

# C O N T E N T S .

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1.—VOTES AND PROCEEDINGS—June 4 to June 17, 1872.

2.—FINANCIAL STATEMENT.

3.—PAPERS, viz. :—

Special Settlement Resolution  
Select Committee Northern Road  
Dolbel's Petition  
Tongoio Native Petition  
Estimates of Revenue, 1872-73  
Estimates of Expenditure, 1872-73  
Estimates Special, 1872-73

ACTS, viz. :—

1. Wholesale Dealers in Spirituous Liquors Licensing Act Amendment Act, 1872.
2. Hawke's Bay Police Act, 1872
3. Credit Act, 1872
4. Meanee Toll-gate Act, 1872
5. Port Ahuriri Bridge Act, 1872
6. Appropriation Act, 1872



# PROVINCIAL COUNCIL OF HAWKE'S BAY.

1872.

## VOTES AND PROCEEDINGS

### SESSION XIX.

TUESDAY, JUNE 4, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, Russell, Tanner, Colenso, Rhodes, Maney, Dolbel, Kennedy, Routledge, Kinross, Tiffen, A'Deane, Bridge, and Johnston.

The Council met pursuant to a proclamation issued by His Honor the Superintendent, bearing date the 22nd day of May, 1872, which was read by the clerk.

The Speaker then read prayers.

Mr. Ormond to move on next sitting day—

“That the Council do resolve itself into a Committee of Ways and Means to consider the estimated revenue for the year ending June 30, 1873.”

Mr. Ormond to move on next sitting day—

“That the Council do resolve itself into a Committee of Supply.”

Mr. Ormond to move on Thursday next—

1. That it is desirable the Provincial Government should be empowered to set apart blocks of the waste lands of the Province of Hawke's Bay, and to sell the same on deferred payment in sections of not more than 200 acres, or less than 40 acres, to any one person, to be paid for by instalments extending over a period of five years, the purchaser being required to occupy and improve the land purchased.
2. That it is also expedient that the Provincial Government should have power to set apart land for special settlement.
3. That the Superintendent be requested to procure the passing of a Bill in the next session of the General Assembly to give effect to the above resolutions.

His Honor the Superintendent laid the following papers on the table :—

- “ Sheep Inspector's Report.”
- “ Report on Surveys.”
- “ Report on Roads.”
- “ Hospital Report.”
- “ Gaol Report.”
- “ Immigration Return.”
- “ Harbour Master's Report.”

Mr. Ormond moved—

“ That the Council do adjourn until next sitting day (Wednesday), at 3 o'clock.”

Mr. Russell seconded the motion.

Motion agreed to, and Council adjourned accordingly.

WEDNESDAY JUNE 5, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Bridge, Johnston, Maney, Dolbel, Tiffen, Routledge, Sutton, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

His Honor the Superintendent laid the following papers on the table:—

“ Report on Light-house on Gaol Reserve.”

“ Report on Portable Guide Lights, Port Ahuriri.”

“ Report on Bridle Track from Petane by Bluff to Tongio.”

“ Report on Mohaka Ferry Punt.”

“ Report on Breastwork, Maori Island.”

“ Report on reclamation of Napier Swamp.”

Mr. Tiffen to move to-morrow—

“ For leave to bring in a Bill to be entitled the “ Meanee Toll-gate Act, 1872.”

Mr. Russell to move to-morrow—

“ To bring in a Bill to grant power to the Superintendent to erect a Toll-gate.”

Mr. Routledge to move on Friday next—

“ For leave to bring in a Bill to be intituled “ The Napier Harbour Bridge Bill, 1872.

Mr. Sutton to move on next sitting day—

“ For a return of all monies expended in the Town of Napier as grants in aid for town roads.”

Mr. Ormond moved—

“ That Mr. Sutton be elected Chairman of Committees for the day.”

Mr. Kinross seconded the motion.

Motion agreed to, and Mr. Sutton elected Chairman.

Mr. Ormond, pursuant to notice, moved—

“ That the Council do resolve itself into a Committee of Ways and Means to consider the estimated revenue for the year ending June 30, 1873, and that the Speaker do now leave the chair.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council went into Committee of Ways and Means.

His Honor the Superintendent then made his Financial Statement, and laid the following papers on the table:—

“ Estimates of Revenue, Estimates of Expenditure, and Special Estimates for 1872-3.”

“ Comparative Statement shewing amounts realized, estimated and due to the 30th June, 1872, of the Estimated Revenue, on account of Ordinary, Territorial, and Miscellaneous, for the financial year.”

“Comparative Statement shewing sums voted—Expenditure to 31st May, 1872; Estimated Expenditure for June; excess of Expenditure over vote; sums paid for services not specially provided for, and excess of vote over expenditure.”

“Abstract of Expenditure from 1st July, 1871, to 31st May, 1872,” and probable expenditure during June, 1872.”

“Hawke’s Bay Sheep Act, 1871—Return of Receipts and Expenditure from 1st July, 1871, to 31st May, 1872, and estimated Receipts and Expenditure during June, 1872.”

“Education—Return of grants, rates, and rents, for educational purposes; also expenditure during the year.

