government by the Superintendent and Provincial Council, as the form of government they have recommended for the southern part is an amplification of the powers of the present Board of Works.

Your committee recommend that the part of the province north of the Rangitata should constitute one province or county, and that the revenue of that part of the province should be appropriated by a Provincial Council or Board elected by the owners and occupiers on the ratepayers' rolls of the various districts, in the same manner as that recommended for the Board of the southern county. The Council, should be elected for two years, and should itself fix the time for its meetings.

Previous to the election of a Council under the proposed system, your committee recommend that the existing Council should at its next meeting take into consideration the alteration of the boundaries of the electoral districts, the redistribution of seats, and the reduction of the number of members. The new Council should consist of such number of members representing such electoral divisions as may have been determined by the existing Council. Should the Council not make any alteration, the existing electoral divisions and number of representatives should be retained.

The Council should have power to elect the Superintendent of the province from its own body or from the general body of electors for the Provincial Council.

The Superintendent so elected should have a seat in the Council by virtue of his office, with the right to vote.

The Superintendent should hold office during the existence of the Council which elected him, or until displaced by a resolution carried by an absolute majority of the whole number of members of the Council.

The Superintendent and Provincial Council should hold office till their respective successors were elected.

The Superintendent should have all the powers that are conferred on Superintendents by Acts of the General Assembly, or are usually delegated to Superintendents by the Governor.

The Superintendent should have no veto on the Acts of the Council.

The Council or Board should have the power to make Ordinances or bye-laws for the following purposes:—

Regulating its own proceedings, and providing for the carrying on of the business while the Council is not sitting.

Altering the number of members of the Council and the boundaries of electoral districts.

Regulating primary education and high schools.

Regulating immigration.

Regulating public hospitals, asylums, infirmaries and gaols.

Regulating administration of public reserves.

Making provision on the subjects of fencing, cattle trespass, and the prevention of disease in sheep and cattle.

Regulating constructing, maintaining, and diverting railroads, tram roads, roads, ferries, bridges, and other public works.

Taking private land for public purposes.

Preserving health, cleanliness, and order in towns and places not within municipalities.

Levying tolls, rates, and fees, for the following purposes :—

1. Support of education.
2. Construction and maintenance of roads, bridges, and ferries.
3. Support of hospitals, infirmaries, asylums, and gaols.
4. Police.
5. Prevention of disease in sheep and cattle.
6. General expenses of the Government of the province.

All legislation, except Ordinances appropriating money and levying rates or tolls, and except bye laws for regulating the proceedings of the Board and other purposes of a purely administrative nature, should be reserved for the Governor's assent, and if his dissent were not expressed within three months should have the force of law.

The Superintendent and Council should have the same power over the Waste Lands that they now have.

The Council should have the power of appointing general and special committees of not more than three members to assist the Superintendent in the discharge of his several duties.

The Superintendent, with the advice of the committees, to have the power to appoint and dismiss officers.

No portion of the revenues should be paid without having been previously appropriated by the Council.

Your committee recommend that the net revenue arising from sales of land, after providing for the expenses of survey and sale, should be allocated in the same manner as has heretofore been recommended for the district south of the Rangitata, viz. :—

Immigration—50 per cent.

Public works and buildings—20 per cent.

Road Boards in such proportions as the Council may deem advisable—10 per cent.

The balance of 20 per cent. to be distributed among the various Road Boards in proportion to th

amount of revenue derived from the sale of land in each Road District during the financial period.

With respect to the existing debt of the Province of Canterbury your committee recommend that it should be apportioned between the two parts of the present province by arbitration.

Your Committee append to their report a Memorandum furnished by His Honour the Superintendent, which they are of opinion should, in justice and courtesy to His Honour, be laid on the table with the report. They also append statistics furnished by the Provincial Auditor.

W. MONTGOMERY,

Chairman.

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### MEMORANDUM BY THE SUPERINTENDENT.

Understanding that the Committee wish to obtain my opinion as to whether any and what changes are required in the present form of Provincial administration, I have ventured to place my views in the form of a Memorandum for their perusal.

The whole question appears to resolve itself into one of whether the present or any modification of the present form of Government is the most efficient and the most economical which could be adopted as well for the carrying out of works of special and local benefit as for the more general administration connected with education, police, gaols, charitable aid, hospitals, and immigration, or whether it is advisable to adopt some form of government radically different from that which now exists.

It is, I think, admitted on all hands that some change is necessary upon our present system, and in considering what that change shall be it is desirable to determine generally the points in which that system has become in any degree unsatisfactory, and the reasons why it has become so.

I have no doubt that to a certain extent the outlying districts have had just reason to complain of the centralising of expenditure and of the neglect of their interests by the Provincial Governments, probably more so in other Provinces than in Canterbury, and there have been, here as elsewhere, grounds for complaint of excessive and unnecessary expenditure in salaries and departments to the neglect of necessary works.

It was natural in the early days of a settlement that the centres of population should in their eagerness for progress forget the claims of distant districts with smaller populations and fewer representatives. It was natural and right that the reaction should take place which resulted in the General Assembly, in the year 1858, in "The New Provinces Act," and more recently, as especially affecting this Province, in "The Timaru and Gladstone Board of Works Act."

I think it was better that these Acts should have been passed than that the growing evil of centralisation of power and expenditure should have continued without check. I think, however, that these Acts have worked fresh evils of a different character to the colony; the one in the creation of bankrupt Provinces, and both in the promotion of an unsettled feeling of dissatisfaction and disunion which has paralysed the action of the Provinces and prevented that healthy development of the Constitution which might have been effected by other means.

These means, I think, should have been, legislation by the General Assembly insisting on a fair apportionment of the land revenue, and by the Provincial Legislatures in redistributing and adapting their representation to the growing requirements of the country.

I should not have space in the limits of this Memorandum to enter into the many reasons, both political and financial, which to my mind render a system of counties disunited from and taking the place of Provincial Governments no possible remedy for the evils which have existed. It is enough for me to say that I believe and hope that the colony will never consent to the creation of a number of small governments receiving a share of the taxation raised by the Colony, and that so far as the Province of Canterbury is concerned it can be easily shewn that no district taking its fair share of the liabilities of

he Province already incurred can take upon itself and carry on its works and administration so economically as under a modification of the present system. It is in this belief that the Provincial Government has been handing over to the Board of Works in Timaru the administration of all matters which could fairly be devolved upon it.

Nor do I think we can look to the Central Government to work out for us the problem which we have to solve.

The Native difficulty and, the consequent want of identity or community of interest between the Provinces of this and the Northern Island, the impossibility of obtaining men of leisure, independence, and ability to form a Central Government capable of meeting the requirements of the whole country, the geographical and other distinctions of the Provinces of the Southern Island, convince me that we must still look to the Provincial system for efficient *administration*, at any rate in this island, leaving *legislation* to the General Assembly, and devolving upon the districts, with the share of the revenue to which they are entitled, a proportionate share of self-government.

If this view be correct and were to be acted on it would be rather by extending the present ill-determined boundaries of the Southern provinces than by creating new bodies with narrow political views, bounded by petty selfish interests, that the ultimate harmony and unity of Government which are essential to our future greatness as a nation are to be promoted.

The present uncertain and undefined position of the Province is intolerable.

A premium is offered to discontent and disunion in Provinces by the prospect of the establishment of counties, and outlying districts are led to seek their just rights in the political intrigues of a disorganised body, that knows little of their particular interests or how they may be best served, rather than by bringing legitimate pressure to bear in the Council of their Province.

The natural result is that there is no heart in the Provincial Governments to improve their administration and to carry out energetically their proper functions in the promotion of colonisation and the facilitating communication throughout the country.

We require therefore as it seems to me—

I. Such legislative enactments as will provide for the integrity of the Province and a more clear definition of its powers.

II. We also require a final assurance of our property in the Land Revenue and a provision securing the apportionment of a fair proportion of it to the several districts in which it arises.

Our further requirements group themselves under the heads of—

1. Constitutional modifications.
2. Administrative reforms.

On the first point the committee will have already gathered that I am averse to any revolutionary changes. The development of our Constitution must be continuous, and no one can read the papers connected with its early establishment without recognising that it was formed with a view to the utmost elasticity, and with great powers of self-adaptation. Spasmodic, and hasty introduction of a different class of machinery cannot but create confusion.

Our object is to minimise Government, to live within our means, and to do justice to the interests of all the districts of the province.

The principal modifications which I would suggest in furtherance of this object are those which I have already indicated to the Provincial Council, viz:—



1. The reduction of the number of representatives in the Provincial Council, and a redistribution of the seats with a special view to giving greater comparative weight to the outlying districts; and
2. The bringing of the Superintendent into closer connection with the Council.

The question of representation is one of considerable difficulty, and one in respect of which no precise or uniform and well-ascertained principle has been acted upon in the case of the representative cities of the colony or of any of the provinces.

The difficulty is the greater in the case of provincial representation from the fact that it is of a population whose principal political rights are represented in a higher Legislature, and with whose interests the Provincial Legislature can only deal to a limited extent. If a population basis simply be adopted, the evils of centralisation would be perpetuated and increased.

The representation would seem to be not merely or so much *one of numbers as of districts*, in respect of particular interests and rights, and in respect of the public revenue accruing from those districts. General taxation affecting all classes, for general provincial purposes, has, so far as I am aware, never been enforced by any Provincial Government. Taxes have been only for strictly local purposes, and dependent on the will of the districts in which they have been received.

The number of representatives should, I submit, be only sufficient fairly to represent all interests in different portions of the Province, and the districts should be determined as far as possible by identity or similarity of interest, and should be co-terminus with the boundaries of groups of Road Boards, and for the sake of convenience should not overrun the boundaries of the General Assembly districts. My own view is that the present provincial districts, with some modifications, would meet the requirements of the case.

It is very important, with a view to promoting and maintaining a common political interest in the several districts, that when once determined, their boundaries should not be changed. I believe that if one member each were given to, say, twenty-five districts, and one additional member to each of the three most populous districts, making a total of twenty-eight members, a not unfair representation of the Province would be attained.

On the question of bringing the Superintendent into the Council, I am strongly of opinion that the public business would be much expedited by this course. Under the present system, should any difficulty arise in obtaining the services of a member of the Provincial Council to act as political head of the departments, the Council would be left without the means of obtaining directly the information in matters of detail to which it is entitled. The general work of administration, should, I think, be carried on by the Superintendent, through the permanent heads of departments, and there would be no difficulty in his obtaining the advice and assistance of an Executive Council not holding office. This would be given at stated periods, when the general business would be brought before them by the Superintendent.

An Act of the General Assembly would remove any doubts as to the legality of the Superintendent taking his seat in the Council as under the new Provinces Act. I hope the Committee and the Council will give these questions their consideration.

In conclusion, I would state, that I believe the changes to which I have referred, would lead the way to considerable administrative reform and reduction of public expenditure. In this Memorandum I have given my opinions freely, as I believe to be the wish of the Committee, and have abstained from entering into details, partly from want of time, and partly that I am not aware of the precise points to which it would wish to direct its enquiries. It will give me great pleasure to afford any information in my power which the Committee may require.

W. ROLLESTON,

Superintendent of Canterbury.

May 24th, 1869.

## TIMARU AND GLADSTONE BOARD.

RETURN SHEWING REVENUE FROM ALL SOURCES SOUTH OF RANGITATA, AND PAYMENTS MADE BY THE  
PROVINCIAL TREASURER UNDER VOUCHER FROM 1ST DECEMBER, 1867, TO 30TH APRIL, 1869.

	£	s.	d.		£	s.	d.
<i>April 30, 1869:</i>				<i>April 30, 1869:</i>			
Land Revenue arising from sale of land south of Rangitata, from 1st December, 1867, to 30th April, 1869 ...	15,217	11	9	Payments by Receiver of Land Revenue to Board of Works, being 25 per cent. of gross receipts ...	3804	7	11
Pasturage Licenses for same period ...	21,716	14	0	Payments by Provincial Treasurer on account of following services within the district (see appendix) — Sub-Treasurer, Expenses of Election, Expenses of Members, Local Gaol, Charitable Aid, Hospital, Harbour, Public Buildings, Insurance, Education, Ferries, Agricultural Statistics, Local Surveys, Contract Surveys, Immigration, Road Boards, General Contingencies ...	10,974	0	11
<b>MISCELLANEOUS REVENUE—</b>				Departmental Expenses—(See appendix estimated at £73,771 13s. 4d.) The population of the district is rather more than one-eighth of the whole: I take one-sixth of the above amount, say... One-half the Unsold Land is in the district, and as the Land Fund is the security for the Interest and Sinking Fund of all the Loans, I estimate only one-fourth of the Interest and Sinking Fund payable by the Province (see Appendix) ...	12,295	0	0
Dog Tax ...	605	10	0	Balance (see note at the end of Departmental Summary) ...	15,352	0	0
Sheep Rate ...	1002	0	0		2230	3	7
Publicans' Licenses ...	524	0	0		2230	3	7
Auctioneers' do. ...	120	0	0		2230	3	7
Immigration Refunds ...	276	16	8		2230	3	7
Proportion of Consolidated Revenue, estimating the Customs and other sources of Consolidated Revenue within the district at £16,287 per annum ...	5193	0	0		2230	3	7
<b>£44,655</b>	<b>12</b>	<b>5</b>		<b>£44,655</b>	<b>12</b>	<b>5</b>	

J. OLLIVIER,  
Provincial Auditor.

## ABSTRACT OF VOUCHERS

CERTIFIED TO FROM THE 1ST DECEMBER, 1867, TO 30TH APRIL, 1869.

### DISTRICT SOUTH OF RANGITATA.

	£	s.	d.	£	s.	d.		£	s.	d.
<b>SUB TREASURER</b> ...	12	10	0				Brought forward ...			
	12	10	0				EXPENSES OF MEMBERS	64	17	4
	37	10	0					55	17	4
	12	10	0					27	0	0
	75	0	0					8	0	0
<b>EXPENSES OF ELECTIONS</b>	2	8	0					12	5	6
	2	2	0					12	5	6
	2	2	0					12	5	6
	2	2	6					21	8	6
	4	4	0					20	16	6
	12	18	6					19	8	0
Carried forward ...	£						Carried forward ...	£		
								254	4	2

## ABSTRACT OF VOUCHERS—Continued.

	£	s.	d.	£	s.	d.		£	s.	d.	£	s.	d.
Brought forward ...							Brought forward ...						
<b>GAOL:—</b>							<b>SURVEY:—</b>						
Salaries ... ..	356	1	6				Salaries, Dec. to May, 1868	326	13	4			
Rations, &c. ... ..	210	0	0				Labour & allowances „	172	0	8			
Contingencies ... ..	86	10	7				Contingencies ... ..	37	10	0			
				652	12	1	Salaries to April 30, 1869	580	0	0			
<b>POLICE—(Departmental Summary).</b>							Labour & Allowances „	316	7	0			
<b>CHARITABLE AID</b> ... ..	22	4	0				Contingencies ... ..	49	6	10			
	69	13	1								1481	17	10
	49	6	0				<b>CONTRACT SURVEY—Whole period</b> ...				2523	4	10
				141	3	1	<b>EDUCATION:—</b>						
<b>R.M. COURT</b> ... ..				15	11	0	To November, 1868...	229	0	0			
<b>HOSPITAL:—</b>							January to April, 1869	120	0	0			
Salaries ... ..	333	6	8								349	0	0
Rations, &c... ..	657	18	2				<b>IMMIGRATION:—</b>						
				991	4	10	From Christchurch to Timaru—						
<b>HARBOUR:—</b>							Dec. to March, 1868	17	0	0			
	75	0	0				April to Dec. ... ..	81	18	6			
	43	7	4				January to April, 1869	71	12	2			
	58	6	8								170	10	8
	69	8	9				<b>PUBLIC BUILDINGS:—</b>						
				246	2	9	Police Bks. & Court Ho.	326	0	0			
<b>INSURANCE</b> ... ..	21	5	0				Hospital ... ..	850	0	0			
	38	16	0								1176	0	0
				60	1	0	<b>ROAD BOARDS</b> ... ..				1400	0	0
<b>FERRIES AND FERRY BOATS</b> ... ..				983	0	4	<b>GENERAL CONTINGENCIES:—</b>						
<b>AGRICULTURAL STATISTICS</b> ... ..				70	0	0	Various ... ..				371	10	10
Carried forward ...													
											£10,974	1	11
							J. OLLIVIER,						
							Provincial Auditor.						

## DEPARTMENTAL EXPENDITURE

FROM 1ST DECEMBER, 1867, TO 30TH APRIL, 1869.

	£	s.	d.		£	s.	d.
<b>EXECUTIVE:—</b>				Brought forward...			
Superintendent's Office ... ..	1149	19	11	<b>HARBOUR.—CHIEF OFFICE:—</b>			
Provincial Secretary's office ... ..	1769	3	4	Salaries of Officers and Crews ...	2123	15	7
„ Treasurer's „ ... ..	553	2	6	Printing, Advertising, Stationery, } Postage, Painting, Messengers, } Housekeeper, &c. ... ..	5088	19	7
„ Solicitor's „ ... ..	404	3	4	Dog Collars ... ..	187	10	0
„ Auditor's „ ... ..	80	0	0	Suppression of Pleuro-Pneumonia ...	912	3	7
<b>PROVINCIAL COUNCIL:—</b>				Public Plantations department ...	618	7	0
Printing and Dept., Speaker, } Clerk, Messenger, &c. }	564	16	10	General Contingencies.—Unvoted } Services ... ..	605	15	7
Expenses of Elections ... ..	16	9	4	Waste Lands Board ... ..	1387	9	4
<b>ADMINISTRATION OF JUSTICE:—</b>				Proportion of Chief Survey Department, Chief Surveyor, and one Assistant a Draftsman, (this officer is also Chief Clerk for the S. District), and one assistant; printing maps, and preparation of Crown Grants ... ..	3544	12	8
Supreme Court ... ..	1055	16	9	Public Buildings, Supreme Court ...	1048	0	0
Gaol (Central) ... ..	6893	3	11	Revision of Rate Roll ... ..	161	5	0
Police (30 north, 5 south) ... ..	13094	0	0	Geologist and Meteorologist... ..	1539	11	9
<b>EDUCATION:—</b>				<b>Provincial Engineer's Department.—</b> This includes office of Secretary for Public Works, assumed at twelve months' salaries ... ..	1803	2	0
Departmental Expenses ... ..	806	6	8	Carried forward ... ..			
Scholarships ... ..	819	6	0				
New Schools ... ..	1934	17	0				
Superior Schools ... ..	907	10	0				
Departmental Travelling ... ..	159	13	2				
Contingencies ... ..	131	13	9				
Central Hospital ... ..	6629	11	5				
Lunatic Asylum ... ..	6213	14	6				
Inspector of Sheep ... ..	2742	17	2				
„ Weights and Measures ... ..	308	9	0				
Carried forward ... ..							



**REPORT OF THE COMMITTEE**

APPOINTED TO INQUIRE INTO

**THE MANAGEMENT**

OF THE

**CANTERBURY RAILWAYS.**



# REPORT.

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The Committee beg to report that they have taken the evidence of a number of the more responsible Railway Officials, and have also examined several persons who have employed the Railway as carriers.

A number of Returns and Reports on various Railway matters have been furnished to them.