“Toll-gate Act, 1867—Return of Receipts and Disbursements from 1st July, 1871, to 31st May, 1872, and estimated Receipts and Disbursements for June, 1872.”

“Immigration—Return of sums received during the current year to 31st May, 1872, on account of refund immigrants’ promissory notes.”

Mr. Ormond moved—

“That the Chairman do report progress and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond, pursuant to notice, moved—

“That the Council do go into Committee of Supply.”

Mr. Russell seconded the motion.

Motion agreed to, and Council went into Committee accordingly.

The Chairman put the first item on the Estimates for consideration.

Mr. Ormond moved—

“That the Chairman do report progress, and ask for leave to sit again to-morrow.”

Agreed to.

The Chairman reported progress, and asked leave to sit again to-morrow.

Leave granted.

Mr. Sutton moved—

“That the Council do adjourn until Thursday, 6th instant, at 3 o’clock.”

Mr. Routledge seconded the motion.

Motion agreed to, and Council adjourned accordingly.

THURSDAY, JUNE 6, 1872.

The Speaker took the chair at 3 o’clock.

Present—Messrs. Lambert, A’Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Dolbel to move on next sitting day—

“To ask His Honor the Superintendent why the sum voted by the Council last session, for building a ferry punt for the Mokaka crossing, has not been expended.”

Mr. Sutton to move on next sitting day—

“For leave to introduce a Bill to amend the “Wholesale Dealers’ License Act, 1871.”

Mr. Johnston to move on next sitting day—

“ To ask His Honor the Superintendent why the sum of £150, voted last session towards the formation of the road from the Main South Road to the Seventy-Mile Bush, has not been expended.

Mr. Sutton to move on next sitting day—

“ For copy of any contract which may have been entered into for the erection of Waitaha Bridge.”

Lieut.-Col. Lambert to move on next sitting day—

“ That His Honor the Superintendent will be pleased to cause to be laid before the Council a return giving the names of all persons liable to the Education Rate who have not yet paid it.

Mr. Tiffen, pursuant to notice, moved—

“ For leave to bring in a Bill to be entitled the “ Meanee Toll-gate Act, 1872.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Tiffen moved—

“ That the Bill be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Tiffen moved—

“ That the Bill be printed.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Tiffen to move on Thursday, the 13th inst.—

“ The second reading of the ‘ Meanee Toll-gate Act, 1872.’”

Mr. Russell, pursuant to notice, moved—

“ For leave to bring in a Bill to grant power to the Superintendent to erect a Toll-gate.”

Mr. A’Deane seconded the motion.

Motion agreed to.

Mr. Russell moved—

“ That the ‘ Te Aute Road Toll-gate Bill be read a first time.’”

Mr. A’Deane seconded the motion.

Motion agreed to.

Mr. Russell moved—

“ That the Bill be printed.”

Mr. A’Deane seconded the motion.

Motion agreed to.

Mr. Russell to move on Wednesday, the 12th inst.—

“ That the ‘ Te Aute Road Toll-gate Bill ’ be read a second time.”

Mr. Sutton, pursuant to notice, moved—

“ For a return of all monies expended in the Town of Napier as grants in aid for town roads, and, by permission of the Council, added the words ‘ within the present financial year.’”

Mr. Ormond seconded the motion, laying the return called for on the table.

Mr. Ormond, pursuant to notice, moved—

- “ 1. That it is desirable the Provincial Government should be empowered to set apart blocks of the waste lands of the Province of Hawke's Bay, and to sell the same on deferred payment in sections of not more than 200 acres, or less than 40 acres, to any one person, to be paid for by instalments extending over a period of five years, the purchaser being required to occupy and improve the land purchased.
2. That it is also expedient that the Provincial Government should have power to set apart land for special settlement.
3. That the Superintendent be requested to procure the passing of a Bill in the next session of the General Assembly to give effect to the above resolutions.

Mr. Bridge seconded the resolution.

Resolution agreed to unanimously.

Mr. Ormond to move on next sitting day—

- “ That the Council resolve itself into a Committee of the whole House to consider a resolution for the sale of land on deferred payments, and for setting aside and disposing of land for special settlements.”

The Council went into Committee of Ways and Means, when the following items were passed :—

**ORDINARY AND MISCELLANEOUS—**

	£	s.	d.	£	s.	d.
Auctioneers and Publicans' Licenses .....	1100	0	0			
Pilot, Harbor, Wharf Dues, Boat Licenses.....	1000	0	0			
Brand and Pound Fees .....	30	0	0			
Slaughter Licenses .....	120	0	0			
Wholesale Spirit Dealers' Licenses .....	150	0	0			
Immigrants' Promissory Notes .....	500	0	0			
Miscellaneous and Incidental .....	50	0	0			
Estimated Balance in hands of Provincial Treasurer on June 30, 1872 .....	5400	0	0			
				8350	0	0

**TERRITORIAL—**

Crown Land Sales, Assessments and Leases on Runs .....	11,000	0	0			
Duties under Native Lands Act .....	1500	0	0			
				12,500	0	0

**SPECIAL—**

Education Rate .....	900	0	0			
Rent Educational Reserves.....	183	0	0			
Sheep Assessment and Dipping Fees .....	900	0	0			
Rent Toll Bar, Tareha's Bridge.....	1500	0	0			
Rent Harbor Reserves.....	100	0	0			
				3583	0	0
Total Revenue .....	£24,433	0	0			

Mr. Ormond moved—

- “ That the Chairman do report progress.”

Agreed to.

The Chairman reported progress.

Mr. Russell to move on next sitting day but one—

- “ That the assessments of the runs situated in the Patoka district be appropriated, for the next year, to the part raising of the amount of £400, voted in 1868 by the Council in its resolution on the Loan Amendment Act, for the purpose of compensating the owners and making the road from Puketapu to Patoka by the Taupo line; and that any deficiency afterwards remaining be taken from the land fund (if any accrue) from that district, until it is wholly recovered.”

Mr. Russell to move on next sitting day but one—

“That this Council authorise His Honor the Superintendent to appropriate a sum of money out of the Toll-gate funds to metal about 70 chains of the road from Taradale towards the Waiohiki pah.”

Mr. Maney to move in Committee of Supply—

“That the Superintendent be requested to place on the Estimates the sum of £100 as a grant in aid for the purpose of making a road from the end of the Papakura Block to Ohiti.”

Mr. Johnston to move on next sitting day—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Sheep Act.’”

Lient.-Colonel Lambert to move on next sitting day but one—

“That His Honor the Superintendent will cause to be laid before the Council a return shewing the number of dogs registered, with the names of their owners, since the last meeting of the Council.”

The Council went into Committee of Supply.

The Chairman put the first item on the Estimates for consideration.

1.—JUDICIAL.

*Gaol Department.*

	£	s.	d.	£	s.	d.
Gaoler (Warden), at £185 per annum .....	185	0	0			
1 Turnkey at £130 per annum.....	130	0	0			
2 Turnkeys at £115 per annum .....	230	0	0			
1 Overseer hard-labour Prisoners, at £110 per annum .....	110	0	0			
Rations for Prisoners.....	420	0	0			
Contingencies .....	220	0	0			
				1295	0	0

*Police.*

Napier—1 Inspector, also Inspector of Weights and Measures, at £230 per annum .....	230	0	0			
1 Sergeant, at £140 per annum .....	140	0	0			
2 Privates, at £110 per annum .....	220	0	0			
Waipawa—1 Corporal, at £125 per annum .....	125	0	0			
1 District Constable, at £30 per annum.....	30	0	0			
Wairoa—1 Private, at £110 per annum.....	110	0	0			
Meanees—1 District Constable, at £50 per annum	50	0	0			
Horse Allowance for Inspector, at £52 per annum	52	0	0			
Horse Allowance for Policeman at Waipawa, at £36 per annum .....	36	0	0			
Rations for Prisoners .....	20	0	0			
Expenses of Prisoners .....	25	0	0			
Contingencies .....	60	0	0			
Night Watchman at the Spit .....	28	10	0			
District Constable at Hampden .....	20	0	0			
District Constable at Clive and Havelock .....	50	0	0			
District Constable at Porangahau .....	20	0	0			
				1216	10	0

2.—HOSPITAL AND CHARITABLE—

Maintenance of Hospital .....	600	0	0			
Charitable Aid .....	250	0	0			
				850	0	0

*Coroner's Department.*

Contingencies .....	10	0	0			
				10	0	0

3.—ADMINISTRATIVE—

*Superintendent's Department.*

Superintendent at £425 per annum.....	425	0	0			
Superintendent's Clerk, also Clerk of the Council, at £300 per annum.....	300	0	0			



Messenger, also Messenger to the Provincial Council, at £110 per annum.....	110 0 0	
Contingencies .....	25 0 0	860 0 0
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<i>Law Officer's Department.</i>		
Provincial Solicitor .....	100 0 0	100 0 0
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<i>Treasury.</i>		
Provincial Treasurer, at £300 per annum .....	300 0 0	
Contingencies for Department .....	20 0 0	320 0 0
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<b>4.—HARBOR DEPARTMENT—</b>		
Harbor Master and Pilot .....	200 0 0	
2 Boatmen, at £120 per annum .....	240 0 0	
Extra Men, in addition to Pilot's crew, when required .....	25 0 0	
Contingencies .....	75 0 0	
Mail Boating Service .....	25 0 0	
Pilot Service for Wairoa .....	100 0 0	665 0 0
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<b>5.—SURVEY DEPARTMENT—</b>		
Provincial Surveyor, also Provincial Engineer, at £400 per annum.....	400 0 0	
Travelling Allowance to Provincial Surveyor ...	100 0 0	
Draughtsman, at £250 per annum .....	250 0 0	
Additional Draughtsman, at £200 per annum ...	200 0 0	
Survey Laborers.....	150 0 0	
Survey Contingencies .....	50 0 0	
Contract Surveys .....	1000 0 0	2150 0 0
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<b>6.—LEGISLATIVE—</b>		
<i>Provincial Council.</i>		
Speaker, at £2 for each sitting day, and for seven days afterwards .....	75 0 0	
Country Members, at £1 per each sitting day ...	200 0 0	
Council Library .....	20 0 0	
Contingencies .....	20 0 0	
Printing Minutes of Council, Council Papers, Acts, &c. ....	100 0 0	415 0 0
	<hr/>	
<i>Returning Officer's Department.</i>		
Contingencies .....	40 0 0	40 0 0
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<b>7.—MISCELLANEOUS—</b>		
General Printing and Advertising .....	150 0 0	150 0 0
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Mr. Ormond moved—		
“ That the Chairman do report progress, and ask for leave to sit again to-morrow.”		
Agreed to.		
The Chairman reported progress, and asked leave to sit again to-morrow.		
Leave granted.		
Mr. Ormond moved—		
“ That the Council do adjourn until next sitting day, Friday, 7th instant, at 3 o'clock.”		
Mr. Sutton seconded the motion.		
Motion agreed to, and Council adjourned accordingly.		