The documents, and the minutes of the evidence taken, the Committee beg to append to the Report for the information of the Council.

The Committee think it better to report without further delay ; had time permitted, they would have examined other persons having large transactions with the Railway in the carriage of grain and goods.

From the evidence and papers before them your Committee conclude that various evils exist in the present Railway management and arrangements.

They are of opinion that—

There are too many officials.

That they do not work in harmony, are often labouring at cross purposes, and have too much of the spirit of departmentalism among them.

That some of those who have been examined give evidence of a want of that daily and hourly attention to the exigencies of the traffic which it requires.

The Committee partly attribute to these causes the great dissatisfaction that has often been expressed with the amount of work done by the Railway. They are convinced that the Rolling Stock has not been utilised properly ; that trucks have often been allowed to stand loaded for weeks, which under proper management might have been in use on the line.

In this way the trucks have been turned into storehouses, and gross carelessness has been shown in not rendering accounts and enforcing the claim for storage to which consignees of grain are liable if they do not remove it at the proper time.

Farmers and forwarders of goods and grain have often through the want of trucks been put to serious inconvenience, great delay, and sometimes positive loss.

Your Committee inquired into the condition of the Rolling Stock, and are surprised to find so little has been done to repair the portion which Mr. Paterson reported to be in such bad order on the 23rd October, 1868, and they note that notwithstanding Mr. Paterson's report the waggons in question have been ever since in constant use, not only themselves getting every day into worse order, but causing considerable injury to the rails.

They have also inquired into the effect of running the heavy engines on the Great Southern Line, and are universally informed that it is most seriously detrimental to it: the reason given by the officials for such an admitted evil being that the small engines are insufficient for the work.

In order to obviate the evils complained of, your Committee would recommend as a matter of first importance that the Railway and all its arrangements should be placed in the charge of one competent, experienced and responsible person, giving him full authority to manage everything on and about the whole line, subject only to the authority of the Superintendent. They would also recommend as follows :—

1. That the repairs of the Rolling Stock should be proceeded with immediately, so that it may be in good order before next wool and grain season commences.
2. That before again employing the heavy engines to run on the South Line strict enquiry be made as to the necessity for doing so, the evidence before the Committee on this point being very contradictory.
3. That additional Warehouse accommodation be erected in Lyttelton, and also that the Government should, as soon as possible, invite tenders to lease the land reclaimed at Lyttelton for the erection of private warehouses.
4. That additional Shed accommodation be erected at Templeton.
5. That the practice of sending verbal messages from the Station-masters to head-quarters and *vice versa* be discontinued, and that written messages be substituted.

In conclusion, the Committee are of opinion that the Government have not exercised proper supervision over the Railway officials, nor supplied them with sufficient instructions as to their duties.

J. D. MACPHERSON,  
Chairman.

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**R E P L Y**

**OF**

**MESSRS. G. HOLMES & CO.**

**TO THE**

**REPORT OF THE COMMISSION**

**APPOINTED TO INQUIRE INTO THE**

**EXPENDITURE ON THE CANTERBURY RAILWAYS.**

Y. J. S. S. S.

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THE NATIONAL BUREAU OF STANDARDS

DEPARTMENT OF COMMERCE

WASHINGTON, D. C.

RESEARCH REPORT OF THE NATIONAL BUREAU OF STANDARDS

# REPLY.

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TO HIS HONOR THE SUPERINTENDENT OF CANTERBURY.

CHRISTCHURCH, 29th December, 1868.

SIR,—We have the honour to acknowledge the receipt of the Report of the Commission appointed to inquire into and report upon the condition of the Works of the Canterbury Railways, and to express our thanks to you for the same.

We now have the honour to make a few remarks on that Report, and request that you will give them the same publicity, at as early a date as may be convenient, in the public Press as has been given to the Report itself.

When it was announced to us that the Commission was appointed, and that it consisted of Mr Patterson, C.E., alone, we offered immediately to the Government that if they would consent to lay all the matters in dispute between the Government and ourselves before Mr. Patterson, and allow him to hear full evidence on the several points at issue, that we were willing to abide by his sole decision in the matter. This offer having been declined by the Government, we then requested to be allowed to nominate another Engineer of standing to sit with Mr. Patterson on the inquiry, on the ground that we were equally concerned in the result of the inquiry, and ought to have had an opportunity of furnishing data we possessed, without which no report of value (on many points then to be inquired into), could possibly be made.

This proposed nomination on our part your Honor's Executive declined to accede to, and hence the incompleteness, and on many points the incorrectness, of the report now before the public.

Doubtless Mr. Patterson has done the best he could with the limited information placed at his disposal, and on the points on which he has been fully informed we have not the slightest objection to offer.

It is true that a certain amount of evidence was taken by the Commissioners, and that our Mr. Richardson was examined, but as he was not aware of the nature of the Report the Commissioners were about to make, he had simply to reply to the questions put to him. No other opportunity has since been offered us to give evidence of the subject.

The Commissioners' remarks on the cost of the plant and rolling stock imported by us for the Government, could never have been made had they been fully informed of the position we were placed in by the Government, and the steps we took to carry out their wishes.

We have the honour to enclose you a letter from Messrs. E. S. Dalgety & Co., who have been our agents here ever since we came to Canterbury, and by it you will see that we have acted in the same way for the Government as we have for ourselves.

The orders for the rolling stock and plant having been given to us direct by the Government without coming through the Engineer, we had to make out and send home rough specifications from here; full details, including the latest improvements, having to be added in England. Most of these specifications, together with the Tenders sent in to our English Agents, might have been seen had the Commissioners asked for them, and it would have then been found that the lowest Tenders had in all cases been accepted. They would also have found that special instructions were sent home to keep in mind the

difficulty and cost of repairs in the Colony, and to substitute steel and gun metal, &c., wherever possible in all working parts, thus adding considerably to the first cost, but furnishing the Government with plant of more than ordinarily useful and valuable description.

With regard to the commission paid us on the goods imported by us, it does not appear to have been pointed out to the Commissioners what we had to do in return for the money we received.

Owing to the departure from the usual plan of directing the Railway Engineer to prepare plans and specifications of what was required, we had all this work to do for everything that was ordered—to superintend the discharge of all the goods from the hold of the English ships in Lyttelton harbour (the shipping agents at home having invariably refused to take the risk of discharge here or find the gear to do it with), to insure the goods against the risk of Sumner Bar, and the passage up the river, to give the use of all our cranes and gear for landing, to superintend the fitting-up here, and lastly, in most cases, to pay three months' interest on the original cost at home, owing to the time that necessarily elapsed from the arrival of the shipping documents here and the final completion for delivery, ready for use.

There are several other points in the Report to which we take exception—in every instance the effect of want of fuller information being furnished to the Commissioners, and on which we feel assured that had we employed and paid the same Commissioners to report upon the whole subject submitted to them by the Government, and that we had put before them such evidence as would, in our opinion, enable them to make a report of value to the community, that report would have been totally different to the one now before the public, although possibly open to the charge of being as much an *ex parte* report as that under comment, with this difference—that the whole question would have been viewed from another aspect.

With the small and incomplete evidence put before the Commissioners they have reported, in Schedule D, that the present value of the Railways, Rolling Stock, &c., is £456,200, against an original cost of £520,454 19s 9d, a depreciation which does not nearly cover the difference of cost in labour, carriage, and cost of materials between the present time and the date at which the work was done; and had the higher value of much of the plant and stock been pointed out to the Commissioners, doubtless their present valuation would have been still higher, and would, consequently, have left the depreciation so much less.

Neither the Government nor the public could possibly expect that after the length of time that has elapsed since the greater portion of this work was done, and the immense reduction in charges of all sorts, that the property valued would not have shewn a greater depreciation than ten and a half per cent. appearing to us a convincing proof that the Province has had more than full value for the money it has spent on the Canterbury Railways.

We have the honour to be, Sir,

Your obedient servants,

GEORGE HOLMES & Co.,

Contractors.

To MESSRS G. HOLMES AND Co.

Public Works Office, Christchurch,

Canterbury, N Z.,

2nd January, 1862.

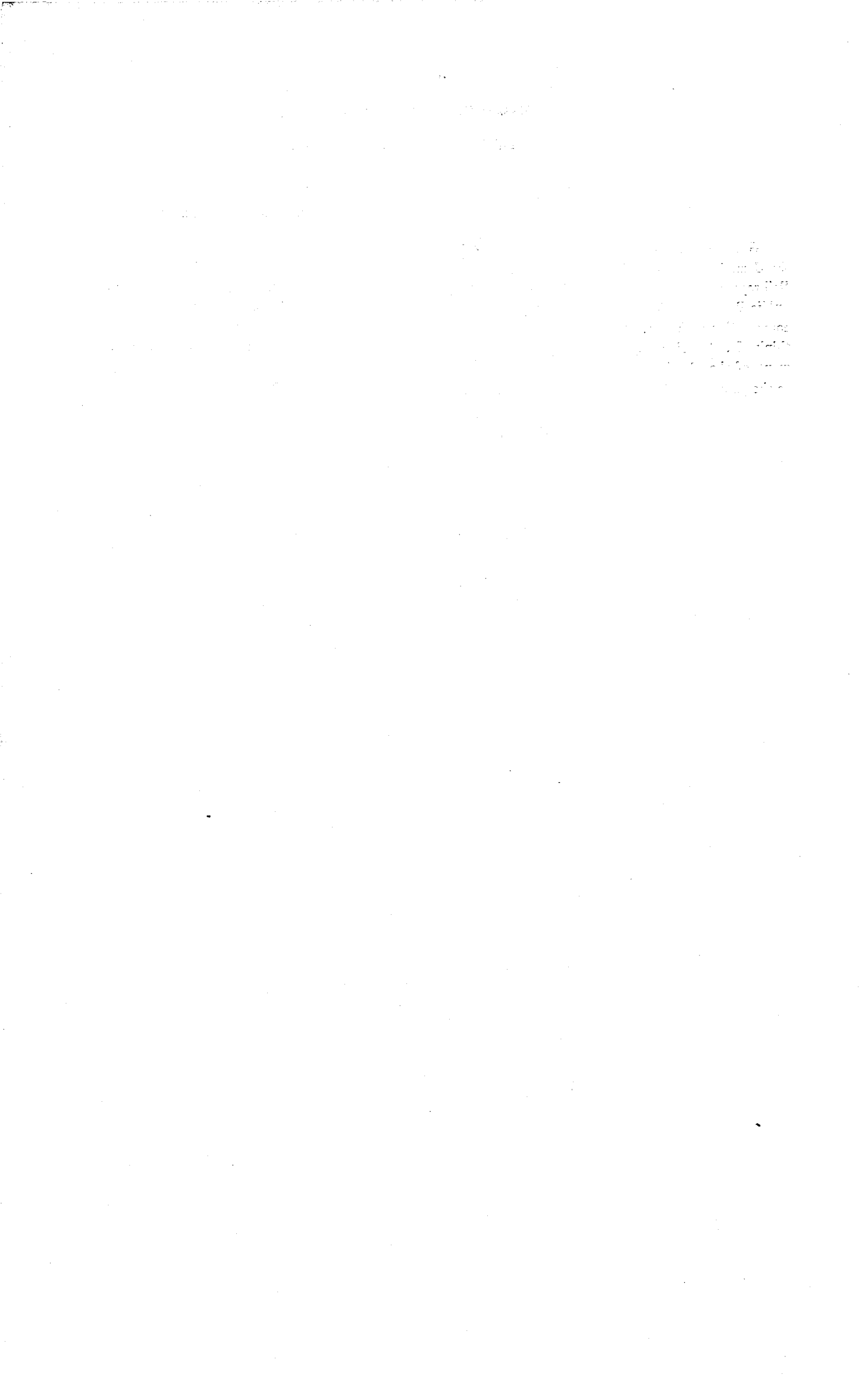
GENTLEMEN,—In reference to your letter of the 29th ult., acknowledging the receipt of the Report of the Commission appointed to enquire into and report upon the conditions of the Works of the Canterbury Railways, and requesting that the Government will give your remarks upon it the same publicity in the public Press as has been given to the Report itself, I have the honour, in accordance with what passed in conversation with Mr. Richardson this day, to inform you that it will remain with you, if you think fit, to give publicity to your letter. The Report of the Commissioners being a document of the Provincial Council, and ordered by that body to be printed, was open to the public and to the press to publish, but the Government does not make a practice of publishing correspondence.

I have the honour to be, Gentlemen,

Your obedient servant,

WM. ROLLESTON,

For the Secretary for Public Works.



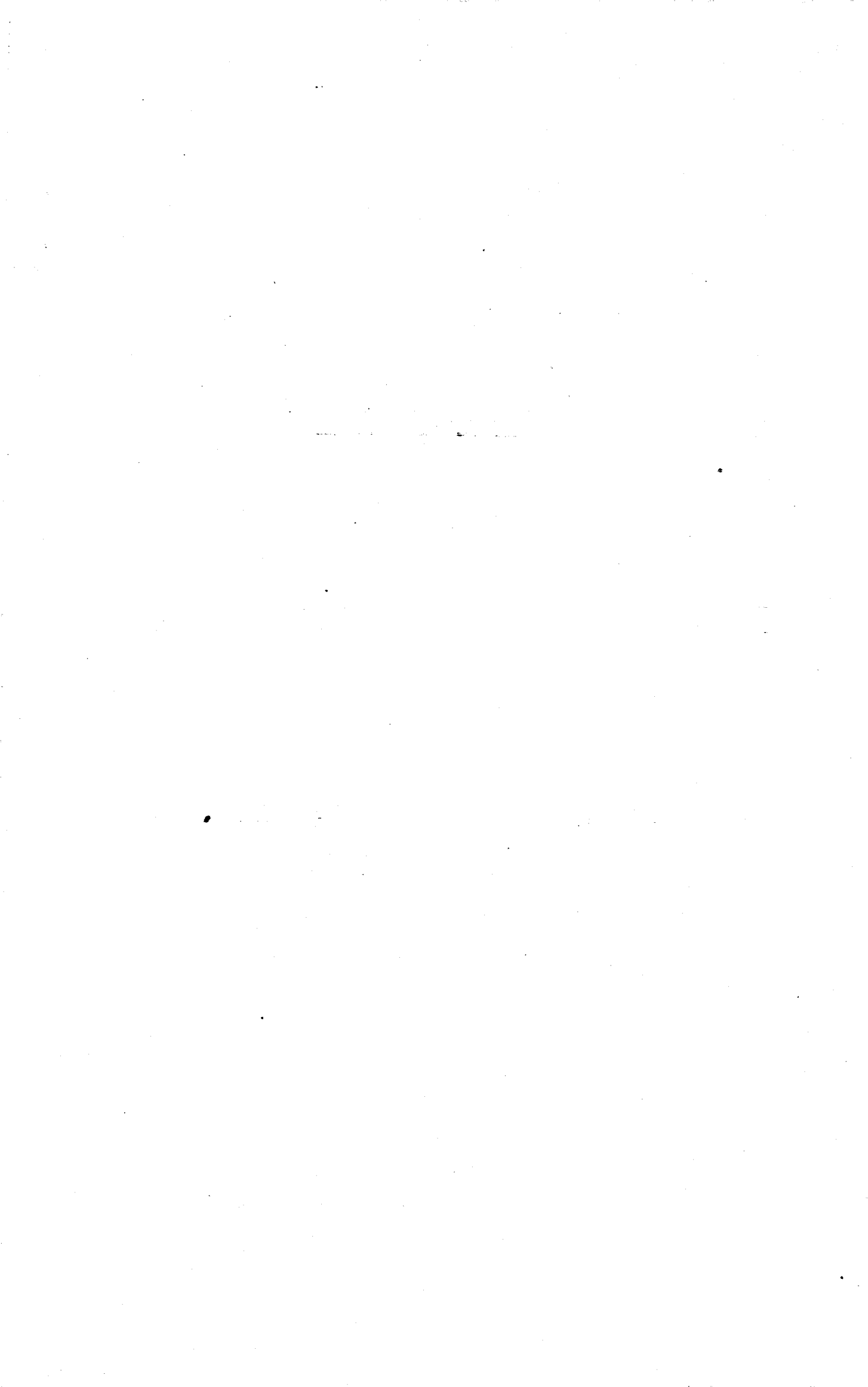
**RETURN**

**OF**

**IMMIGRATION AND EMIGRATION**

**AT THE PORT OF LYTTELTON,**

**FROM 1<sup>ST</sup> JANUARY, 1868, TO 31<sup>ST</sup> MARCH, 1869.**





RETURN OF IMMIGRATION AND EMIGRATION AT THE PORT OF

FROM AND TO.	QUARTERS.			ADULTS	
				Males.	F.
				UNITED KINGDOM ... ..	March, 1868
	June, 1868	...	...	50	
	September, 1868	...	...	91	
	December, 1868	...	...	110	
	March, 1869	...	...	165	
AUSTRALIAN COLONIES ... ..	March, 1868	...	...	18	
	June, 1868	...	...	14	
	September, 1868	...	...	21	
	December, 1868	...	...	41	
	March, 1869	...	...	45	
OTHER BRITISH PORTS ... ..	March, 1868	...	...	—	
	June, 1868	...	...	—	
	September, 1868	...	...	—	
	December, 1868	...	...	—	
	March, 1869	...	...	9	
OTHER PORTS OF NEW ZEALAND ... ..	March, 1868	...	...	410	
	June, 1868	...	...	403	
	September, 1868	...	...	409	
	December, 1868	...	...	491	
	March, 1869	...	...	599	
FOREIGN STATES ... ..	March, 1868	...	...	2	
	June, 1868	...	...	5	
	September, 1868	...	...	2	
	December, 1868	...	...	8	
	March, 1869	...	...	1	
				3049	

S U M

IMMIGRATION .. ... ..

EMIGRATION ... ..

Excess in favour of Immigration



NYTTTELTON FROM 1ST JANUARY, 1868, TO 31ST MARCH, 1869.

IMMIGRATION.					EMIGRATION.					
CHILDREN.		TOTALS.			ADULTS.		CHILDREN.		TOTALS.	
males.	Females.	Males.	Females.	TOTALS.	Males.	Females.	Males.	Females.	Males.	Females.
117	21	22	176	139	29	25	13	15	42	40
73	12	9	62	82	26	16	13	14	39	30
129	9	13	100	142	—	—	—	—	—	—
39	20	16	130	55	3	—	—	—	3	—
206	37	12	202	218	39	27	11	14	50	41
11	5	1	23	12	5	3	1	1	6	4
4	—	—	14	4	21	9	16	3	37	12
8	6	3	27	11	15	7	3	4	18	11
18	5	1	46	19	17	9	—	4	17	13
14	5	2	50	16	57	27	5	—	62	27
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
—	—	—	—	—	—	—	—	—	—	—
1	—	—	—	1	—	—	—	—	—	—
6	—	—	9	6	—	—	—	—	—	—
115	36	21	446	136	247	80	20	14	267	94
92	20	10	423	102	274	100	13	7	287	107
106	19	10	428	116	438	104	45	9	483	113
125	24	11	515	136	295	69	22	14	317	83
216	15	10	614	226	252	138	34	18	286	156
—	—	—	2	—	16	4	1	2	17	6
2	—	—	5	2	11	7	2	—	13	7
—	—	—	2	—	21	2	—	—	21	2
3	3	2	11	5	2	1	1	—	3	1
—	—	—	1	—	1	—	—	—	1	—
1285	237	143	3286	1428	1769	628	200	119	1969	747

M A R Y.

Males.	Females.	Total.
3286	1428	4714
1969	747	2716
1317	681	1998



# RETURN

OF THE

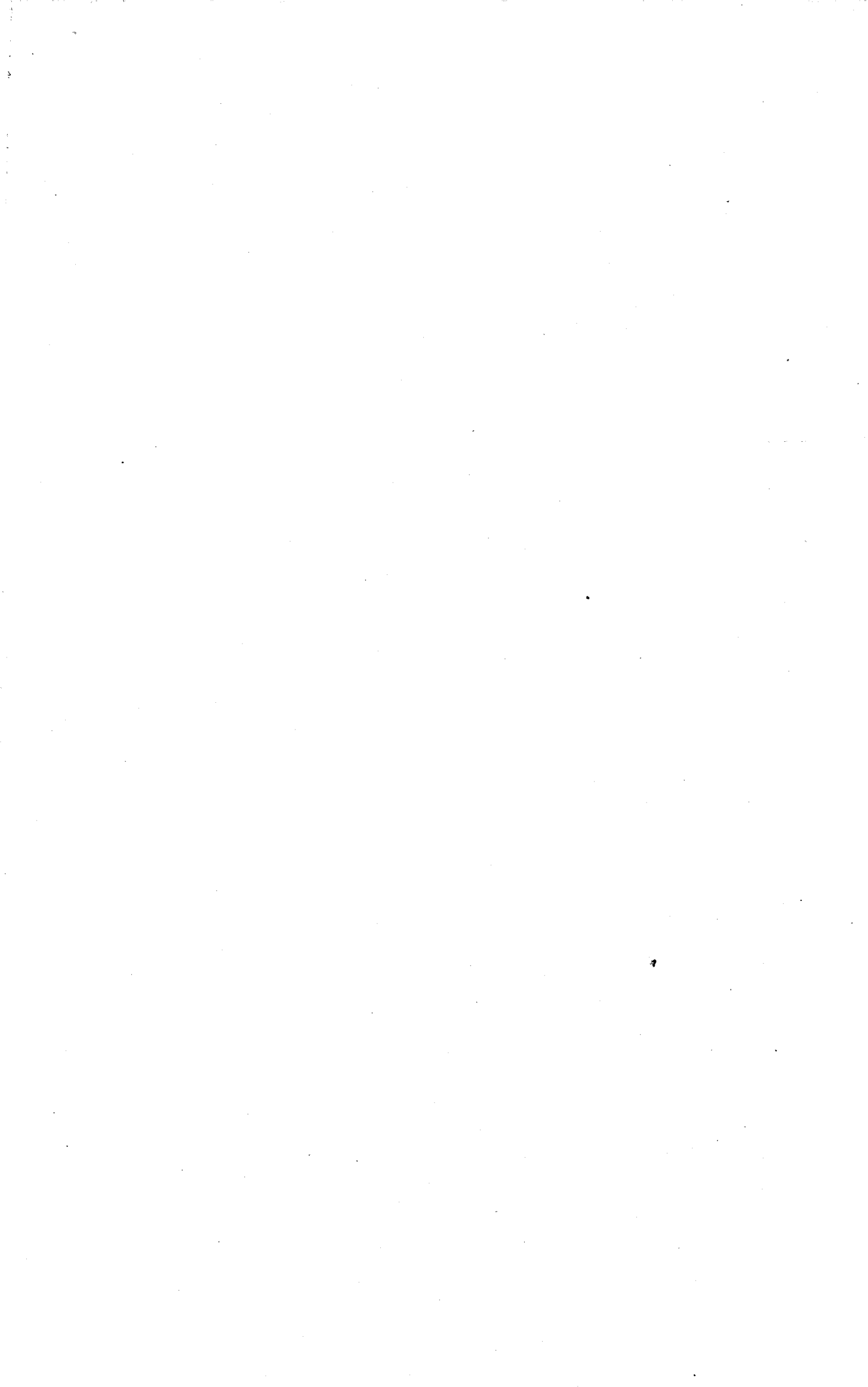
## NUMBER OF ACRES OF LAND

IN

EACH ROAD DISTRICT IN THE PROVINCE,

SPECIFYING THE

NUMBER OF ACRES SOLD; NUMBER OF ACRES RESERVED FOR EDUCATIONAL AND OTHER PURPOSES; ESTIMATED NUMBER OF ACRES OF GOOD ARABLE LAND NOT SOLD OR RESERVED; NUMBER OF ACRES OF GOOD QUALITY GRAZING LAND REMAINING AFTER DEDUCTING THE FOREGOING; NUMBER OF ACRES OF INFERIOR QUALITY GRAZING LAND; AND NUMBER OF ACRES WORTHLESS OR OF LITTLE VALUE; ALSO OF THE AMOUNT OF RENT DERIVED FROM PASTURAGE LICENSES DURING THE CURRENT YEAR; ALSO OF THE EXPENDITURE PREVIOUS TO THE ESTABLISHMENT OF ROAD BOARDS, AND THE AMOUNT PAID TO ROAD BOARDS TO 30<sup>TH</sup> APRIL, 1869.



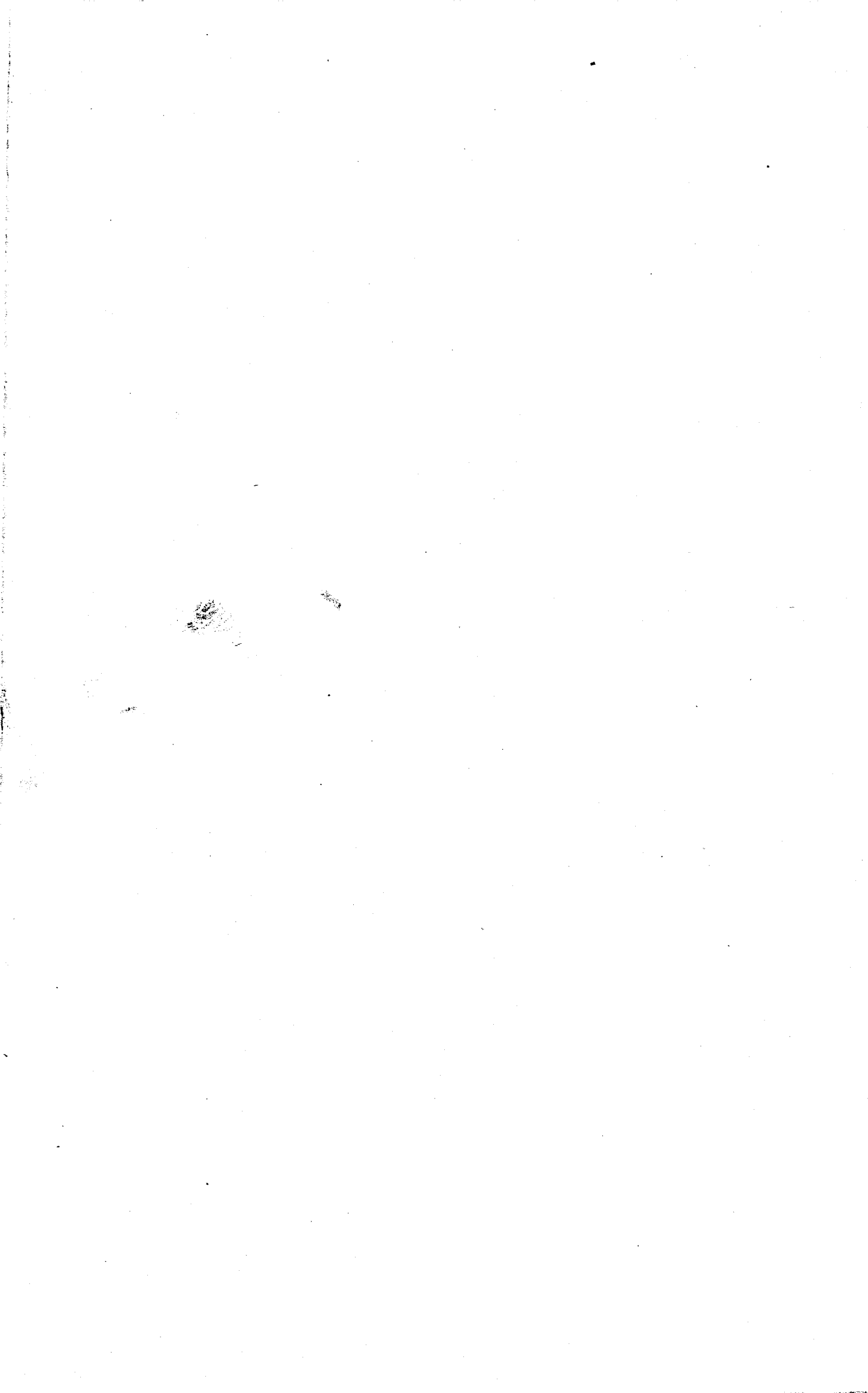
# R E T U R N

SHEWING THE WORKING OF THE SEVERAL

# R O A D B O A R D S

THROUGHOUT THE PROVINCE DURING

THE FINANCIAL YEAR ENDING 31<sup>ST</sup> DEC. 1868.





RETURN SHEWING THE WORKING OF THE SEVERAL

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.		AMOUNT RATES COLLECT.
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.	
1	WAIPARA ... ..	Ratepayers ... .. 70			
		Rateable Properties ... ..			
		Annual Value ... ..			
		No. of Sheep on Ratepayers' Roll ...			
		Annual Value ... ..	—	—	—
2	KOWAI ... ..	Ratepayers ... .. 542			
		Rateable Properties ... .. 967			
		Annual Value ... .. £15,813 1s.			
		No. of Sheep on Ratepayers' Roll ... 70,200			
		Annual Value ... .. £4341 3s. 9d.	564 6 8	360 8 9	452 3
3	OXFORD ... ..	Ratepayers ... .. 204			
		Rateable Properties ... .. 217			
		Annual Value ... .. £4329 14s.			
		No. of Sheep on Ratepayers' Roll ... 48,881			
		Annual Value ... .. £3443	355 0 0	45 17 5	112 12
4	CUST ... ..	Ratepayers ... .. 170			
		Rateable Properties ... .. 170			
		Annual Value ... .. £5225 6s.			
		No. of Sheep on Ratepayers' Roll ... 23,500			
		Annual Value ... .. £1430	384 0 0	9 2 5	259 4
5	MANDEVILLE AND RANGIORA ...	Ratepayers ... .. 631			
		Rateable Properties ... .. 952			
		Annual Value ... .. £30,706 15s.			
		No. of Sheep on Ratepayers' Roll ... 4200			
		Annual Value ... .. £294	1050 0 0	780 11 2	1215 19
6	RICCARTON ... ..	Ratepayers ... .. 229			
		Rateable Properties ... .. 181			
		Annual Value ... .. £21,055 8s.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	260 0 0	81 8 10	871 1



ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
ENDING 31ST DECEMBER, 1868.

AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
			ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
—	—	—	—	—	—	—	—	Not yet audited; ac- counts referred back.
—	—	—	600 16 5	728 15 7	—	47 6 7	Clerk and Surveyor and Collector of Rates.	—
81 14 2	6d	194 6 4½	200 0 0	243 5 3	Nil.	44 1 3	Preparation of Roll, Assessment, and Office Expenses, £26 3s. 1d.	—
13 0 0	1s	300 0 0	206 10 0	217 7 3	—	205 5 11	Assessment, Preparing Roll, and other expenses, £23 3s. 11d.	—
388 7 5	9d	1151 9 6 Special Rate, 1s., for Drainage— 34 11 0	1022 18 4	1529 0 3	514 15 0	175 3 10	Surveyor and Clerk, Assessment, Collection of Rates, and Office Expenses, £319 7s. 11d.	—
—	9d	789 11 5½	151 17 4	742 9 10	222 3 1	107 14 7	Clerk and Collector, Assessment and Office Expenses, £211 4s. 11d.	—



RETURN SHEWING THE WORKING OF THE SEVERAL  
ENDI

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.		AMOUNT RATES COLLECTED
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.	
7	TEMPLETON ...	Ratepayers ... .. 146			
		Rateable Properties ... .. 155			
		Annual Value ... .. £6575			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	375 0 0	167 5 2	154 12
8	HEATHCOTE ...	Ratepayers ... .. 700			
		Rateable Properties ... .. 792			
		Annual Value ... .. £30,915			
		No. of Sheep on Ratepayers' Roll ... 1975			
		Annual Value ... .. £138	106 16 0	1054 16 10	228 8
9	SPREYDON ...	Ratepayers ... .. 376			
		Rateable Properties ... .. 556			
		Annual Value ... .. £18,903 7s. 6d.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	250 0 0	147 11 7	744 1
10	LINCOLN ...	Ratepayers ... .. 203			
		Rateable Properties ... .. 260			
		Annual Value ... .. £11,495 6s. 8d.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
11	SPRINGS ...	Ratepayers ... .. 219			
		Rateable Properties ... .. 261			
		Annual Value ... .. £9520			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
12	PORT VICTORIA ...	Ratepayers ... .. 55			
		Rateable Properties ... .. —			
		Annual Value ... .. —			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—



ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
 ENDING 31ST DECEMBER, 1868—Continued.

D.	AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
				ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
0	9 9 8	6d	164 7 6	329 10 6	196 14 0	43 19 6	Nil.	Clerk, Surveyor, and Collector, Office Expenses and Rent, £180 11s. 7d.	—
1	Nil.	No rate made.	Nil.	170 16 6	901 19 3	239 2 11	Nil.	Clerk, Surveyor, Collector of Rates, and Office Expenses, £317 6s.	—
3	—	9d	735 14 6½	69 7 7	723 5 1	39 8 9	95 10 8	Clerk and Office Expenses, £253 9s. 6d.	—
	—	—	—	—	—	—	—	—	Not yet audited.
	—	—	—	—	—	—	—	—	Not yet audited.
	—	—	—	—	—	—	—	—	Not yet audited.





RETURN SHEWING THE WORKING OF THE SEVERAL  
ENDI

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.		AMOUNT RATES COLLECTED
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.	
13	PORT LEVY ...	Ratepayers ... .. 22			
		Rateable Properties ... .. 22			
		Annual Value ... .. £2135 10s.			
		No. of Sheep on Ratepayers' Roll—Could get no account.			
		Annual Value ... .. —	65 0 0	22 7 2	Nil.
14	LITTLE RIVER ...	Ratepayers ... .. 110			
		Rateable Properties ... .. 475			
		Annual Value ... .. £3310			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
15	AKAROA AND WAINUI	Ratepayers ... .. 210			
		Rateable Properties ... .. 380			
		Annual Value ... .. £9673 5s.			
		No. of Sheep on Ratepayers' Roll ... 5163			
		Annual Value ... .. £361 8s. 2d.	900 0 0	12 14 6	170 0
16	OKAIN'S BAY ...	Ratepayers ... .. 82			
		Rateable Properties ... .. 194			
		Annual Value ... .. £1949 16s.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	—	—	—
17	PIGEON BAY ...	Ratepayers ... .. 45			
		Rateable Properties ... .. 38			
		Annual Value ... .. £2418 19s. 6d.			
		No. of Sheep on Ratepayers' Roll ... Nil.			
		Annual Value ... .. Nil.	48 3 0	146 0 2	38 14
18	COURTENAY ...	Ratepayers ... .. 327			
		Rateable Properties ... .. 321			
		Annual Value ... .. £9327			
		No. of Sheep on Ratepayers' Roll ... 32,460			
		Annual Value ... .. £2466	—	—	—



ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
 31ST DECEMBER, 1868—Continued.

AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
			ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
Nil.	No rate made.	Nil.	5 0 0	40 0 0	A few bills not rendered.	29 1 11	Assessment and Office Expenses, £23 5s. 3d.	—
—	—	—	—	—	—	—	—	Not yet audited.
70 16 6	6d	250 17 0	429 9 6	328 17 11	236 0 0	184 19 0	Engineer, Collector, and Office Expenses, £139 8s. 7d.	—
—	—	—	—	—	—	—	—	Not yet audited; declined to meet Auditor on appointment.
20 4 7	6d	59 9 6	48 3 0	166 1 9	32 0 0	—	Clerk and Office Expenses, £18 12s. 8d.	—
—	—	—	—	—	—	—	—	Not yet audited.



RETURN SHEWING THE WORKING OF THE SEV

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.	
			FROM PROVINCIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.
19	ELLESMERE ...	Ratepayers ... .. 488		
		Rateable Properties ... .. 509		
		Annual Value ... .. £18,005 19s. 3½d.		
		No. of Sheep on Ratepayers' Roll ... 9697		
		Annual Value ... .. £678 16s. 9d.	—	—
20	MALVERN ...	Ratepayers ... .. 146		
		Rateable Properties ... .. 305		
		Annual Value ... .. £3489 1s. 6d.		
		No. of Sheep on Ratepayers' Roll ... 50,514		
		Annual Value ... .. £3522 5s.	—	—
21	RAKAIA ...	Ratepayers ... .. 115		
		Rateable Properties ... .. 226		
		Annual Value ... .. £2461 4s. 4d.		
		No. of Sheep on Ratepayers' Roll ... 122,934		
		Annual Value ... .. £8219 7s. 11¼d.	—	—
22	ASHBURTON ...	Ratepayers ... .. 134		
		Rateable Properties ... .. 166		
		Annual Value ... .. £7426 14s.		
		No. of Sheep on Ratepayers' Roll ... 394,411		
		Annual Value ... .. £25,717 3s. 7d.	—	434 2 1
23	GERALDINE ...	Ratepayers ... .. 316		
		Rateable Properties ... .. 704		
		Annual Value ... .. £19,111		
		No. of Sheep on Ratepayers' Roll ... 165,085		
		Annual Value ... .. £11,555	328 3 0	2008 0 5
24	WAIMATE ...	Ratepayers ... .. 183		
		Rateable Properties ... .. 513		
		Annual Value ... .. £12,488 5s.		
		No. of Sheep on Ratepayers' Roll ... 168,668		
		Annual Value ... .. £11,806 14s. 6d.	200 0 0	1190 17 2



ERAL ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
ENDING 31ST DECEMBER, 1868—Continued.