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FRIDAY, JUNE 7, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Dolbel to move on next sitting day—

“That His Honor the Superintendent request the Provincial Engineer to survey a practical line for a dray road from Wharerangi Valley to Petane.”

Mr. Sutton to move on next sitting day—

“That this Council is of opinion that the District Court, as existing in this Province, should be dispensed with, and that the Speaker be requested to forward this resolution to the General Government.”

Mr. Kennedy, on behalf of Mr. Routledge, moved—

“For leave to bring in a Bill to be intituled ‘The Napier Harbour Bridge Bill, 1872.’”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Kennedy moved—

“That the Bill be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Kennedy moved—

“That the Bill be printed.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Kennedy to move—

“That the ‘Napier Harbor Bridge Bill’ be read a second time on Tuesday, the 11th inst.”

Mr. Dolbel, pursuant to notice, moved—

“To ask His Honor the Superintendent why the sum voted by the Council last session, for building a ferry punt for the Mokaka crossing, has not been expended.”

His Honor the Superintendent, in reply, stated that such a punt as would be required would cost £100; a steam winch £20 more; and this sum he had not been authorised to expend, besides the Provincial Engineer had reported that the place was not suitable for a punt of this description.

Mr. Sutton, pursuant to notice, moved—

“For leave to introduce a Bill to amend the ‘Wholesale Dealers’ License Act, 1871.’”

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the Bill be read a first time.”

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the Bill be printed.”

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the ‘Wholesale Dealers License Act, 1872,’ be read a second time on Tuesday, the 11th inst.”

Mr. Johnston, pursuant to notice, moved—

“To ask His Honor the Superintendent why the sum of £150, voted last session towards the formation of the road from the Main South Road to the Seventy-Mile Bush, has not been expended.”

His Honor the Superintendent, in reply, stated that the money had been spent in the terms of the vote.

Mr. Sutton to move—

“For copy of any contract which may have been entered into for the erection of Waitaha Bridge.”

Not being seconded, it lapsed.

Lieut.-Col. Lambert, pursuant to notice, moved—

“That His Honor the Superintendent will be pleased to cause to be laid before the Council a return giving the names of all persons liable to the Education Rate who have not yet paid it.

His Honor the Superintendent said the return would be laid on the table.

Mr. Ormond, pursuant to notice, moved—

“That the Council resolve itself into a Committee of the whole House to consider a resolution for the sale of land on deferred payments, and for setting aside and disposing of land for special settlements, and, by permission of the Council, adding the words ‘resolution circulated during recess.’”

Mr. Sutton seconded the motion.

Motion agreed to, and Council went into Committee accordingly.

Mr. Bridge moved—

“In paragraph 1, of clause 4, that the figure 20 in the first line be struck out, and five (5) inserted.”

Mr. Buchanan moved, as a further amendment—

“That the price shall be a fixed price of 10s. per acre.”

Mr. Rhodes moved—

“That 20s and 40s be altered to 5s and 60s.”

Mr. A’Deane moved—

“That the minimum and maximum prices shall be relatively 10s and 40s.”

On a division being called for, the Council divided.

Ayes—6.		Noes—7.
Messrs. A’Deane		Messrs. Buchanan
Russell		Colenso
Lambert		Rhodes
Tanner		Dolbel
Ormond		Tiffen
Kiross		Johnston
		Bridge

Amendment negatived.

On Mr. Rhodes’ amendment being put, a division was called for.

Ayes—4.		Noes—10.
Messrs. Colenso		Messrs. A’Deane
Rhodes		Russell
Dolbel		Buchanan
Sutton		Bridge
		Tiffen
		Lambert
		Tanner
		Ormond
		Johnston
		Kennedy

Amendment negatived.

On Mr. Buchanan's amendment being put, a division was called for.

Ayes—2.  
Messrs. Buchanan  
Johnston

Noes—13.  
Messrs. A'Deane  
Russell  
Lambert  
Tanner  
Ormond  
Kinross  
Colenso  
Rhodes  
Dolbel  
Bridge  
Kennedy  
Tiffen  
Sutton

Amendment negatived.