AMOUNT OF RATES COLLECTED.	AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMARKS.
				ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
—	—	—	—	—	—	—	—	—	Not yet audited.
—	—	—	—	—	—	—	—	—	Not yet audited; accounts referred back.
—	—	—	—	—	—	—	—	—	Not yet audited.
Nil.	Nil.	No rate made.	Nil.	126 3 11	272 12 10	Nil.	—	Formation of Roll, Advertising, and Office Expenses, £35 5s. 4d.	—
1 0	461 5 9	1s.	1533 6 9	607 17 2	1856 13 10	580 0 0	608 14 5	Engineer, Clerk, Formation of Roll, and Office Expenses, £334 19s.	—
Nil.	Nil.	No rate made.	Nil.	968 7 4	155 16 11	147 17 5	Nil.	Engineer and Clerk, Formation of Roll and Office Expenses, £273 12s. 11d.	—





RETURN SHEWING THE WORKING OF THE SE

NO.	NAME OF DISTRICT.	PARTICULARS RESPECTING RATEPAYERS' ROLL.	SUMS RECEIVED.	
			FROM PROVIN- CIAL GOVERNMENT.	FROM OTHER SOURCES, EXCLUSIVE OF RATES.
25	LEVELS ... ..	Ratepayers ... .. 262	200 0 0	639 15 7
		Rateable Properties ... .. 740		
		Annual Value ... .. £16,638 18s.		
		No. of Sheep on Ratepayers' Roll ... 82,339		
		Annual Value ... .. £5769 4s. 9d.		
26	MOUNT COOK ... ..	Ratepayers ... .. 18	175 0 0	235 2 6
		Rateable Properties ... .. 47		
		Annual Value ... .. £710		
		No. of Sheep on Ratepayers' Roll ... 290,630		
		Annual Value ... .. £20,344 1s.		
27	AVON ... ..	Ratepayers ... .. 631	150 0 0	105 12 10
		Rateable Properties ... .. 728		
		Annual Value ... .. £25,000		
		No. of Sheep on Ratepayers' Roll ... Nil.		
		Annual Value ... .. Nil.		
28	HALSWELL ... ..	Ratepayers ... .. 62	350 0 0	96 15 7
		Rateable Properties ... .. 188		
		Annual Value ... .. £3998 10s.		
		No. of Sheep on Ratepayers' Roll ... Nil.		
		Annual Value ... .. Nil.		

June 30, 1869.



VERAL ROAD BOARDS THROUGHOUT THE PROVINCE DURING THE FINANCIAL YEAR  
ENDING 31ST DECEMBER, 1868—Continued.

AMOUNT OF RATES COLLECTED.	AMOUNT UNCOLLECTED.	THE SUM PER POUND FOR WHICH RATE IS MADE.	TOTAL SUM SUCH RATE IS CALCULATED TO YIELD.	SUMS SPENT.		OUTSTANDING LIABILITIES, ON DEC. 31, 1868.	UNEXPENDED ON DEC. 31, 1868.	PAID OFFICERS, COLLECTION OF RATES, ASSESSMENTS, AND OFFICE EXPENSES.	REMAI
				ON MAIN ROADS.	ON BY-ROADS AND OTHER WORKS.				
1063 6 0	57 2 2	1s.	1120 8 2	1159 15 0	270 14 10	63 18 0	146 17 9	Engineer, Clerk, Formation of Roll, Collection of Rates, Office and Law Expenses, £325 14s.	
Nil.	Nil.	No rate made.	Nil.	132 0 0	15 0 0	222 0 0	255 19 3	Forming Roll and Office Expenses, £7 3s. 3d.	
1063 8 0	186 12 0	1s.	1250 0 0	445 16 6	563 12 1	24 13 2	20 0 0	Surveyor, Clerk, Rate Collector, and Office Expenses, £284 19s. 1d.	
113 7 11	—	6d.	99 19 2	358 0 0	117 11 8	50 0 0	19 18 10	Clerk, Forming Roll, Assessment, and Office Expenses, £64 13s.	

JOHN OLLIVIER,

PROVINCIAL AUDITOR.



ORDINANCES  
OF THE  
PROVINCE OF CANTERBURY,  
NEW ZEALAND,  
PASSED IN THE THIRTY-THIRD YEAR OF THE REIGN  
OF  
HER MAJESTY QUEEN VICTORIA,  
AND THE  
THIRTY - THIRD SESSION  
OF THE  
PROVINCIAL COUNCIL,  
1870.



CHRISTCHURCH :  
PRINTED UNDER THE AUTHORITY OF THE PROVINCIAL GOVERNMENT OF THE PROVINCE OF CANTERBURY,  
AT THE "LYTTELTON TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM REEVES, OFFICIAL PRINTER  
FOR THE TIME BEING TO THE SAID GOVERNMENT.

MDCCCLXX.



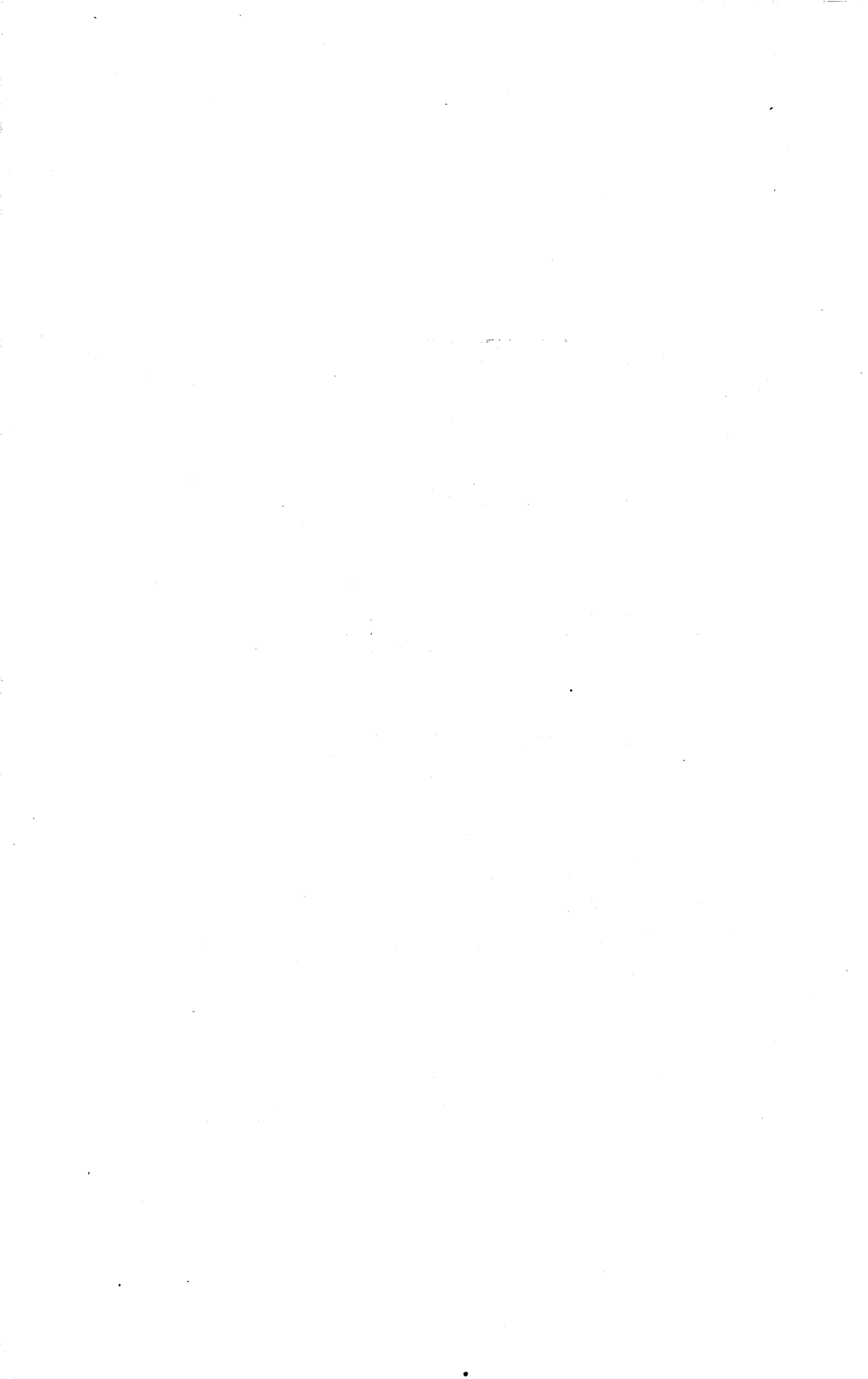
**INDEX**  
TO  
**THE ORDINANCES,**  
OF THE  
**PROVINCE OF CANTERBURY, NEW ZEALAND.**

=====

**SESSION XXXIII., 1870.**

=====

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PROVINCE OF CANTERBURY.

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ANNO TRICESIMO TERTIO

V I C T O R I Æ R E G I N Æ .

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SESSION XXXIII.—No. 1.

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The Diversion of Roads Special Ordinance  
1870.

[March 23rd, 1870.]

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Published by Authority.

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**W**HEREAS by an Act of the General Assembly of New Zealand Preamble.  
entituled "The Highways and Watercourses Diversion Act 1858"  
it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any Law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to divert or stop up any public street road highway or thoroughfare in any such Province and also to exchange the land over which any such public street road

highway or thoroughfare was laid out or passed And also that it should be lawful for the Governor in the name and on behalf of Her Majesty to make and execute Crown Grants of any land which should be so sold exchanged or disposed of.

And whereas by an Act of the General Assembly of New Zealand intituled "The Provincial Council Powers Extension Act 1865" it is enacted that it shall be lawful for the Superintendent and Provincial Council of any Province and notwithstanding the restriction contained in the Tenth Subsection of the Nineteenth Section of the Constitution Act to ordain or pass any Law or Ordinance which but for such restriction might have been ordained or passed by such Superintendent and Council affecting any part of the Waste Lands of the Crown within the Province which there was or thereafter should be a public street road highway or thoroughfare.

And whereas it is for the public benefit that the parcels of land mentioned and described in the Schedule A to this Ordinance and delineated on the Plans hereto annexed and thereon colored Pink should become Public Highways in lieu of the parcels of land mentioned and described in the Schedule B to this Ordinance and delineated on the Plans hereto annexed and thereon coloured Green and that the said last-mentioned parcels of land should cease to be public roads.

And whereas the persons respectively entitled thereto have conveyed the parcels of land mentioned in Schedule A to this Ordinance to the Superintendent of the Province of Canterbury and his successors upon trust for Public Highways and upon the treaty for the said conveyances it was agreed that the respective parcels of land mentioned in the Schedule B to this Ordinance should be given to the respective persons so conveying in exchange for the parcels of land conveyed by them respectively as aforesaid.

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows :

Parcels of land described in Schedule A to be Public Highways.

1. From and after the passing of this Ordinance the parcels of land so conveyed as aforesaid and more particularly described in the Schedule A hereto and coloured Pink on the plans hereto annexed shall be and remain for ever Public Highways.

Public Roads passing over lands described in Schedule B to be Closed up.

2. From and after the passing of this Ordinance the Public Roads passing over the parcels of land described in the Schedule B hereto and coloured Green on the Plans hereto annexed shall be closed up.

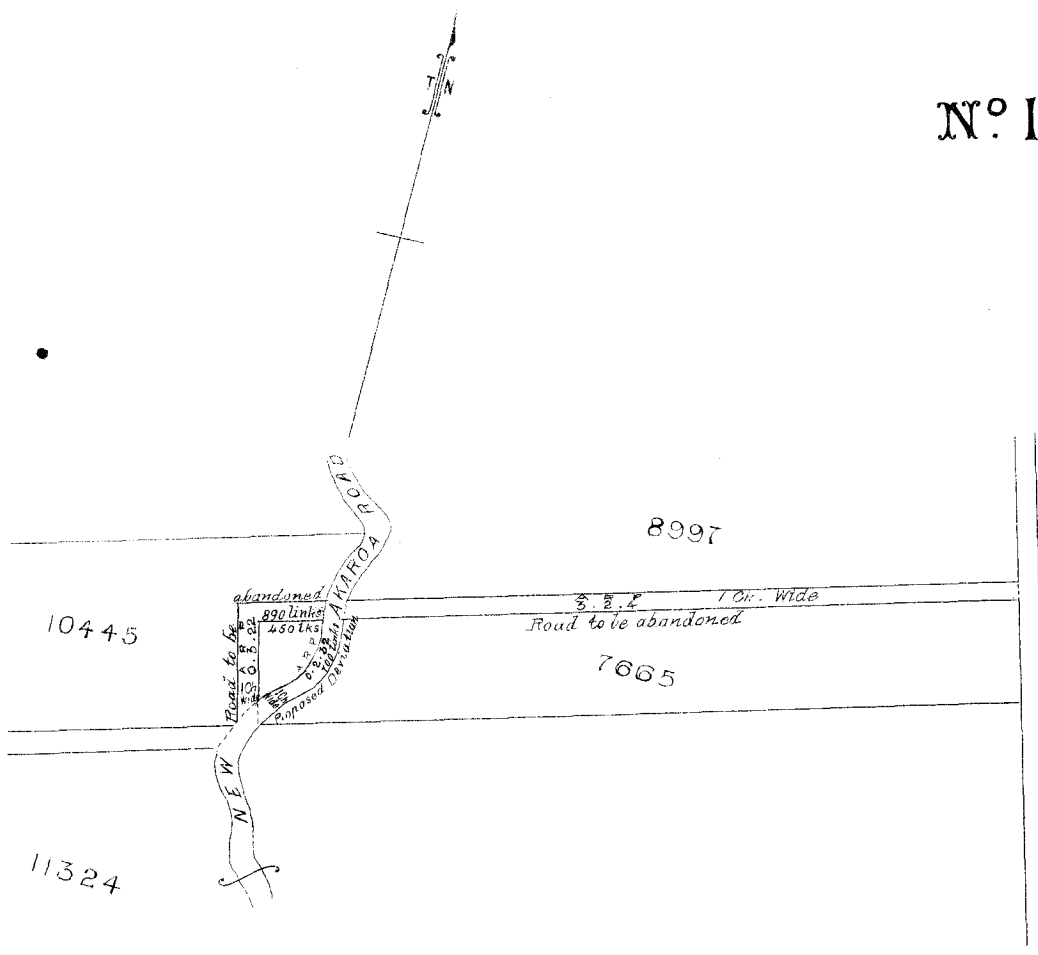
3. Each parcel of land mentioned and described in the Schedule B Parcels of land mentioned in Schedule B to be granted to persons conveying parcels of land mentioned in Schedule A. hereto and coloured Green on the Plans hereto annexed shall be granted to the persons respectively conveying the parcels of land mentioned and described in the Schedule A hereto and coloured Pink on the Plans hereto annexed to hold the same unto the person or persons so conveying their heirs and assigns for the same estate for which they held the parcel of land conveyed by them as aforesaid.

4. This Ordinance shall be entitled and may be cited as "The Title. Conversion of Roads Special Ordinance 1870."

## SCHEDULE A.

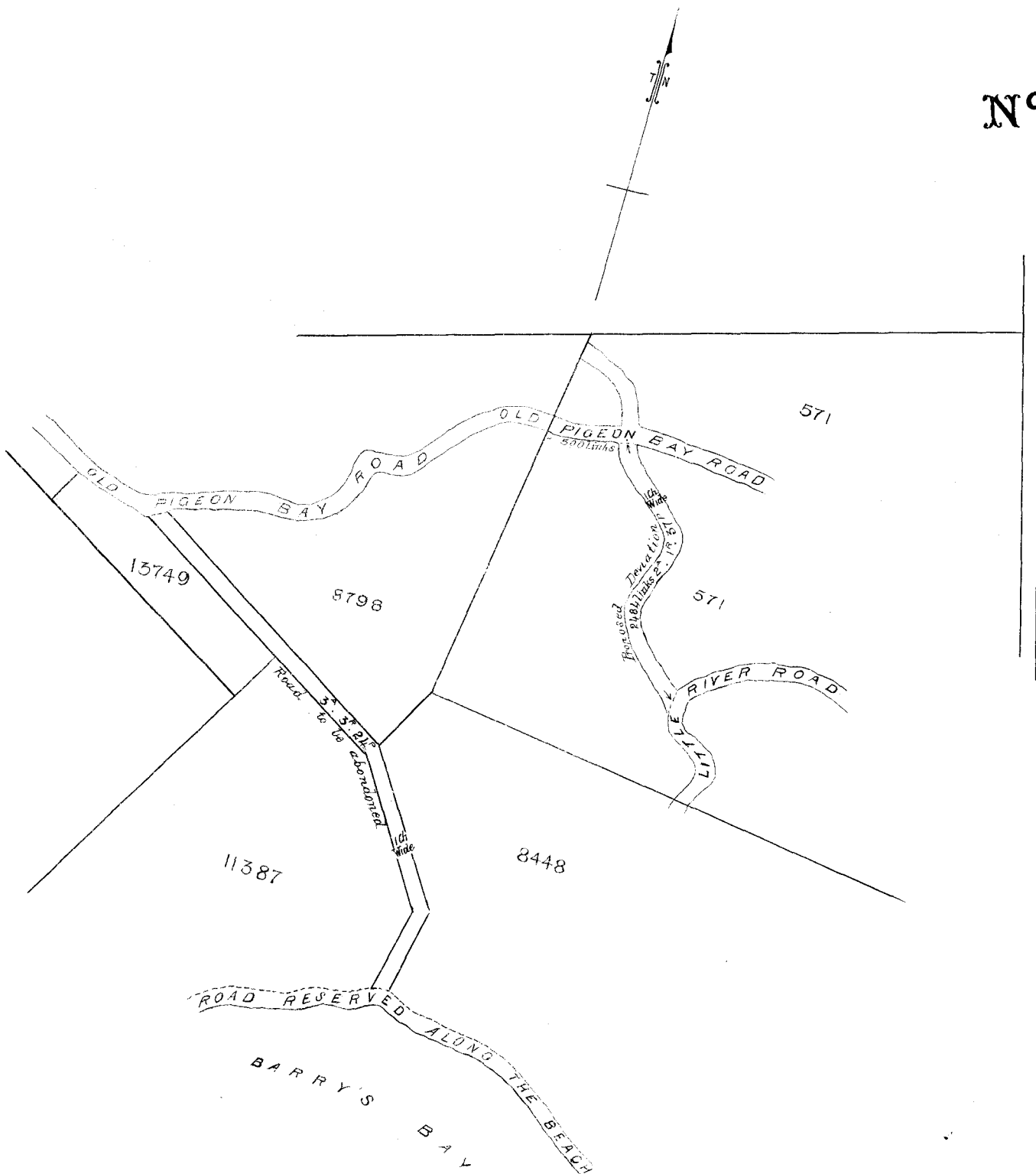
No. OF PLAN.	DESCRIPTION.	CONTENT
1	All that piece or parcel of land one chain wide being part of section No. 7665 commencing on the northern boundary of the said section at a point situate four chains fifty links from the north-west corner thereof and running in a south-westerly direction a distance of about seven chains to the south-west corner of the same section.	A. R. 1 0 2 3'
2	All that piece or parcel of land one chain wide being part of section 571 commencing at a point on the southern side of the Old Pigeon Bay Road situate about five chains from the western boundary of the said section and running south-easterly a distance of twenty-four chains eighty-four links to the Little River Road.	2 1 37
3	All that piece or parcel of land one chain wide being part of section 571 commencing at a point on the western boundary of the said section one chain and fifty links from the north-western corner thereof and running in a south-easterly direction a distance of about seven chains to the Old Pigeon Bay Road crossing the same at a point four chains and ninety links east of the western boundary of the said section.	0 2 32
	All that piece or parcel of land one chain wide being part of section No. 5176 commencing on the northern boundary of the said section at a point situate about fifty links east of the north-western corner thereof and running in a south-easterly direction a distance of about seven chains to the northern boundary of section 6660 crossing that boundary at a point being five chains sixty links from the north-eastern corner of the latter section.	0 2 32
	All that piece or parcel of land one chain wide being part of section 6660 commencing at a point on the northern boundary of the said section situate five chains sixty links from the north-eastern corner thereof and running in an easterly direction a distance of about four chains fifty links to the western boundary of section 571 crossing that boundary at a point being one chain and fifty links from the north-western corner of the latter section.	0 1 32