Mr. Bridge's amendment was then put and agreed to.

Mr. Colenso moved—

“ That in sub-section 5, clause 4, to expunge the words ‘ at the same time,’ in the first line, and to insert in lieu thereof the following, ‘ on the same day.’ ”

Agreed to.

Mr. Sutton moved—

“ That in clause 4, sub-section 5, in the last line, after the last word, the following be added:—‘ Provided that such competition shall be open to applicants.’ ”

Agreed to.

Mr. Sutton moved—

“ In sub-section 6, of clause 4, to leave out all the words from bidder, in third line, to the word ‘ the ’ in the sixth line ; also, all words from ‘ shall ’ to be in sixth line.”

Agreed to.

Mr. Sutton moved—

“ That the Chairman do report progress, and ask for leave to sit again on next sitting day.”

Agreed to.

The Chairman reported progress, and asked leave to sit again next sitting day.”

Leave granted.

Lieut.-Colonel Lambert moved—

“ That No. 2 of Standing Rules and Orders be suspended.”

Mr. Sutton seconded the motion.

Motion agreed to.

Lieut.-Colonel Lambert moved—

“ That Monday next be made a sitting day.”

Mr. Sutton seconded the motion.

Motion agreed to.

Lieut.-Colonel Lambert moved—

“ That the Council do adjourn until Monday, 10th instant, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

MONDAY, JUNE 10, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Kinross gave notice—

“That he will move in Committee of Supply that the Superintendent be requested to place a sufficient sum on the Estimates for a punt on the Wairoa ferry.

Mr. Sutton to move on next sitting day—

“That whereas it is expedient that licenses issued under the authority of the ‘Wholesale Spirits License Act, 1871,’ should terminate on 31st December in each year, the Provincial Treasurer is authorised to issue licenses to persons already licensed, upon payment to him of such fractional part of £10 as may be due from the expiring of the present licenses, to December 31, 1872.”

Mr. Ormond to move on next sitting day—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Police Act, 1872.’”

Mr. Ormond to move on next sitting day—

“That it is advisable to let the reserve known as the Market Reserve, situate in Hastings, Emerson, and Tennyson-streets.”

Mr. Bridge to ask—

“His Honor the Superintendent to place on the table a return of the Road Boards that have availed themselves of the sums allotted to each out of the £1200 grant by the General Government, and whether it is the intention of the General Government to advance a similar sum for the year ending June, 1873.”

Mr. Russell’s motions were postponed until after the Orders of the Day were disposed of.

Mr. Johnston, pursuant to notice, moved—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Sheep Act.’”

Mr. Dolbel seconded the motion.

Motion agreed to.

Mr. Johnston moved—

“That the Bill be read a first time.”

Mr. Bridge seconded the motion.

Motion agreed to.

Mr. Johnston moved—

“That the Bill be printed.”

Mr. Bridge seconded the motion.

Motion agreed to.

Mr. Johnston to move on Thursday, the 13th inst.—

“That the ‘Hawke’s Bay Sheep Amendment Act, 1872,’ be read a second time.”

Lieut.-Colonel Lambert, pursuant to notice, moved—

“That His Honor the Superintendent will cause to be laid before the Council a return shewing the number of dogs

registered, with the names of their owners, since the last meeting of the Council."

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel, pursuant to notice, moved--

"That His Honor the Superintendent request the Provincial Engineer to survey a practical line for a dray road from Wharerangi Valley to Petane."

Mr. Maney seconded the motion.

His Honor the Superintendent said he would comply with the request as far as possible.

Mr. Sutton, in moving the motion in reference to the District Court, moved--

"That the motion be considered in Committee of the whole House."

Mr. Maney seconded the motion.

Motion agreed to, and Council went into Committee accordingly. The Chairman reported progress.

The Council went into Committee on Deferred Payment Land Resolution.

On the motion of Mr. Ormond, the consideration of clause 9 was postponed.

Mr. Colenso moved--

"That in clause 11 the words "30 days" be expunged, and the words "3 calendar months" be inserted.

Agreed to.

Mr. Ormond moved--

"That in clause 17, in the last line but two, the words "regulating aforesaid" be struck out, and the words "Waste Land Regulation Act, 1868," be inserted.

Agreed to.

Mr. Colenso moved--

"That in sub-section 3, of conditions of endowment on license to occupy, the words "30 days" be struck out, and the words "3 calendar months" inserted, and that in form C all the words after "annexed," in 7th and 8th lines, be struck out, and in form D the last line be struck out."

Agreed to.

Mr. Ormond moved--

"That the Chairman report progress, and ask for leave to sit again next sitting day."

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond moved--

"That the Council do adjourn until half-past seven o'clock."

Mr. Sutton seconded the motion.

Motion agreed to.

The Council met pursuant to adjournment.

The Council went into Committee of Supply.

Insurance on Government Buildings .....	86	0	0
Materials for Prison Labor, &c. ....	20	0	0
Expenses Weights and Measures.....	5	0	0
Miscellaneous Contingencies.....	300	0	0
Subsidy to Line of Coaches .....	100	0	0

Mr. Kennedy moved that this item be struck out.