Nº 1

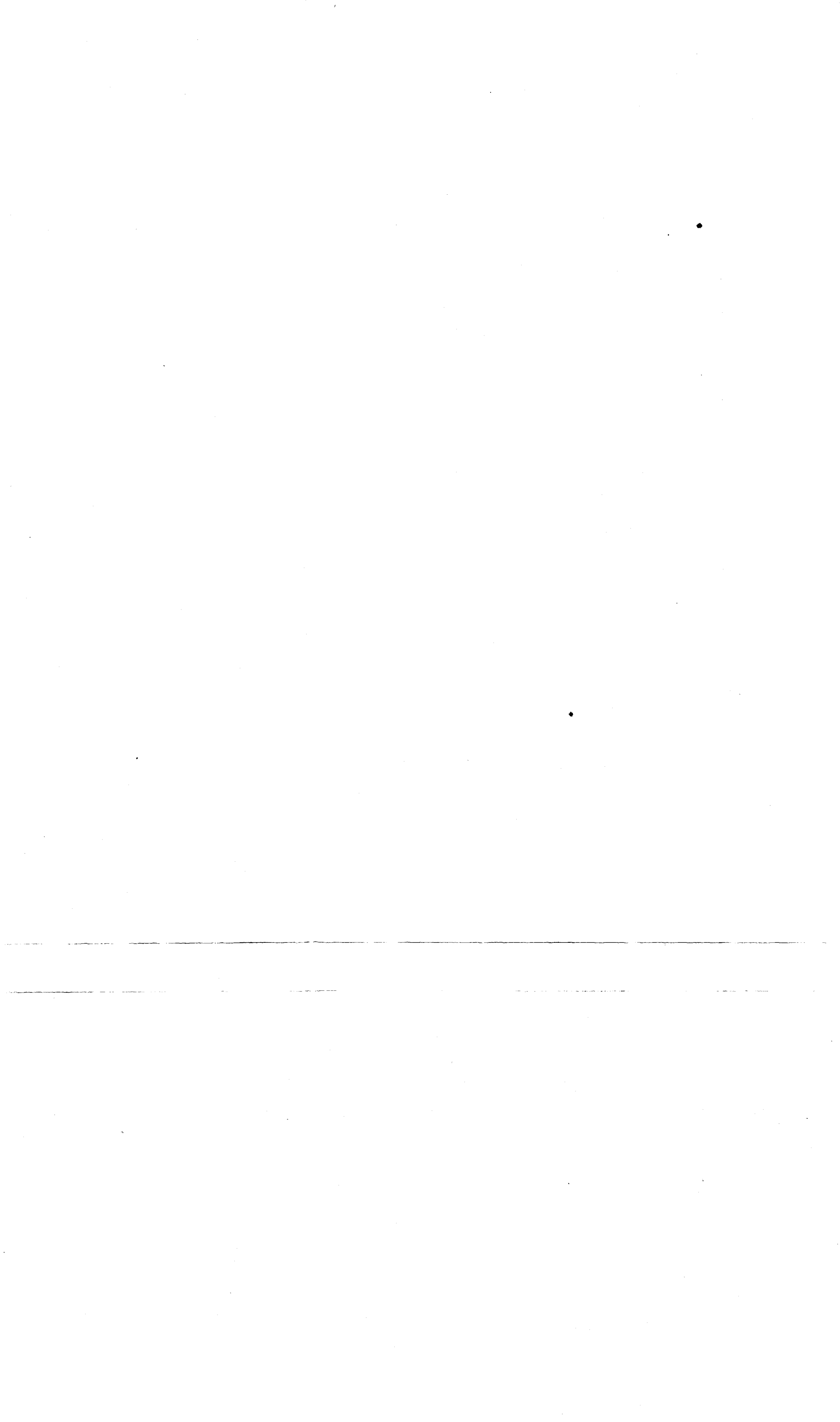


Scale 10 chains to 1 inch

Nº 2

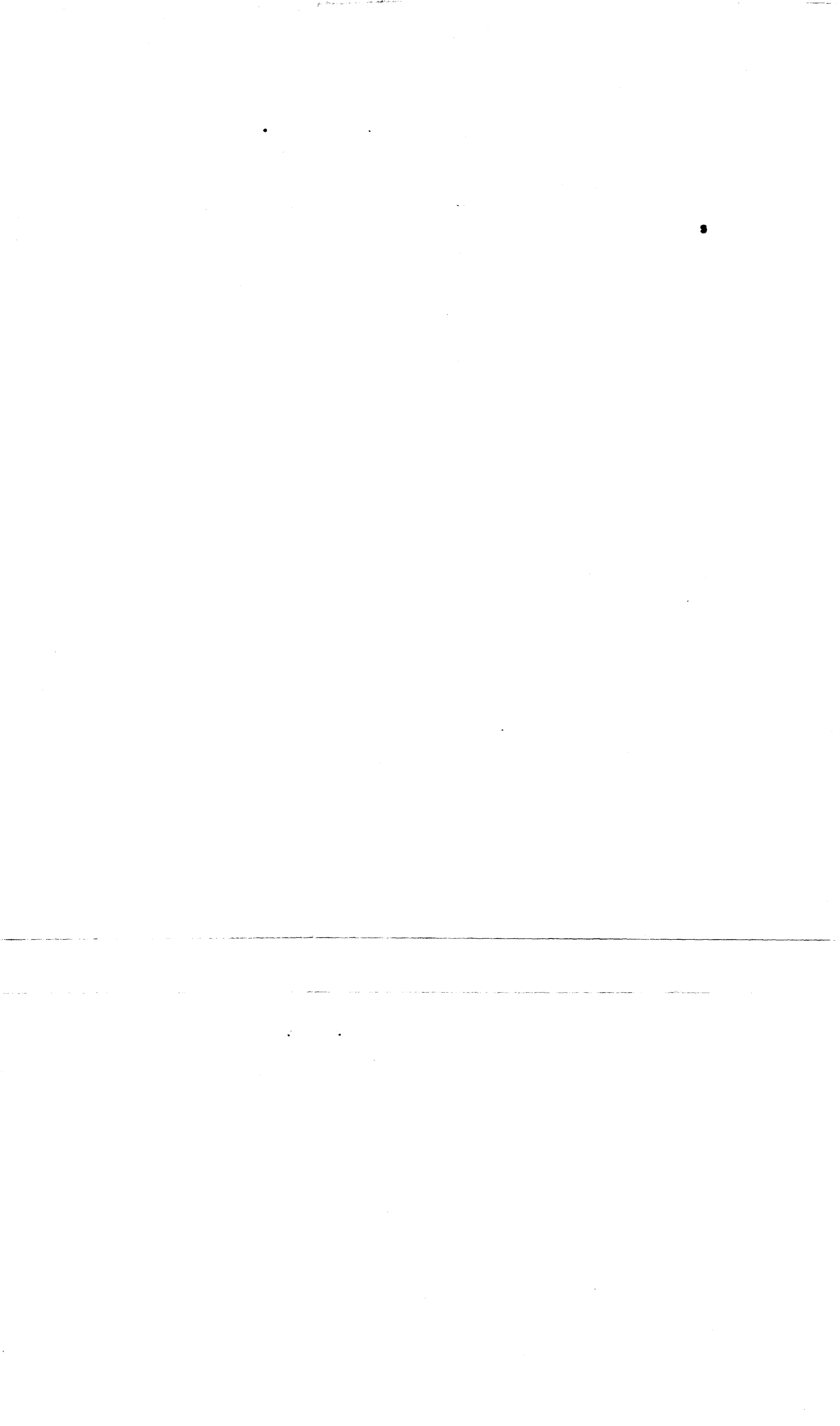


Scale 10 Chains to 1 inch



Nº 3







## SCHEDULE B.

NO. OF PLAN.	DESCRIPTION.	CONTENTS.
1	<p>All that piece or parcel of land one chain wide being the road separating sections 7665 and 8997 and extending from the road forming the eastern boundary of these sections to the proposed new Akaroa road.</p> <p>All that piece or parcel of land one chain wide being the continuation of the road separating sections 7665 and 8997 commencing at the proposed new Akaroa road and running along part of the western and northern boundaries of the first mentioned section a distance altogether on the average of eight chains ninety links.</p>	<p>A. R. P.</p> <p>3 2 4</p> <p>0 3 22</p>
2	<p>All that piece or parcel of land one chain wide being the road separating sections 8448 and 11387 and 8798 and 13749 extending from the road reserved along the beach to the old Pigeon Bay road.</p>	<p>3 3 24</p>
3	<p>All that piece or parcel of land one chain wide being the road separating sections 11324 and 10445 bounded on the eastward by the new Akaroa road and on the westward by the old Pigeon Bay road.</p> <p>All that piece or parcel of land one chain wide being that portion of the old Pigeon Bay road within section 571 extending from the eastern boundary of the said section to the proposed new Akaroa road.</p>	<p>1 3 17</p> <p>2 3 8</p>

CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Lyttelton Times* Office, Gloucester Street, by WILLIAM REEVES, Official Printer for the time being to the said Government.





PROVINCE OF CANTERBURY.

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ANNO TRICESIMO TERTIO

V I C T O R I Æ      R E G I N Æ .

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SESSION XXXIII., No. 2.

---

**The Christchurch Municipal Corporation  
Reserves Ordinance 1870.**

[March 23rd, 1870.]

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*Published by Authority.*

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**W**HEREAS the lands tenements and hereditaments described in Preamble.  
the Schedule to this Ordinance annexed are vested in the Superintendent of the Province of Canterbury and his successors subject to the provisions of an Act passed by the General Assembly of New Zealand intituled "The Public Reserves Act 1854" And whereas an Act was passed by the said General Assembly of New Zealand intituled "The Public Reserves Act Amendment Act 1862" whereby the Superintendent and Provincial Council of any Province may by any Ordinance duly passed in that behalf direct and declare that any lands vested or which might thereafter be vested in the Superintendent of any Province under the provisions of "The Public Reserves Act 1854" upon trust for any public purposes should be transferred to and vested in and held by any Corporation Commissioners or other person or persons having corporate succession to be named in such Ordinance in such manner and with such powers of lease management and disposition over the same and over all rents issues profits and proceeds thereof and other powers provisoes and conditions as should in such Ordinance be expressed and declared And whereas it is expedient that the said

lands tenements and hereditaments so vested in the Superintendent of the Province of Canterbury as aforesaid and described in the Schedule hereto annexed should be vested in the Mayor Councillors and citizens of the City of Christchurch.

Be it therefore enacted by the Superintendent of the said Province of Canterbury with the advice and consent of the Provincial Council thereof as follows :

Lands Tenements and Hereditaments described in Schedule to be vested in Mayor Councillors and Citizens of City of Christchurch. 1. That the said lands tenements and hereditaments described in the said Schedule shall be and the same are hereby transferred to and vested in and held by the Mayor Councillors and citizens of the City of Christchurch and their successors as a Body Corporate in trust for municipal purposes of the City of Christchurch.

Superintendent may grant and convey to said Corporate Body said lands tenements and hereditaments. 2. That it shall be lawful for the Superintendent in Council to grant and convey to the said Corporate Body the said lands tenements and hereditaments hereinbefore declared to be vested in such body upon trust for the purposes hereinbefore expressed.

Said Corporate Body may lease and manage said lands tenements and hereditaments. 3. That notwithstanding the trust hereinbefore declared it shall be lawful for the said Corporate Body to lease and manage the said lands tenements and hereditaments at such rents issues and profits as they may deem expedient so that such lease or leases be not for any longer period than twenty-one years to take effect from the day of the execution thereof and so that no fine premium or forfeit be taken for the same.

Rents issues and profits shall form part of City Funds of said Corporate Body. 4. All rents issues and profits received by virtue of this Ordinance shall form part of the city funds of the said Corporate Body.

## SCHEDULE.

All that piece or parcel of land situate in the Christchurch district near the Horse Shoe Lagoon and containing by admeasurement Thirty Acres more or less commencing at a point on the south-western side of the road forming the north-eastern boundary of section No. 3099 the said point being the easternmost corner of that section thence south-westerly along the south-eastern boundary of the same a distance of twenty chains fifty links thence westerly along the East Christchurch road to its junction with the road forming the western boundary of section No. 3099 thence southerly along the said road to its junction with the road forming the northern boundary of section No. 557 thence easterly and north-easterly following that road to its junction with the road first before mentioned and from thence returning north-westerly along the same to the commencing point and numbered 209 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid.

All that piece or parcel of land situate in the Christchurch district and containing by admeasurement Eighteen Acres more or less commencing at the junction of the southern side of the road forming the southern boundary of Reserve No. 107 (in red) with the western side of the road forming the western boundary of sections Nos. 1148 and 1145 thence south-easterly and southerly following the latter road a distance of twenty-eight chains measured in a straight line to its junction with the road forming part of the north-eastern boundary of section No. 1144 thence north-westerly north-easterly and northerly following that road to its junction with the road forming the southern boundary of reserve No. 107 (in red) first before mentioned and from thence returning easterly along the same to the commencing point and numbered 210 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid.

All that piece or parcel of land situate in the Christchurch district and containing by admeasurement Twenty-two Acres more or less commencing at a point on the north-eastern side of the road forming the south-western boundary of section No. 1144 the said point being the southernmost corner of that section thence northerly along the eastern boundary of the same a distance of twenty-six chains sixty links thence south-easterly southerly and westerly following the road forming the western boundary of sections Nos. 1145 and 1146 a distance of about forty chains to its junction with the road first mentioned and from thence returning north-westerly along the same to the commencing point and numbered 211 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid.

All that piece or parcel of land situate in the Christchurch district and containing by admeasurement Thirty Acres more or less commencing at the junction of the eastern side of the road forming the eastern boundary of sections Nos. 901 and 4533 with the southern side of the road forming the southern boundary of section No. 8776 thence easterly following the latter road nine chains seventy links thence southerly along the road forming the western boundary of section No. 8188 a distance of twenty-one chains thence westerly and north-westerly following the road forming the north-eastern boundary of section No. 1148 a distance of twenty chains twenty links to its junction with the road first before mentioned thence northerly along the same to the commencing point and numbered 212 (in red) on the map of the Chief Surveyor of the Province of Canterbury setting out and describing the rural land in the Christchurch district aforesaid:

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**CHRISTCHURCH :**

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TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM REEVES, OFFICIAL PRINTER FOR THE TIME BEING TO THE SAID  
GOVERNMENT.

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PROVINCE OF CANTERBURY.

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ANNO TRICESIMO TERTIO

VICTORIÆ REGINÆ.

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SESSION XXXIII., No. 3.

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**The Educational Reserves Leasing  
Ordinance 1870.**

[March 23rd, 1870.]

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Published by Authority.

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**W**HEREAS by several Crown Grants bearing the dates respectively Preamble.  
as contained in the Schedule hereto all those parcels of land  
described in the said Crown Grants and delineated in the plans drawn  
in the margin of the said Crown Grants with all the rights and appur-  
tenances thereto belonging were granted unto the Superintendent of  
the Province of Canterbury and his successors in trust for Educational  
purposes.

And whereas it is expedient that the said Superintendent of the  
said Province of Canterbury and his successors should have power to  
demise and lease the said parcels of land.

Be it therefore enacted by the Superintendent of the Province of Canterbury with the advice and consent of the Provincial Council thereof (as follows).

Superintendent in Council may from time to time demise and lease after public tender for any term not exceeding twenty-one years all or any part of Reserves described in Schedule.

1. It shall be lawful for the Superintendent in Council from time to time to demise and lease after public tender for any term or terms not exceeding twenty-one years All or any part of the Reserves described in the Schedule to this Ordinance upon such terms and conditions and at such rent or rents as to the Superintendent in Council may seem proper.

Title.

2. This Ordinance shall be intituled and may be cited as "The Educational Reserves Leasing Ordinance, 1870."



## SCHEDULE.

Number of Reserve, as delineated in red on the Map of the Chief Surveyor of the Province of Canterbury.	District.	Acreage.			Date of Crown Grant.
		A.	B.	P.	
397	Mandeville ...	759	0	0	9th September, 1869
398	Oxford ...	97	0	0	9th September, 1869
673	Waitangi ...	136	0	0	25th June, 1868
674	Do ...	60	0	0	25th June, 1868
675	Do ...	157	0	0	25th June, 1868
676	Do ...	123	0	0	25th June, 1868
677	Do ...	325	0	0	25th June, 1868
678	Do ...	473	0	0	25th June, 1868
679	Do ...	754	0	0	25th June, 1868
921	Christchurch ...	68	0	0	9th September, 1869
922	Do ...	38	0	0	9th September, 1869
923	Do ...	68	0	0	9th September, 1869
926	Oxford ...	96	0	0	9th September, 1869
927	Do ...	490	0	0	9th September, 1869

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PROVINCE OF CANTERBURY.

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ANNO TRICESIMO TERTIO

V I C T O R I Æ     R E G I N Æ .

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SESSION XXXIII., No. 4.

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**Cemetery Reserves Management  
Ordinance 1870.**

[March 23rd, 1870.]

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Published by Authority.

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**W**HEREAS by authority of the "Public Reserves Act 1854" Preamble.  
certain lands have been and are now vested in the Superintendent of the Province of Canterbury upon trust for Public Cemeteries And whereas by the said "Public Reserves Act 1854" it is provided that the Superintendent and Provincial Council of any Province may by any Act or Ordinance duly passed in that behalf regulate the management and administration of the lands vested in the Superintendent as aforesaid and whereas it is expedient to make provision for such management and administration of all such reserves as are now vested in the Superintendent for the purposes aforesaid.

Be it therefore enacted by the Superintendent of the said Province with the advice and consent of the Provincial Council thereof as follows :

Superintendent with advice of the Executive Council, may appoint persons to be managers of reserves.

1. It shall be lawful for the Superintendent with the advice of the Executive Council from time to time to appoint so many persons as he may think fit to be Managers of all or any of the said reserves and to remove from the said management any person so appointed as and when it shall be deemed proper and upon the death resignation or removal of any Manager to appoint another in his stead and every such appointment and removal shall be published in the *Provincial Government Gazette*.

Managers of Cemetery shall have power to enclose same or any part thereof: to lay out and ornament same: and preserve and maintain same in proper order and expend moneys in their hands in such matters and in the burial of poor persons.

2. The Managers of any such Reserve and Cemetery shall have power to enclose the whole or any part of the land reserved or set apart for such purposes as aforesaid with proper and sufficient walls rails fences or palisades and to erect suitable gates and entrances and to lay out and ornament such Cemetery in such manner as may be most convenient and suitable for the burial of the dead and to embellish the same with such walks avenues roads and shrubs as may to them seem fitting and proper and to preserve maintain and keep in a cleanly and orderly state and condition and cause to be so maintained and kept the whole of any such Cemetery and its walls and fences and all monuments tomb-stones enclosures buildings erections walks and shrubberies therein and belonging thereto and shall lay out and expend subject to the directions of the Superintendent with the advice aforesaid the moneys in their hands from time to time to be received by them under this Ordinance in and about the matters aforesaid and in the burial of poor persons.

Managers may make rules and regulations to be submitted to the Superintendent and Executive Council and published in *Gazette*.

3. The Managers of any such Cemetery shall have power and authority to make such rules and regulations and to do and perform all such acts matters and things as may be necessary and proper for any of the purposes aforesaid for directing the positions of all graves vaults monuments and tomb-stones to be made erected and placed in the said Cemetery the depths of graves the construction of coffins to be admitted into vaults and the covering of vaults so as to prevent the escape of any noxious exhalation or evaporation in the said Cemetery and for protecting the buildings monuments shrubberies plantations and enclosures therein and thereof from destruction or damage and for prosecuting all persons who shall or may at any time do or cause to be done any damage to any such buildings monuments tomb-stones shrubberies plantations or enclosures: Provided that no such rule or regulation shall be in force until the same has been submitted to the Superintendent and Executive Council and published in the *Provincial Government Gazette*.

4. The said Managers shall not by any rule or regulation or any act matter or thing at any time interfere directly or indirectly with the performance of any religious ceremony in the burial of the dead according to the usage of the communion to which the deceased may have belonged: And it shall be lawful for any Minister of any denomination for which any portion of such Cemeteries shall be specially set apart to have free access and admission to such portion of the said Cemeteries at all times as they respectively shall think fit and freely to exercise their spiritual functions therein without any hindrance or disturbance from the Managers of any such Cemetery or any person whatever.

Managers not to interfere with performance of any religious ceremony: Minister to have free access and admission to portion specially set apart for his denomination.

5. It shall be lawful for the Managers of any such Cemetery to permit any grave or vault to be dug and made in such Cemetery and any monument or tomb-stone to be erected or placed in any parts of such Cemetery as they may think proper upon payment to them by the person desiring to dig and make such grave or vault and to erect or place such monument or tomb-stone of such fees as shall from time to time be established by the said Managers and any person so digging making erecting or placing such grave vault monument or tomb-stone by and with such permission and upon payment of the fees as aforesaid shall be entitled to have such grave vault monument or tombstone reserved maintained and kept up according to the terms of such permission to and for the sole and separate use of such person and his representatives for ever. Provided that a plan of every monument proposed to be erected and placed shall be exhibited to the said Managers before such permission is given and that the said Managers shall be at liberty to withhold such permission and to prevent the erection of any monument or tombstone which shall appear to them to be inappropriate or unbecoming and shall determine and fix the position of any monument or tombstone which may be proposed to be erected or placed according to the description size and character thereof having reference to the general plan for ornamenting the said Cemetery in an appropriate manner. A Register of such permissions and of the terms and conditions thereof shall be kept by the Managers and within fourteen days after any such permission has been given an entry of the date thereof and of the parties thereto and a proper description of the ground set apart for such grave or vault so as the situation thereof may be ascertained shall be made in the said Register by the Managers or their Clerk for making which entry a fee not exceeding two shillings and sixpence may be charged to the person receiving such permission and the said Register may be perused by any person at all reasonable times upon payment to the Managers of a fee of one shilling.

Managers may permit graves or vaults to be dug or made and monuments and tombstones to be erected or placed in Cemetery upon payment to them of such fees as they may establish: Register to be kept of graves vaults monuments or tombstones.

Fees to be according to a scale made by Managers with the consent of the Superintendent and Executive Council and published in *Gazette*.

6. The fees to be established by the Managers of any such Cemetery and paid by the person desiring to dig and make any grave or vault or to erect or place any tombstone or monument in the said Cemetery as aforesaid shall be according to a scale of all such fees to be made by the said Managers with the consent of the Superintendent and Executive Council and published in the *Provincial Government Gazette* Provided that nothing herein contained shall be deemed to prevent the said Managers from allowing the burial of any poor person in such Cemetery free from any charge whatsoever.

Before any corpse shall be permitted to be interred in any vault or grave evidence may be required that the person, if any, in whom for the time being the exclusive right of burial or interment therein is vested has consented thereto.

7. Before any corpse shall be permitted to be interred in any vault brick grave or in any place of burial the exclusive right of burial or interment wherein shall have been sold or granted by the said Managers as a family or private burial place it shall be lawful for the said Managers or any officer employed by them to require and they or he shall be entitled to have produced to them or him satisfactory evidence that the person for the time entitled as owner to the exclusive right of burial or interment in such vault brick grave or other burial place has consented or would not object to such interment taking place therein.

Managers may take down and remove any tombstones monuments or other erections placed or built contrary to terms and conditions.

8. It shall be lawful for the said Managers to take down and remove any tombstones monuments or other erections which shall have been placed erected or built contrary to the terms and conditions upon which permission to place erect or construct the same was granted or in case such terms and conditions as well as the regulations of the said Cemetery shall not have been complied with.

Managers may set apart portions of Cemetery for religious denominations such portions may be consecrated and Mortuary Chapel may be built.

9. It shall be lawful for the Managers of any such Reserve on the application of members of any religious denomination whose principles demand that land used for the burial of their dead should be consecrated to set apart a portion of the said Reserve for the burial of the dead according to the rites of such denomination And the Managers shall permit such portion so set aside to be consecrated according to the rites of the particular denomination and the part which is so consecrated shall be used only for burials according to the rites of the particular denomination And the Managers shall define by suitable marks not being a dividing fence the portions so set aside or consecrated Provided that if the Managers shall be of opinion that the members of the religious denomination residing in the Town or District for the use of which Town or District the Cemetery is set apart are inconsiderable in number it shall be lawful for the Managers to refuse the application and the members so applying as aforesaid may thereupon appeal to the Superintendent against the decision of the Managers and the Superintendent with the advice of his Executive Council shall consider the appeal and make such order thereupon as shall seem to meet the justice of the case And the Managers of any such

Cemetery may out of any funds at their disposal which may accrue erect a Mortuary Chapel for general use and may allow the members of any religious denomination at their own expense to erect and build within such part of the said Cemetery as shall be specially set apart to be consecrated for that denomination a suitable Mortuary Chapel for the performance of the rites and ceremonies in the burial of the dead according to the usage of such denomination. Provided that the plans specifications elevations and models thereof with lodges and other buildings and conveniences thereto shall be first submitted for the approval of the said Managers and shall be approved by them.

10. All meetings of the Managers of any such Cemetery shall be convened according to the rules to be adopted by them for such purpose and all questions matters and things which shall be discussed or considered at any such meeting shall be decided and determined by the majority in number of the Managers then present; provided that the said Managers being three or more in number shall not be competent to proceed to business unless there be at least three of them present and all such Managers shall have power to make such rules and regulations as may be necessary for their own guidance and management.

Meetings of Managers.

11. The Managers may appoint grave diggers and other servants necessary for the care and use of the Cemetery and may pay them such wages and allowance as they think fit out of the fees and other moneys received by the Managers under this Ordinance and may remove them or any of them at their pleasure.

Managers may appoint grave-diggers and other servants and pay same.

12. A full and particular account shall be kept by the Managers of every such Cemetery of all sums of money received and expended by them and an abstract of such account shall be made up from the day of their first appointment to the Thirty-first day of December in the first year of their appointment and from the First day of January to the Thirty-first day of December both inclusive in each subsequent year and such account and abstract shall be transmitted to the Superintendent as early as practicable and not later than the Twentieth day of January in every year and shall be verified respectively by a declaration by three at least of such Managers to be made before a Justice of the Peace of the Colony of New Zealand and every such abstract shall be published in some newspaper circulating in the district and if such Managers shall omit to make and transmit such accounts and abstracts they shall forfeit and pay for every such offence a sum not exceeding five pounds.

Managers to keep full and particular accounts of all sums of money received and expended by them.

13. The said Managers shall send to the Superintendent along with such accounts a statement of the condition of such Cemetery as to repairs order and ornament and suggestions as to the work or alterations necessary or expedient in the ensuing year for such repairs order and

Managers to send to Superintendent along with accounts a statement of the condition of Cemetery.

ornament and an estimate of the expense which may probably be incurred in effecting the same.

Proceedings to be taken and fines and penalties recovered in a summary way.

Title.

14. All proceedings under this Ordinance shall be had and taken and all fines and penalties shall be recovered in a summary way.

15. This Ordinance shall be termed and may be cited and referred to as the "Cemetery Reserves Management Ordinance 1870."

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CHRISTCHURCH :

PRINTED UNDER THE AUTHORITY OF THE PROVINCIAL GOVERNMENT OF THE PROVINCE OF CANTERBURY, AT THE "LYTTELTON TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM BEEVES, OFFICIAL PRINTER FOR THE TIME BEING TO THE SAID GOVERNMENT.



PROVINCE OF CANTERBURY,

NEW ZEALAND.

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JOURNAL OF PROCEEDINGS

OF THE

PROVINCIAL COUNCIL.

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SESSION XXXIII.—1870.

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CHRISTCHURCH:

PRINTED UNDER THE AUTHORITY OF THE PROVINCIAL GOVERNMENT OF THE PROVINCE OF CANTERBURY, AT THE "LYTTELTON  
TIMES" OFFICE, GLOUCESTER STREET, BY WILLIAM REEVES, OFFICIAL PRINTER FOR THE TIME BEING  
TO THE SAID GOVERNMENT.

MDCCCLXX.



# CANTERBURY PROVINCIAL COUNCIL.

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SESSION XXXIII.

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## LIST OF MEMBERS.

Hawkes, J. G.	-	-	-	-	-	} City of Christchurch.
Inglis, J.	-	-	-	-	-	
Williams, W. H. Wynn <i>a</i>	-	-	-	-	-	
Wilson, W.	-	-	-	-	-	
Fyfe, J. G.	-	-	-	-	-	} Town of Lyttelton.
Willcox, J. C.	-	-	-	-	-	
Macpherson, J. D.	-	-	-	-	-	
Birch, J.	-	-	-	-	-	Town of Kaiapoi.
Dixon, M.	-	-	-	-	-	} Mandeville District.
Hillyard, C.	-	-	-	-	-	
Brown, J. E.	-	-	-	-	-	Rangiora District.
Duncan, T. S.	-	-	-	-	-	} Papanui District.
Peacock, J. T.	-	-	-	-	-	
Duncan, A.	-	-	-	-	-	} Heathcote District.
Montgomery, W.	-	-	-	-	-	
Williams, J. S.	-	-	-	-	-	
Knight, A. G.	-	-	-	-	-	} Lincoln District.
Tancred, H. J.	-	-	-	-	-	
Hornbrook, A. <i>b</i>	-	-	-	-	-	} Port Victoria District.
Potts, T. H.	-	-	-	-	-	
Westenra, R.	-	-	-	-	-	Town of Akaroa.
Buchanan, H.	-	-	-	-	-	Wainui District.
Rhodes, R. H. <i>c</i>	-	-	-	-	-	Bays District.
Lee, G. L.	-	-	-	-	-	Oxford District.
Mallock, J. W.	-	-	-	-	-	Waipara District.
Maskell, W. M.	-	-	-	-	-	} Sefton District.
Moore, J. H.	-	-	-	-	-	
Jollie, E. <i>d</i>	-	-	-	-	-	Selwyn District.
Hall, J.	-	-	-	-	-	Rakaia District.
Ormsby, A.	-	-	-	-	-	Geraldine District.
Matson, A. K.	-	-	-	-	-	Seadown District.
Gray, E.	-	-	-	-	-	Waitangi District.
Buckley, G.	-	-	-	-	-	Waimate District.
Kennaway, W.	-	-	-	-	-	Mount Cook District.
Sheath, J. B.	-	-	-	-	-	Town of Timaru.

*a* Provincial Solicitor.

*b* Member of the Executive.

*c* Member of the Executive.

*d* Provincial Secretary and Secretary of Public Works.



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### SESSION XXXIII.

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9. Letters from H. Selfe Selfe to his Honor the Superintendent, from 12th August to the 30th December, 1869.

#### *Agency, Immigration—*

4. Letters from the Provincial Government to A. O. Ottywell, Acting Immigration Agent, from 27th November, 1869, to 18th February, 1870.
8. Letters from A. O. Ottywell, from 13th August to 31st December, 1869, to his Honor the Superintendent.

#### *Agricultural Statistics, Return of—*

11. Return of Agricultural Statistics for the Province of Canterbury, 1870.

#### *Breakwater, Officer's Point—*

1. Report on the Progress of the Breakwater at Officer's Point, by G. Thornton, C.E., Provincial Engineer.

#### *Finance—*

5. Bank Tenders for Government Account, and Correspondence relating thereto.
7. Correspondence relative to Claim by Government for Refund of Interest Charged by the Bank of New Zealand.

#### *Railways—*

2. Reports on the Northern Railway Line, and the Bridging of the Rivers along the Line of Route, by G. Thornton, C.E., and Railway Engineer, and Messrs. W. B. Bray and T. S. Tancred, Civil Engineers, accompanied by a Plan shewing the alternative Lines.
6. Correspondence on the subject of Victorian Railways.
10. Railway Traffic Returns, from October, 1869, to January, 1870.
12. Correspondence and Reports relative to the proposed Rolleston and Southbridge Railway.

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## PAPER ORDERED TO BE PRINTED.

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Agricultural Statistics for the Province of Canterbury, 1870.





JOURNAL OF PROCEEDINGS  
OF THE  
PROVINCIAL COUNCIL.

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PROVINCE OF CANTERBURY, NEW ZEALAND.

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SESSION XXXIII.

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FRIDAY, 11TH MARCH, 1870.

The Council met pursuant to Proclamation of his Honor the Superintendent, bearing date the 26th February, 1870.

Members present—Messrs. Buchanan, T. S. Duncan, Fyfe, Gray, Hall, Willcox, Hawkes, Sheath, Inglis, Johnstone, Jollie, Kennaway, Knight, Montgomery, Rhodes, Tancred, Westenra, Webb, J. S. Williams, and Wynn Williams.

*Election of Members.*—The Speaker notified to the Council the election of the following gentlemen to serve as Members of the Provincial Council for the several districts :—

John Smith Willcox, for the Town of Lyttelton.

Richard Westenra, for the Town of Akaroa.

Isaac Brentnall Sheath, for the Town of Timaru.

*Opening Address of his Honor the Superintendent.*—His Honor the Superintendent entered the Council Chamber, and delivered the following Address :—

“ MR. SPEAKER AND GENTLEMEN—

“ I have called you together for a special session, previous to the meeting of the General Assembly, to ask you to determine upon the line which you consider the best for the Northern Railway, in order that an Act may be obtained from the Colonial Legislature authorising the taking of the necessary land and the construction of the work.

“ Resolutions will be submitted to you embodying the views entertained by the Government of the course which should be adopted.

“ Bearing in mind the economy and advantage of keeping the Railways under one management, and the improbability that any company or contracting firm

would be likely to enter upon the undertaking, and to provide a large proportion of the necessary funds on terms which would be advantageous to the Province. I am of opinion that you will do wisely to determine upon proceeding with the Railway with the funds which the Province has already at its disposal, and that you may do this with a reasonable prospect of being able to carry on the line to such a point as will largely promote the interests of the Northern districts. I am further of opinion that if a system is adopted by which the work will be divided by the Government into separate contracts, the country will obtain the advantage of greater competition in the distribution of the work, which will thus be brought within the reach of a large number of contractors, and the Government will have it within its power to arrange for the performance of the work, so as not to interfere with the ordinary industries of the country.

“ In connection with this subject, I cannot let this our last meeting pass without drawing your attention to two matters which may be regarded as corollaries upon the extension of our Railway system. The first is Immigration, and the second the Enlargement of our Wharfage Accommodation.

“ In regard to the first, the experience of the late harvest renders unnecessary any argument to show that, unless more labour is introduced into the Province, the area of cultivated ground will be contracted instead of enlarged, and our trade and commerce be brought to a stand-still. I have it, upon reliable information, that the breadth of cultivated ground, including English grasses, this year will be 218,680 acres, against 145,000 acres of last year; and the estimated amount of grain this year is 3,276,458 bushels, as against 1,490,682 bushels of last year, being more than double last year's produce.

“ To enable the producer of this article of export to compete with other grain-growing countries, it will be necessary that he should have a reasonable certainty that he will be able to obtain labour to gather in the results of his year's toil, and that he will have facilities of transport and shipment at a cost which will leave him a margin of profit.

“ I must therefore again press upon your consideration the necessity of making a provision which shall extend over a period of years, for the introduction of population into the Province; nothing but stagnation can be the result of neglecting our duty in this respect.

“ I believe that there is a very common feeling in favour of the General Government undertaking this work. I will not here speculate as to the probability of the Councils of the Colony issuing in any immediately satisfactory results in the promotion of Immigration—I trust they may. Under any circumstances I believe that the Colony will not refuse to help those who have the means of selecting a good class of Immigrants to carry on the colonisation which alone can enable it to struggle with the terrible incubus of debt resulting from Native disturbances in the North Island.

“ I accordingly propose, with your consent, to ask the Colonial Government to borrow for the Province a sum of £30,000, to be expended solely in Immigration, over a period of three years, the interest and sinking fund of the loan to be paid by the Province. Should the Colonial Legislature assent to this proposal, and the moneys be judiciously spent, I feel confident that the expenditure would react upon the Land Sales, and enable us to proceed with the extension both of Wharfage and of internal communication.

“ Since the last Session I have heard from Mr. Selve of his willingness to hand over £3000 of the sinking fund of the Immigration Loan, and I have given direc-

tions for the expenditure of the sum of £10,000 voted by you for the purposes of Immigration.

“ I trust that you will affirm the desirableness of maintaining a general immigration of labour adapted to the wants of the Province, leaving it to the Executive to modify from time to time the classes of Immigrants to suit the requirements of the Province.

“ The manner in which Mr. Ottywell has despatched the ships which have arrived during the past year, and the care he has taken in the selection of immigrants, is deserving of great praise, and convinces me that he will be able, with some assistance, to carry on a larger immigration should you determine upon it. Since the beginning of January in last year, six ships have arrived, with a total of some 700 adults, and in every instance I have had reason to be thoroughly satisfied with the arrangements made.

“ A Draft Bill will be transmitted to you, providing for the Management of Cemeteries. The law, as I am advised, does not allow the Superintendent to convey Public Cemeteries vested in him under the ‘Public Reserves Act, 1854,’ to the different religious denominations; and the Bill which will be laid before you is intended to carry out the purpose of the resolution passed by you on this subject in the month of April, 1868.

“ It is not my intention to propose any other measures of general importance during the present Session, as a future Superintendent and Council will no doubt have to meet before the termination of the financial year on the close of the next Session of the General Assembly. As it will be necessary that the elections should be over before that time, and as it is inexpedient that they should be proceeding while the Assembly is sitting, I have, in accordance with what I understood to be your wishes, requested His Excellency to direct a dissolution to take place at an earlier date than that at which the present Council would be dissolved in the ordinary course.

“ I now declare this Council open for the despatch of business.

“ WM. ROLLESTON,

“ Superintendent of Canterbury.”

His Honor the Superintendent left the Council Chamber.

*Papers.*—The following Papers were laid upon the table:—

1. Report on the Progress of the Breakwater at Officer’s Point, by G. Thornton, C.E., Provincial Engineer.

2. Reports on the Northern Railway Line, and the Bridging of the Rivers along the Line of Route, by G. Thornton, C.E., and Railway Engineer, and Messrs. W. B. Bray and T. S. Tancred, Civil Engineers, accompanied by a Plan shewing the alternative Lines.