On a division being called for, the Council divided.

<p>Ayes—6.</p> <p>Messrs. Colenso Rhodes Russell Kennedy Dolbel Sutton</p>	<p>Noes—9.</p> <p>Messrs. Kinross Routledge Johnston Bridge A'Deane Lambert Ormond Buchanan Tanner</p>
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Motion negatived.

Mr. Sutton moved—

“That the item subsidy to line of coaches be reduced to £50.”

On a division being called for, the Committee divided.

<p>Ayes—7.</p> <p>Messrs. Colenso Rhodes Russell Kennedy Buchanan Dolbel Sutton</p>	<p>Noes—8.</p> <p>Messrs. Kinross Routledge Ormond Lambert A'Deane Tanner Bridge Johnston</p>
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Motion negatived.

Subsidy to Line of Coaches.....	100	0	0
Grant for settling Land Claims at Hampden .....	150	0	0
Compensation for use of Land for Road near Havelock.....	20	0	0
Athenæum .....	100	0	0
Botanical Gardens.....	200	0	0
Compensation to Matthew Hill for Land taken for road .....	10	0	0
To complete purchase of Land at Waitangi .....	150	0	0
Grant in Aid of Education Fund.....	1100	0	0
Grant in aid of Acclimatization Society .....	200	0	0
Government Offices, Firewood, &c. ....	50	0	0
Bonus to Ferry at Waihua, at £25 per annum ...	25	0	0
Bonus to Ferry at Waikari at £10 per annum ...	10	0	0
Bonus to Ferry at Mohaka, at £25 per annum ...	25	0	0
Bonus to Ferry at Wairoa, at £20 per annum ...	20	0	0
Gratuity to Mr. Peacock for work and expenses collecting Immigration Promissory Notes	25	0	0
	2746	0	0

#### 8.—PUBLIC WORKS AND UNDERTAKINGS—

Maintenance of Public Buildings.....	200	0	0
Maintenance of Public Fences .....	20	0	0
Maintenance of Pumps and Wells .....	30	0	0
Maintenance of grounds around Public Offices ...	20	0	0
Hospital addition .....	100	0	0
Strengthening Cells in Gaol .....	100	0	0
Tank for Gaol .....	15	0	0
Shifting Lights for entering Harbor at night .....	50	0	0
Recovering and Renewing Moorings .....	300	0	0
Erection Building and purchase Light for Napier Bluff.....	300	0	0
Maintenance Light for year .....	100	0	0
Clearing and improving Mangaone River .....	120	0	0
	1355	0	0

Mr. Ormond moved—

“That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Russell's motions were, by permission of the Council, ordered to be placed upon the notice paper of the 11th inst.

Mr. Ormond moved—

“That the Council do adjourn until next sitting day, Tuesday, 11th instant, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

TUESDAY, JUNE 11, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Lee, Routledge, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Colenso presented a Petition from Mr. P. Dolbel praying that his losses, owing to the Hau Hau raids, be considered, and moved it be read.

Mr. Maney seconded the motion.

Agreed to, and Petition read.

Mr. Colenso moved—

“That the Petition be received.”

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Colenso moved—

“That the Petition be printed.”

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Colenso to move on next sitting day—

“That a Select Committee be appointed to consider and report upon the Petition of Philip Dolbel, to consist of Messrs. Rhodes, Tiffen, Tanner, Kennedy, Maney, and the mover.”

Mr. Colenso to move in Committee of Supply—

“That His Honor the Superintendent be requested to place on the Estimates the sum of £100 (one hundred pounds) as a grant in aid towards making a road from the river Tuki Tuki to the Tarawera District.”

Mr. Lee to move on next sitting day—

“That His Honor the Superintendent be requested to obtain a report by Mr. Bold as to the practicability of a good dray road between Petane and Wairoa, in lieu of the present track.”

Mr. Tiffen to move on next sitting day—

“That a Select Committee be appointed to take evidence and to report as to the practicability of a line of road for wheel traffic from Napier to Taupo plains via Wharerangi, Pukititiri, and the Ripia Valley. Such committee to consist of Messrs. Buchanan, Dolbel, Tanner, Maney, and the mover.”



Mr. Sutton, pursuant to notice, moved—

“That whereas it is expedient that licenses issued under the authority of the ‘Wholesale Spirits License Act, 1871,’ should terminate on 31st December in each year, the Provincial Treasurer is authorised to issue licenses to persons already licensed, upon payment to him of such fractional part of £10 as may be due from the expiring of the present licenses, to December 31, 1872.”

Mr. Lee seconded the motion.

Motion agreed to.

Mr. Ormond, pursuant to notice, moved—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Police Act, 1863.’”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Act be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Bill be printed.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond to move on Thursday, the 13th inst.—

“That the ‘Hawke’s Bay Police Amendment Act’ be read a second time.”

Mr. Ormond, pursuant to notice, moved—

“That it is advisable to let the reserve known as the Market Reserve, situate in Hastings, Emerson, and Tennyson-streets.”

Mr. Lee seconded the motion.