3. Letters from his Honor the Superintendent to H. Selfe Selfe, from 30th October, 1869, to 9th February, 1870.

4. Letters from the Provincial Government to A. O. Ottywell, Acting Immigration Agent, from 27th November, 1869, to 18th February, 1870.

5. Bank Tenders for Government Account and Correspondence relating thereto.

6. Correspondence on the subject of Victorian Railways.

7. Correspondence relative to Claim by Government for Refund of Interest Charged by the Bank of New Zealand.

The Council adjourned at 3.15 p.m. until Tuesday.

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TUESDAY, 15TH MARCH, 1870.

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NOTICES OF MOTION.

1. THE PROVINCIAL SECRETARY—to move—

1. That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway; and after passing along the inside of the western boundary of Hagley Park that it should cross the Avon near the Fendalltown Bridge, and from thence join the line determined by the 'Great Northern Railway Act, 1864,' at a point about one mile and a quarter from the Fendalltown Bridge, or to such other point on that line as may on further examination be found advisable; from thence continuing along that line as far as the northern branch of the Waimakariri River, with the exception of such deviations as are recommended by Messrs Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' direct Rangiora Road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi Road.
2. "That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching session."
3. "That His Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.

4. "That wherever the owners of land required consent to take compensation in waste lands under the 42nd clause of Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation should be taken to the south of the Waimakariri River.
5. "That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the Bridge."
6. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for."

2. THE PROVINCIAL SECRETARY—To move—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st of September next.

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|--|--|
| <p>4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England or Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."</p> | <p>6. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Educational Reserves Leasing Bill, 1870."</p>   |
| <p>3. MR. WESTENRA—To move reply to His Honor's address.</p>   | <p>7. THE PROVINCIAL SOLICITOR—To move for leave to introduce "A Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."</p> |
| <p>4. MR. FYFE—To move for leave of absence for a fortnight for Mr. J. D. Macpherson.</p>  | <p>8. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Diversion of Roads Special Bill, 1870."</p>   |
| <p>5. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Christchurch Municipal Corporation Reserves Bill, 1870."</p>  | <p>9. THE PROVINCIAL SOLICITOR—To move for leave to introduce "The Thistle Ordinance, 1866, Repeal Bill, 1870."</p>  |

The Council met pursuant to adjournment.

Members present—All, except Messrs. Buckley, Delamain, Hillyard, Macpherson, Ormsby, Potts, and Webb.

The Speaker in the chair.

*Papers.*—The following Papers were laid upon the table:—

8. Letters from A. Ottywell, from 13th August to 31st December, 1869, to his Honor the Superintendent.

9. Letters from H. Selfe Selfe to the Superintendent, from 12th August to 30th December, 1869.

10. Railway Traffic Returns, from October 1869, to January, 1870.

11. Returns of Agricultural Statistics for the Province of Canterbury, 1870.

Leave was given to postpone the first and second Motions upon the Notice Paper until the consideration of Motion No. 3.

*Reply to the Opening Address of his Honor the Superintendent.*—The following Reply to the Opening Address of his Honor the Superintendent was proposed and adopted:—

"The Provincial Council thanks your Honor for the Address with which you have opened this the Thirty-third Session of the Council.

"The Council will give its best attention to the Resolutions embodying the views of your Government in reference to determining the best line for the Northern Railway, and the course which should be adopted in the construction of the work.

"The Council fully appreciates the importance of making provision for future Immigration, and will give its careful consideration to any proposals which may be submitted to it by your Government.

“The Council recognises the importance of providing increased facilities for the export of the fast increasing productions of the Province.”

*Northern Railway.*—The Council in Committee for the consideration of the following Resolutions.

Mr. Kennaway in the chair.

1. “That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway; and after passing along the inside of the western boundary of Hagley Park, that it should cross the Avon near the Fendalltown bridge, and from thence join the line determined by the Great Northern Railway Act, 1864, at a point about one mile-and-a-quarter from the Fendalltown bridge, or to such other point on that line as may on further examination be found advisable; from thence continuing along that line as far as the Northern branch of the Waimakariri river, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys’ Direct Rangiora road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi road.
2. “That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching Session.
3. “That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.
4. “That wherever the owners of lands required consent to take compensation in waste lands under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation should be taken to the south of the Waimakariri river.
5. “That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the bridge.
6. “That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for.”

The first Resolution was proposed.

Amendment was granted—“That the words ‘and after passing along the inside of the western boundary of Hagley Park, that it should cross the Avon near the Fendalltown bridge;’ and the words ‘at a point about one mile-and-a-quarter from the Fendalltown bridge, or to such other point on that line as may on further examination be found advisable; from thence,’ be struck out.”

The word “along” was substituted for the word “join” in the fifth line.

The Chairman reported progress, with leave to sit to-morrow.

The Speaker in the chair.

Motion was granted—"That Messrs. Bray, Tancred, and Thornton be requested to attend the Committee for the purpose of affording information upon the subject of the Northern Railway."

The committal of the Resolutions was made an Order of the Day for Wednesday.

The second Notice of Motion was made an Order of the Day for Wednesday.

*Leave of Absence.*—Leave of absence for a fortnight was granted to Mr. J. D. Macpherson.

*Christchurch Municipal Corporation Reserves Bill, 1870.*—Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The second reading was made an Order of the Day for Wednesday.

*Educational Reserves Leasing Bill, 1870.*—Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The second reading was made an Order of the Day for Wednesday.

*Cemeteries Reserves Management Bill.*—Leave was given to bring in a Bill for the Establishment and Management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead.

The Bill was read a first time, and ordered to be printed.

*Thistle Ordinance, 1866, Repeal Bill, 1870.*—Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The second reading was made an Order of the Day for Thursday.

The Council adjourned at 9 p.m. until Wednesday.

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WEDNESDAY, 16TH MARCH, 1870.

NOTICES OF MOTION.

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| 1. MR. KNIGHT—To ask the Provincial Secretary what has been done towards inviting the public to undertake the Southbridge and Rolleston Railway or Tramway. | 2. MR. KNIGHT—To ask the Provincial Secretary what steps have been taken towards opening up a Road in the Tia Tapu, towards which £50 was voted by the Council last session. |
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3. **MR. KNIGHT**—To move that this Council is of opinion that Immigration should be conducted by the Colonial Government.
4. **MR. J. S. WILLIAMS**—To move that a Select Committee be appointed to consider how far the principle of construction adopted by Mr. William White in his temporary bridge over the Rakaia is likely to be of general utility in bridging the rivers of the Province; the Committee to consist of Messrs. Jollie, Montgomery, Studholme, Kennaway, Lee, A. Duncan, and the mover.

The Committal of the Resolutions :—

1. 1. "That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway; and from thence along the line determined by the Great Northern Railway Act, 1864, continuing along that line as far as the northern branch of the Waimakariri River, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' direct Rangiora Road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi Road.
2. "That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching session.
3. "That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.
4. "That wherever the owners of lands required consent to take compensation in waste lands under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation should be taken to the south of the Waimakariri river.

5. "That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the bridge.
6. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous, on tenders being called for.

The committal of the Resolutions :—

2. 1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000, for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st September next.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England or Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable immigrants."
3. The second reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The second reading of "The Educational Reserves Leasing Bill, 1870."
5. The second reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Buckley, Delamain, Macpherson, and Ormsby.

The Speaker in the chair.

*Northern Railway.*—The Council in Committee for the consideration of the following Resolutions.



Mr. Lee in the chair.

1. " That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway ; and from thence along the line determined by the Great Northern Railway Act, 1864, continuing along that line as far as the Northern Branch of the Waimakariri river, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government ; and after crossing the Northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' Direct Rangiora road to a point at or near the westernmost corner of section No. 930 ; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi road.
2. " That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching Session.
3. " That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.
4. " That wherever the owners of lands required, consent to take compensation in wastelands, under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation, should be taken to the south of the Waimakariri river.
5. " That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the bridge.
6. " That the work should be proceeded with in such contract or contracts as may be found the most advantageous, on tenders being called for."

Mr. Gray was admitted to the Council Chamber to report evidence.

Resolution No. 1 was proposed.

Mr. Thornton attended and gave evidence.

Mr. Bray attended and gave evidence.

The evidence of Mr. Tancred was not requested.

Resolution No. 1 was proposed.

Amendment was negatived upon division—" That all the words from '1864,' fourth line, to word 'Act,' second line, be struck out, for the purpose of inserting the words 'in as direct a line as possible to Rangiora.'"

Ayes, 4: Messrs. Brown, Dixon, Peacock, and Webb.

Noes, 24: Messrs. Birch, Buchanan, T. S. Duncan, Fyfe, Gray, Hall, Hawkes, Hillyard, Hornbrook, Inglis, Jollie, Knight, Maskell, Montgomery, Moore, Potts, Rhodes, Westenra, Tancred, J. S. Williams, Wilson, Wynn Williams, and Willcox.

The Resolution passed as proposed.

Resolutions Nos. 2 and 3 passed as proposed.

Resolution No. 4 was proposed.

Amendment was granted—"That the word 'Rangitata' be read for the word 'Waimakariri.'"

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 10 : Messrs. Brown, Dixon, Gray, Hillyard, Inglis, Knight, Maskell, Montgomery, Peacock, and Webb.

Noes, 16 : Messrs. Birch, Buchanan, A. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Moore, Rhodes, Tancred, Westenra, J. S. Williams, Wynn Williams, and Wilson.

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 10 : Messrs. Brown, Dixon, Gray, Hillyard, Inglis, Knight, Maskell, Montgomery, Peacock, and Webb.

Noes, 16 : Messrs. Birch, Buchanan, A. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Moore, Rhodes, Tancred, Westenra, J. S. Williams, Wynn Williams, and Wilson.

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 11 : Messrs. Birch, Dixon, Gray, Hillyard, Inglis, Knight, Maskell, Montgomery, Moore, Peacock, and Webb.

Noes, 15 : Messrs. Birch, Buchanan, A. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Rhodes, Tancred, Westenra, J. S. Williams, W. Williams, and Wilson.

Resolution No. 5 was proposed.

A Motion to report progress was negatived upon division.

Ayes, 10 : Messrs. Brown, Dixon, Gray, Inglis, Knight, Maskell, Montgomery, Peacock, and Webb.

Noes, 15 : Messrs. Birch, Buchanan, T. S. Duncan, Fyfe, Willcox, Hawkes, Hornbrook, Sheath, Jollie, Moore, Rhodes, Tancred, Westenra, J. S. Williams, and Wynn Williams.

The Speaker in the chair.

The Chairman reported progress, with leave to sit again.

The consideration of the Resolutions was made an Order of the Day for Thursday, at 5 p.m.

The Council adjourned at 1.40 a.m. until Thursday.

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## THURSDAY, 17TH MARCH, 1870.

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### NOTICES OF MOTION.

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| <p>1. MR. KNIGHT—To ask the Provincial Secretary what has been done towards inviting the public to undertake the Southbridge and Rolleston Railway or Tramway.</p> <p>2. MR. KNIGHT—To ask the Provincial Secretary what steps have been taken towards opening up a road in the Tai Tapu, towards which £50 was voted by the Council last session.</p> <p>3. MR. FYFE—To ask the Provincial Secretary whether any applications have been made to the Government to lease any portions of the Reclaimed Land between the Railway and Norwich Quay.</p> | <p>4. MR. KNIGHT—To move that this Council is of opinion that immigration should be conducted by the Colonial Government.</p> <p>5. MR. J. S. WILLIAMS—To move that a Select Committee be appointed to consider how far the principle of construction adopted by Mr. William White in his temporary bridge over the Rakaia is likely to be of general utility in bridging the rivers of the Province; the Committee to consist of Messrs Jollie, Montgomery, Studholme, Kennaway, Lee, A. Duncan, and the mover.</p> |
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### ORDERS OF THE DAY.

AT 5 P.M.

The Committal of the Resolutions :—

1. "That immediate steps should be taken to procure from England the necessary rails and the iron work for the construction of the Bridges."

2. The Committal of the Resolutions :—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purpose of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of

three years from the 1st of September next.

4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the country districts in England and Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."
3. The second reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The second reading of "The Educational Reserves Leasing Bill, 1870."
5. The second reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."
6. The second reading of "The Thistle Ordinance, 1866, Repeal Bill, 1870."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Buckley, Delamain, T. S. Duncan, and Macpherson.

The Speaker in the chair.

*Paper.*—The following Paper was laid upon the table :—

12. Correspondence and Reports relative to the proposed Rolleston and Southbridge Railway.

*Northern Railway.*—The Council in Committee for the consideration of the following Resolutions :—

1. "That immediate steps should be taken to procure from England the necessary rails, and the iron work for the construction of the Bridges.
2. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for."

Resolution No. 1 was proposed.

The words "from England" were struck out. All the words after "rails" were struck out. The words "for the construction of the line" were added.

The Resolution passed as amended.

Resolution No. 2 passed as proposed.

The Speaker in the chair.

The Resolutions were reported and adopted with amendments.

1. "That this Council is of opinion that the Northern Railway should commence from the Addington Station on the Southern Railway, and proceed from thence along the line determined by the Great Northern Railway Act, 1864, continuing along that line as far as the Northern branch of the Waimakariri river, with the exception of such deviations as are recommended by Messrs. Bray and Tancred, Civil Engineers, and which may be accepted by the Government; and after crossing the northern branch of the Waimakariri at or near the point previously determined by the aforesaid Act, that it shall follow Boys' Direct Rangiora road to a point at or near the westernmost corner of section No. 930; thence following a curved line to the road north-west of the Native Reserve, and along that road to its junction with the Rangiora and Kaiapoi road.
2. "That the necessary powers for the construction of the line should be sought from the General Assembly at its approaching Session.
3. "That his Honor the Superintendent be requested to take immediate steps for the purchase of the land required for the Railway, wherever the offers made by the owners are considered reasonable.

4. "That wherever the owners of lands required, consent to take compensation in waste lands under the 42nd clause of the Waste Lands Regulations, the Government should arrange accordingly, provided that no lands to be so taken in compensation, should be taken to the south of the Rangitata river.
5. "That immediate steps should be taken to procure the necessary rails for the construction of the Line.
6. "That the work should be proceeded with in such contract or contracts as may be found the most advantageous on tenders being called for."

Notices of Motion Nos. 4 and 5 were withdrawn.

The second Order of the Day was proposed.

After discussion, Motion was granted—"That the number of Members present be counted."

The number of Members present was 12 :—Messrs. Westenra, Webb, Kennaway, Willcox, Moore, Hawkes, Potts, Knight, Hillyard, Jollie, Fyfe, and Mr. Speaker.

The Council adjourned at 11.25 until Friday.

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FRIDAY, 18<sup>TH</sup> MARCH, 1870.

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NOTICES OF MOTION.

1. **THE PROVINCIAL SECRETARY**—To move that this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :—

Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309 (in red), passing through the said Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903; following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990,

3953, 4977, and 5885, to Hanmer's road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771 and Reserves No. 304 and 314, in red, to the Leeston road, crossing that road and passing through section 7184 and the corner of the Police Station yard at Leeston, to the eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3339, crossing that section and sections 5106 and 5861 to Jollie's road, at a point near the Church at Southbridge. That in the event of satisfactory proposals being received for the construction of the work, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line.

## ORDERS OF THE DAY.

## 2. The Committal of the Resolutions:—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion, that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st of September next.

4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England and Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."

3. The second reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."
4. The second reading of "The Educational Reserves Leasing Bill, 1870."
5. The second reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."
6. The second reading of "The Thistle Ordinance, 1866, Repeal Bill, 1870."

The Council met pursuant to adjournment.

Members present—Messrs. Brown, Buchanan, Dixon, Fyfe, Willcox, Hillyard, Hornbrook, Sheath, Inglis, Jollie, Kennaway, Knight, Lee, Matson, Maskell, Montgomery, Moore, Rhodes, Studholme, Tancred, Westenra, Webb, and Wynn Williams.

The Speaker in the chair.

The first Notice of Motion was made an Order of the Day for Tuesday.

The first Order of the Day was made an Order of the Day for Tuesday.

*Christchurch Municipal Corporation Reserves Bill, 1870.*—This Bill was read a second time, and ordered to be committed presently.

*Educational Reserves Leasing Bill, 1870.*—This Bill was read a second time, and ordered to be committed presently.

*Cemetery Reserves Management Bill, 1870.*—This Bill was read a second time, and ordered to be committed presently.

The sixth Order of the Day was made an Order of the Day for Tuesday.

*Christchurch Municipal Corporation Reserves Bill.*—The Council in Committee for the consideration of that Bill.

*Educational Reserves Leasing Bill.*—The Council in Committee for the consideration of that Bill.

*Cemetery Reserves Management Bill.*—The Council in Committee for the consideration of that Bill.

“The Christchurch Municipal Corporation Reserves Bill” was considered.

The Clauses, Schedule, Preamble, and Title passed as printed.

“The Educational Reserves Leasing Bill” was considered.

Clause 1 passed as amended. The words “after public tender” having been inserted.

The Schedule, Preamble, and Title passed as printed.

“The Cemetery Reserves Management Bill” was considered.

Clauses 1, 2, and 3 passed as printed.

Clause 4 as amended. The words being struck out “or with the distribution of the said reserved lands made or intended to be made to or amongst separate and distinct religious denominations and communions.”

Clauses 5, 6, 7, and 8 passed as printed.

Clause 9 passed as amended. After the word “denomination” the words being inserted, “whose principles demand that land for the burial of their dead should be consecrated.” After the word “cemetery,” the words being inserted, “may out of any funds at their disposal which may accrue, erect a mortuary chapel for general use, and.” After the word “apart,” the words “to be consecrated” being inserted.

Clauses 10, 11, and 12 passed as printed.

Clause 13 as amended. All the words after the word “same” being struck out.

Clause 14 passed as printed.

The Preamble and Title passed as printed.

The Speaker in the chair.

The Bills were reported as amended.

The third reading was made an Order of the Day for Tuesday.

The Council adjourned at 2 p.m. until Tuesday.

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TUESDAY, 22ND MARCH, 1870.

NOTICES OF MOTION.

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| <p>1. MR. H. R. WEBB—To ask the Provincial Secretary what steps have been taken towards the erection of the Resident Magistrate's Court and Police Barracks at Lyttelton.</p> | <p>2. MR. GEO. LESLIE LEE—To ask the Provincial Secretary if any, and what steps have been taken towards the establishment of a Ferry at Gorge Hill on the Waimakariri, for which the sum of £250 was voted last session.</p> |
|---|---|

3. **THE PROVINCIAL SOLICITOR**—To move the suspension of Standing Orders 133 to 159, both inclusive, in order to pass "The Diversion of Roads Special Bill, 1870."
4. **MR. DUNCAN**—To move that, in consideration

of valuable services rendered to the Province by Mr. W. S. Moorhouse, his Honor the Superintendent be respectfully requested to place on the Estimates a sum of £2000, to be vested in trustees for the benefit of Mrs. Moorhouse and her children."

#### ORDERS OF THE DAY.

1. The consideration of the Resolutions:—That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :—

Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the same Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990, 3953, 4977, and 5885, to Hanmer's road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771, and Reserves No. 304 and 314, in red, to the Leeston road, crossing that road, and passing through section 7184 and the corner of the Police Station yard at Leeston, to the eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3360, crossing that section and sections 5106 and 5861 to Jollie's road, near the Church at Southbridge. That in the event of satisfactory proposals being received for the construction of the work, the Superintendent be empowered to conclude arrangements for the purchase of the required land, along the said line.

the increase of the number of Flax Manufactories, and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of population into this Province over a period of years.

The committal of the Resolutions :—

2. 1. "That having regard to the future requirements of the Province, in consequence of

2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000, for the purposes of Immigration.

3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st September next.

4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England and Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable immigrants."

3. The third reading of "The Christchurch Municipal Corporation Reserves Bill, 1870."

4. The third reading of "The Educational Reserves Leasing Bill, 1870."

5. The third reading of "The Bill for the establishment and management of Public Cemeteries in the Province of Canterbury on certain lands appropriated to the use of the public for the interment of the dead."

6. The second reading of "The Thistle Ordinance, 1866, Repeal Bill, 1870."

The Council met pursuant to adjournment.

Members present—All, except Messrs. Birch, Brown, Buckley, Delamain, Dixon, Fyfe, Hillyard, Macpherson, Ormsby, Peacock, and Rhodes.

The Speaker in the chair.

*Petition.*—A petition from the inhabitants of the Akaroa and Bays Districts respecting Timber Cutting Licenses, was presented, read, and received.



*Diversion of Roads Special Bill, 1870.*—Standing Orders Nos. 103 to 159 inclusive, were suspended to pass that Bill.

Leave was given to bring in that Bill.

The Bill was read a first time, and ordered to be printed.

The Bill was read a second time.

The Council in Committee for the consideration of the Bill.

Clauses 1, 2, and 3, the Schedules A. and B., Preamble, and Title passed as printed.

The Speaker in the chair.

The Bill was reported as printed.

The Bill was read a third time, and passed.

*Leeston Line.*—The Council in Committee for the consideration of the following Resolution :—

“That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :— Commencing at a point on the great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the said Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990, 3953, 4977, and 5885, to Hanmer’s road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771, and Reserves Nos. 304 and 314, in red, to the Leeston road, crossing that road and passing through section 7184 and the corner of the Police Station yard at Leeston, to the eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5978, 5677 to the road east of McClure’s section 5206, following that road to the northern boundary of section 3330, crossing that section and sections 5106 and 5861 to Jollie’s road, near the Church at Southbridge. That in the event of satisfactory proposals being received for the construction of the work, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line.”

The Resolution was divided to the word “ Southbridge.”

The first part was proposed.

An amendment was proposed—“ That the words ‘ or light railway ’ be struck out.”

The amendment was withdrawn.

The second Resolution passed as amended. After the word "work" the words being inserted "or such portion of it as the Government may consider advisable," and the words being added "or such portion of it as the Government may decide should be constructed."

The Speaker in the chair.

The Chairman reported the Resolutions as amended.

1. "That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :— Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the said Reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3171, 4726, 4693, 4695, 4694, 3314, 3990,, 3953, 4977, and 5885, to Hanmer's road, crossing that road, and passing through sections 5142, 5851, 5950, 5984, 7771, and Reserves Nos. 304 and 314, in red, to the Leeston road, crossing that road, and passing through section 7184 and the corner of the Police Station yard at Leeston, to the Eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3330, crossing that section and sections 5106 and 5861 to Jollie's road, near the Church at Southbridge.
2. "That in the event of satisfactory proposals being received for the construction of the work, or such portion of it as the Government may consider advisable, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line, or such portion of it as the Government may decide should be constructed."

Amendment was granted—"That all the words after the word 'line' be struck out."

The following Resolutions were adopted as amended :—

1. "That this Council is of opinion that the Tramway or Light Railway from Rolleston to Southbridge should be taken along the following route, viz. :— Commencing at a point on the Great Southern Railway, the same being the easternmost corner of Reserve No. 309, in red, passing through the said reserve in a southerly direction to the intersection of the Selwyn and Coal Tramway road by the road west of section No. 10768; thence following a straight line to the north-eastern corner of section No. 6903, following the eastern boundary of that section, and of section 5007 to the road to Selwyn; thence passing through sections 4973, 4106, 8753, 8786, 8766, 2881, 3595, 4728, 3596, 5884, to the river Selwyn, crossing that river, and passing through sections 3894, 3271, 4726, 4693, 4695, 4694, 3314, 3990, 3953, 4977, and 5835, to Hanmer's road, crossing that road, and passing through sections 5842, 5851, 5950, 5984, 7771, and Reserves Nos. 304 and 314, in red, to the Leeston road, crossing that road, and

passing through section 7184 and the corner of the Police Station yard at Leeston, to the Eastern street in the town of Leeston, following that street and passing through sections 5482, 5483, 5622, 5678, 5677 to the road east of McClure's section 5206, following that road to the northern boundary of section 3330, crossing that section and sections 5106 and 5861 to Jollie's road, near the Church at Southbridge.

2. "That in the event of satisfactory proposals being received for the construction of the work, or such portion of it as the Government may consider advisable, the Superintendent be empowered to conclude arrangements for the purchase of the required land along the said line."

*Immigration.*—The Council in Committee for the consideration of the Resolutions.

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of Population into this Province over a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That this sum, together with such further sums as may be voted by the Provincial Council for the purpose, should be expended over a period of three years from the 1st of September next.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country Districts in England or Scotland by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants."

Resolution No. 1 passed with verbal amendments.

Resolution No. 2 was proposed and negatived upon division—"That the words be inserted after the word 'that' 'Immigration should be conducted by the General Government out of a loan, but.'"

Amendment was proposed and negatived.

Ayes, 9: Messrs. A. Duncan, Hall, Inglis, Knight, Montgomery, Potts, Studholme, Westenra, and J. S. Williams.

Noes, 13: Messrs. Buchanan, Gray, Hawkes, Hornbrook, Sheath, Johnstone, Kennaway, Matson, Moore, Tancred, Wynn Williams, Wilson, and Jollie.

Amendment was carried—"That all the words from 'that' to 'colony' be struck out."

The Resolution was proposed as amended.

The Chairman a second time put the amendment—"That all the words from 'that' to 'colony' be struck out."

The amendment was withdrawn.

An amendment—"That the words '£30,000' be struck out, for the purpose of inserting the words '£50,000,' was ruled to be out of order."

Resolution No. 2 passed as printed.

Resolution No. 3 was proposed.

An amendment—"That all the words from 'sum' should be struck out, was granted."

An amendment was proposed and withdrawn—"That the word 'three,' be struck out."

The Resolution was struck out.

A fresh Resolution was inserted as No. 3—"That the Immigration Agent be instructed to make his arrangements so that the bulk of the Immigrants shall arrive as far as possible towards the latter end of each year."

Resolution No. 4 passed as amended. The words "the United Kingdom" being read for the words "England or Scotland."

Resolution No. 5 passed as inserted—"That the Immigration Agent should be empowered to defray the expenses of labour from the country districts to the port of embarkation."

The Speaker in the chair.

The Resolutions were reported as amended, and adopted as follows:—

1. "That having regard to the future requirements of the Province, in consequence of the increase of the number of Flax Manufactories and the probable growth of other industries, this Council is of opinion that efforts should be made to secure a steady and continuous flow of Population into this Province during a period of years.
2. "That in default of any general scheme being initiated by the General Government of the Colony, it is desirable to obtain through the General Government a loan of an amount not exceeding £30,000 for the purposes of Immigration.
3. "That the Immigration Agent be instructed to make his arrangements so that the bulk of Immigrants shall arrive, as far as possible, towards the latter end of each year.
4. "That the numbers and the classes of Immigrants to be brought out should be modified from time to time as may be found desirable to meet the requirements of the Province, and arrangements should be made for diffusing further information through the Country District in the United Kingdom by means of an agent or agents, whose duty it shall be to promote the selection of suitable Immigrants.
5. "That the Immigration Agent should be empowered to defray the expenses of labourers from the country districts to the port of embarkation."

*The Christchurch Municipal Corporation Reserves Bill, 1870*, was read a third time and passed.

*The Educational Reserves Leasing Bill, 1870*, was read a third time and passed.

*The Cemetery Reserves Management Bill, 1870*, was read a third time and passed.

The last Order of the Day was discharged.

The Council adjourned at 11 p.m. until Wednesday.

### WEDNESDAY, 23RD MARCH, 1870.

#### NOTICES OF MOTION.

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| <p>1. MR. WILSON—To ask the Provincial Secretary if it is the intention of the Government to take steps at an early date to open up communication with the valuable Coalfield known to exist at the Malvern Hills, by means of a Tramway or Light Railway, to Rolleston Station, or some other desirable point on the Southern Line of Railway.</p> <p>2. MR. HALL—To move that this Council concurs in the recommendation addressed by His</p> | <p>Honor the Superintendent to the Colonial Government, that this Council should be dissolved immediately after the termination of the present session.</p> <p>3. MR. KENNAWAY—To move that in the opinion of this House the General Election of the Provincial Council should not extend over a longer period than three weeks, and the Executive are requested to convey this opinion to the proper quarter.</p> |
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The Council met pursuant to adjournment.

Members present—Messrs. Jollie, Hornbrook, J. S. Williams, Lee, Inglis, Wynn Williams, Hawkes, Sheath, Birch, Studholme, Buchanan, Moore, A. Duncan, Willcox, Kennaway, Matson, Maskell, Webb, Westenra, Wilson, Tancred, Brown, and Peacock.

The Speaker in the chair.

*Dissolution of Council.*—Motion was granted—“That this Council concurs in the recommendation addressed by his Honor the Superintendent to the Colonial Government, that this Council should be dissolved immediately after the termination of the present Session.”

*General Election of Council.*—Motion was granted—“That in the opinion of this House, the General Election of the Provincial Council should not extend over a longer period than three weeks, and the Executive are requested to convey this opinion to the proper quarter.”

HENRY JOHN TANCRED,  
Speaker;

HENRY BACON QUINN,  
Clerk of Council.

His Honor the Superintendent entered the Council Chamber, and delivered the following Address :—

“MR. SPEAKER AND GENTLEMEN—

“On behalf of His Excellency the Governor, I have assented to the following Bills :—

“‘The Diversion of Roads Special Ordinance, 1870.’

“‘The Christchurch Municipal Corporation Reserves Ordinance, 1870.’

“‘The Educational Reserves Leasing Ordinance, 1870.’

“‘The Cemetery Reserves Management Ordinance, 1870.’

“It now only remains for me to express my thanks to you for the attention you have given to the business that has been brought before you in this as well as in previous sessions during the term of my office, and my hopes that the same cordial relations which have hitherto subsisted between the Executive Government and the Council of the Province may be maintained in the future. It is only thus that we shall continue to derive benefit from our existing institutions, and to sustain the high character we have hitherto had among the Provinces of New Zealand.

“I now declare this Council Prorogued.

“WM. ROLLESTON,  
“Superintendent of Canterbury.”





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CHRISTCHURCH :

Printed under the authority of the Provincial Government of the Province of Canterbury, at the *Lyttelton Times* Office, Gloucester Street, by WILLIAM REEVES, Official Printer for the time being to the said Government.

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RETURNS

OF

AGRICULTURAL STATISTICS

OF

THE PROVINCE OF CANTERBURY,

IN FEBRUARY, 1870.



THE FOLLOWING RETURNS OF AGRICULTURAL STATISTICS OF THE PROVINCE OF CANTERBURY, IN FEBRUARY, 1870, ARE PUBLISHED  
FOR GENERAL INFORMATION.

Edwd. JOLLIE, Provincial Secretary.

ACCOUNT OF LAND IN CULTIVATION, AND OF THE AGRICULTURAL PRODUCE THEREOF, IN NEW ZEALAND, FEBRUARY, 1870.

(Taken under the authority of "The Census Acts Amendment Act, 1867.")

SUPERINTENDENT COLLECTORS RETURN.—PROVINCE OF CANTERBURY.

ELECTORAL DISTRICTS.	NUMBERS OF HOLDINGS.	EXTENT OF LAND BROKEN UP, BUT NOT UNDER CROP.	IN WHEAT.		IN OATS.		IN BARLEY.		IN SOWN GRASSES.		IN POTATOES.		IN OTHER CROPS.	TOTAL NUMBERS OF ACRES UNDER CROP.		
			Acres.	Estimated Gross Produce (in bushels).	Acres.		Estimated Gross Produce (in bushels).	Acres.	Estimated Gross Produce (in tons).	Acres.	Estimated Gross Produce (in tons).	Acres.				
					For Green Food or Hay.	For Grain.							For Green Food or Hay.	For Grain.	In permanent artificial Grass (including Land in Hay in previous column.)	Acres.
CHEVIOT	15	399	66	2,120	—	386	1,1305	8	320	100	154	1,043	19	49	32	1,554
ASHLEY	444	5,710	8,167½	177,269	245	5,776½	170,946	1873	52,324	974	1,093	8,237	265½	861½	263½	24,828
KAIAPOI	480	1,517	4,667	140,186	50	4,216½	138,388	2489	68,907	1,298	2,037	12,596	278	1,589	556	24,852½
AVON	544	642	2,875½	87,336	119	5,340	158,720	1717½	59,110	1,320	1,751½	14,343½	403½	2,709	458½	25,257½
HEATHCOTE	529	1,398	5,785	195,301	238	5,177½	205,957	2813½	100,385	1,425½	2,290	17,976½	277½	1,730½	367½	32,635½
MOUNT HERBERT	57	668	37	1,100	8½	103	3,568	17	615	81½	112	3,300½	60	311½	22½	3,548½
AKAROA	168	28½	51	1,597	13	28	670	4½	134	174	287½	11,404½	29	190	12½	11,542½
SELWYN	461	9,424½	16,770	494,673½	111	9,824½	331,923	522½	165,963½	1,590½	1,787	16,711½	240½	1,178	729½	49,611½
CHELRIDGE	216	4,569½	5,448	157,536	523½	2,782½	94,828	1054	30,434	6,87½	775½	11,817½	111½	564½	194½	21,928½
TIMARU	275	5,038	7,268½	164,217	162½	5,199½	174,815½	774	24,002	426½	634	8,172½	174½	935½	146½	16,898
GLADSTONE	105	2,396	1,289½	40,618	238	1,117½	37,760	89½	2,281	197½	236½	1,764	88½	551½	284	4,871
CHRISTCHURCH	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
LYTELTON	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—
GENERAL TOTALS FOR PROVINCE	3,244	31,790½	52,425½	1,461,953½	1,708½	39,931½	1,328,880½	16,063½	504,475½	8,275½	11,158½	102,366½	1,947½	10,670½	3064½	217,527½

I certify that the above is a correct compilation from the original Returns,

THOMAS W.M. MAUDE.

Superintendent Collector.

Note.—This Return shows the same results as the foregoing one, but the details exhibit the information for the Road Districts.

ROAD DISTRICTS.	NUMBER OF HOLDINGS.	EXTENT OF LAND BROKEN UP, BUT NOT UNDER CROP.	IN WHEAT.		IN OATS.		IN BARLEY.		IN SOWN GRASSES.		IN POTATOES.		IN OTHER CROPS.	TOTAL NUMBERS OF ACRES UNDER CROP.
			Acres.	Estimated Gross Produce (in bushels).	Acres.	Estimated Gross Produce of Grain (in bushels).	Acres.	Estimated Gross Produce (in bushels).	IN HAY.		Acres.	Estimated Gross Produce (in tons).		
									For Green Food or Hay.	For Grain.				
WAIPARA	15	399	66	2,120	386	11,305	8	320	100	154	1,043	19	49	1,554
AVON	221	—	445	16,135	752½	30,495	605½	22,150	431½	720	3,656	177	1,315	5,738
RICCARTON	192	67	772½	28,345	830	32,665	373	14,175	539½	716½	5,534½	126	931	7,903
TEMPLETON	109	473	1,076	29,385	2,796	60,000	593	18,325	289	245	4,000	63	274	8,688
HEATHCOTE	143	46	2,434	9,430	66	12,655	378	12,285	291½	428	2,635	82½	504½	8,785½
SPREYDON	132	13	869	36,190	108½	41,335	489	19,235	653½	1,078½	4,697½	80½	653	7,219
HALSWELL	26	67	116½	3,415	126½	5,827	51	1,870	67½	114½	868	14½	107	1,184½
LINCOLN	143	1,005	3,020	96,830	46	102,025	892½	30,250	291	485	5,791	94½	458	12,622½
SPRINGS	117	1,052	3,361	103,084	51	94,729	1,579	54,729	271	379	4,709	27½	93	12,523
PORT VICTORIA	30	8	31	920	28	1,078	14	465	56½	64	966½	25½	105	1,072½
PORT LEVY	8	640	—	—	8	80	—	—	19	39	1,415	22	146	1,450
PIGEON BAY	27	25	8	300	10	250	—	—	30	59	3,193	9½	47	3,245½
OKAINS BAY	30	—	7½	240	1	—	3½	95	16½	38½	1,719½	2½	17	1,733½
AKAROA & WAINUI	111	3½	85½	1,037	2	420	1	39	127½	190	6,491½	17½	126	6,563
LITTLE RIVER	38	40	219	6,340	16½	8,445	45	1,530	39½	66	2,527	15½	78½	3,064
COURTENAY	178	2,541	6,391	103,273	64	3,977	1,844	50,990	368	324	3,255	113	518	15,825
ELLESMERE	312	7,585½	11,989	364,398½	82	216,338	3,622½	121,594½	1,275½	1,439	13,245½	156	821	35,957½
MALVERN	49	440	183	4,990	167½	16,635	61	1,637	69	65½	456	25½	123½	1,496½
RAKAIA	72	1,882½	2,144½	50,635	94	24,583	278½	7,080	139½	153	988½	33½	161½	4,450½
ASHBURTON	45	842	76½	2,051	193½	11,450	59½	1,917	304	399	9,495	36½	205	10,242½
KOWAI	176	1,673	3,115	69,338	51	64,223	601	15,879	419	486	3,594	115	359	9,841½
ASHLEY	75	645	1,222	16,096	2	30,488	273	6,005	192	169	1,272	46	134	4,176
CUST	117	2,407	2,922	70,140	71	56,370	805	24,155	103	150	1,530	77½	259½	7,237
OXFORD	64	365	192½	4,425	121	7,180	137	2,080	196	166	731	13	57	1,462½
MANDEVILLE AND RANGIORA	269	1,010	2,654	79,326	33	76,224	1,428	42,952	940	1,515	8,338	156	872	15,204
EXYRETON	165	1,127	2,707	77,560	17	73,019	1,059	28,485	422	644	5,278	136	769	11,520
GERALDINE	195	3,515	56,883	132,580	145	129,123	693½	21,608	366	535	2,595	117½	660½	13,188
LEVELS	114	1,624	1,947	43,072	70½	53,017	100½	2,910	126	195½	785½	85	442½	4,637½
WAIMATE	62	2,225	922½	29,183	113	30,370	69	1,750	58½	66	1,450½	40½	284	3,744
MOUNT COOK	9	70	—	—	72	60	—	15	73	74	105½	19½	100	199½
GENERAL TOTALS FOR PROVINCE	3,244	31,790½	52,423½	1,461,953½	1,708½	1,328,880½	16,063½	504,475½	8,275½	11,158½	102,366½	1,947½	10,670½	217,527½

I certify that the above is a correct compilation from the original Returns.

THOMAS WM. MAUDE,  
Superintendent Collector.

2015