Mr. Sutton moved—

“That the following words be added:—‘Provided the revenue accruing therefrom be vested in the Town Board or Corporation, should such be established in Napier.’”

This was negatived, and, on the original motion being put, a division was called for.

Ayes—9.		Noes—8.
Messrs. Dolbel		Messrs. Tiffen
Russell		Kennedy
Ormond		Kinross
Tanner		Lee
Rhodes		Routledge
A’Deane		Bridge
Johnston		Sutton
Lambert		Maney
Colenso		

Motion agreed to.

Mr. Bridge, pursuant to notice, asked—

“His Honor the Superintendent to place on the table a return of the Road Boards that have availed themselves of the sums allotted to each out of the £1200 grant by the General Government, and whether it is the intention of the General Government to advance a similar sum for the year ending June, 1873.”

His Honor the Superintendent replied that the return would be laid upon the table.

Mr. Russell, pursuant to notice, moved—

“ That the assessments of the runs situated in the Patoka district be appropriated, for the next year, to the part recovery of the amount of £400, voted in 1868 by the Council in its resolution on the Loan Amendment Act, for the purpose of compensating the owners and making the road from Puketapu to Patoka by the Taupo road; and that any deficiency afterwards remaining be taken from the land fund (if any accrue) from that district, until it is wholly recovered.”

Mr. Maney seconded the motion.

Motion negatived.

Mr. Russell, pursuant to notice, moved—

“ That this Council authorise His Honor the Superintendent to appropriate a sum of money out of the Toll-gate funds to metal about 70 chains of the road from Taradale towards the Waiohiki pah.”

Mr. Maney seconded the motion.

Mr. Dolbel moved, as an amendment—

“ That the following words be added:—‘ And also £50 to make permanant work on the Taipo road.’”

This motion was withdrawn, and, by permission of the Council, Mr. Russell added the words “ Puketapu by Redclyffe,” and struck out the words “ the Waiohiki pah.”

On the amended motion being put, a division was called for, and the Council divided.

Ayes—11.	Noes—5.
Messrs. Lambert	Messrs. Tiffen
Colenso	Tanner
Rhodes	Kennedy
Routledge	Sutton
Russell	Lee
Johnston	
Bridge	
Dolbel	
Ormond	
Kinross	
Maney	

Motion, as amended by Mr. Russell, agreed to.

Mr. Routledge asked—

“ For leave to postpone the second reading of the ‘ Harbor Bridge Bill, 1872,’ till next sitting day.

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Sutton, pursuant to notice, moved—

“ That the ‘ Wholesale Dealers Licensing Act,’ be read a second time ”

Mr. Kinross, *pro forma*, seconded the motion.

Mr. Rhodes moved—

“ That the Council do adjourn until half-past seven o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

Mr. Sutton moved—

“ That the ‘ Wholesale Dealers Licensing Act’ be read a second time.”

Agreed to.

Mr. Sutton moved—

“That the Council do go into Committee on the Act.”

Mr. Kennedy seconded the motion.

Agreed to.

The Council went into Committee on the “Wholesale Dealers Licensing Act, 1872.”

Mr. Sutton moved—

“That the following be inserted as clause 1, in lieu of clause 1, and that the Schedule be struck out:—‘That all words in clause 1 in the Wholesale Spirits Dealers Licensing Act, 1871, after the words Hawke’s Bay, in the 10th line, be repealed.’”

Agreed to.

Mr. Sutton moved—

“That the Chairman report progress and the Bill as amended.”

Agreed to.

The Chairman reported progress, and handed the Bill as amended to the Speaker.

Mr. Sutton to move on Thursday next—

“That the ‘Wholesale Dealers Licensing Act, 1872,’ be read a third time.”

Mr. Ormond asked—

“For permission to postpone going into Committee on the Special Settlement resolution until next sitting day.”

Agreed to.

The Council went into Committee of Supply.

The Chairman put the first item for consideration.

Main Road Havelock to Waipukurau.....	2500	0	0
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Mr. Tiffen moved—

“That main road Havelock to Waipukurau, £2000, be substituted.”

Mr. A’Deane moved as a further amendment—

“That main road Havelock to Waipukurau £2200; Waipukurau to Southern Boundary of Province £300.”

Agreed to.

Te Aute Road to 70-Mile Bush .....	300	0	0
Louisa Creek to Hampden .....	300	0	0
Grant in aid of Wallingford Bridge.....	600	0	0
Napier to Pohui .....	200	0	0
Oero Road .....	100	0	0
Patoka to Mangaone, by Pakiaka .....	100	0	0
Road by Peka Peka to Pukititiri .....	500	0	0
Petane to Wairoa .....	150	0	0
Inland Track—Wairoa to Waihua .....	100	0	0
Road Overseers .....	250	0	0
Road Contingencies .....	200	0	0
Roads to give access to Bush Lands to be sold on deferred payments .....	300	0	0
Grant in aid of Roads and Road Boards.....	400	0	0
Town Roads .....	200	0	0
Waitaha Bridge .....	130	0	0

On the motion of Mr. Maney—

Grant in aid Papakura Block to Ohiti .....	100	0	0
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Was passed.

On the motion of Mr. Kinross—

Ferry Punt, Wairoa River.....	190	0	0
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Was passed.

Mr. Ormond moved—

“That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Dolbel to move in Committee of Supply—

“That His Honor the Superintendent be requested to place a sufficient sum on the Estimates to build and fit a ferry punt for the Mohaka crossing.”

Mr. Routledge to move in Committee of Supply—

“That the Superintendent be requested to place upon the Estimates the sum of £30 for the erection of a lock-up at the Spit.”

Mr. Routledge moved—

“That the Council do adjourn until next sitting day, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

WEDNESDAY JUNE 12, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Colenso, Rhodes, Bridge, Johnston, Dolbel, Kennedy, Kinross, Tiffen, Sutton, Lee, Routledge, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Dolbel presented a Petition from the natives of Tongoio, having reference to the fencing off of a certain road, and moved it be read.

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel moved—

“That the Petition be received.”

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel moved—

“That the Petition be printed.”

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel to move on Friday—

“That this Council do resolve itself into a Committee of the whole House to consider the Petition of the Tongoio and Arapawanui natives.

His Honor the Superintendent laid the following papers on the table:—

“Education Return, showing names of persons unable to pay the rate.”

“Return of Dogs Registered.”

Mr. Dolbel to move on next sitting day—

“To ask His Honor the Superintendent if any steps have been taken towards carrying out the resolution passed last session, by the Provincial Council, in reference to that

block of land for special settlement on the North bank of the Mohaka river."

Mr. Ormond to move on next sitting day—

"Whereas the 'Provincial Audit Act, 1866,' provides that unless an address to the Superintendent be sent to the Council, a recommendation to grant a sum of money sufficient to meet the unauthorised expenditure shall be passed by an absolute majority of the entire number of the members of the Provincial Council. The Provincial Auditor shall commence suits in the Supreme Court to recover the penalties recoverable under the said Act, for signing and issuing special orders for the issue of money without appropriation: And whereas it is necessary to release the Superintendent from the penalties to which he is liable for such unauthorised expenditure; the Council requests the Superintendent to submit to the Council a recommendation to grant a sum of money sufficient to meet the said unauthorised expenditure."

Mr. Ormond to move on next sitting day—

"That the Superintendent requests the Provincial Council to grant the sum of six hundred and fifty-six pounds fifteen shillings and eleven pence, to meet the unauthorised expenditure from the 1st May, 1871, to the 31st May, 1872, the same unauthorised expenditure having been incurred on account of the services hereinafter mentioned:—

	£	s.	d.
Ngaruroro and Petane Bridges .....	32	3	0
Superintendent's Department .....	24	3	4
Napier Athenæum .....	50	0	0
Grant to Capt. Carter .....	100	0	0
Dog Registration .....	12	0	0
General Printing and Advertising .....	90	17	3
Provincial Council .....	269	5	0
Coroners' Contingencies.....	5	0	0
Returning Officer's Department.....	73	7	4

£656 15 11

Mr. Ormond to move on next sitting day—

"For leave to bring in a Credit Act, 1872."

Mr. Kennedy to ask on next sitting day—

"Whether it is the intention of the Superintendent to lease the reserve between Tennyson, Hastings, and Emerson-streets, and, if so, whether it is the intention that it should be subdivided and leased by auction."

Mr. Colenso, pursuant to notice, moved—

"That a Select Committee be appointed to consider and report upon the Petition of Philip Dolbel, to consist of Messrs. Rhodes, Tiffen, Tanner, Kennedy, Maney, and the mover. Report to be brought up on next sitting day after Friday, 14th inst."

Mr. Russell seconded the motion.

Motion agreed to.

Mr. Tiffen, pursuant to notice, moved—

"That a Select Committee be appointed to take evidence and to report as to the practicability of a line of road for wheel traffic from Napier to Taupo plains via Wharerangi, Pukititiri, and the Ripia Valley. Such committee to consist of Messrs. Buchanan, Dolbel, Tanner, Maney, and the mover."

Mr. Routledge seconded the motion.

Motion agreed to.

Mr. Lee, pursuant to notice, moved—

“That His Honor the Superintendent be requested to obtain a report by Mr. Bold as to the practicability of a good dray road between Petane and Wairoa, in lieu of the present track.” Omitting, by permission of the Council, the words “Mr. Bold.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Russell, pursuant to notice, moved—

“That the ‘Te Aute Road Toll-gate Bill’ be read a second time.”

Mr. Sutton seconded the motion.

Mr. A’Deane moved as an amendment—

“That the ‘Te Aute Road Toll-gate Act, 1872,’ be read a second time this day six months.”

Lieut.-Colonel Lambert seconded the amendment.

On a division being called for, the Council divided.

Ayes—10.		Noes—4.
Messrs. Ormond		Messrs. Russell
A’Deane		Sutton
Lambert		Kennedy
Johnston		Lee
Bridge		
Rhodes		
Colenso		
Dolbel		
Kinross		
Routledge		

Amendment agreed to.

Mr. Routledge, pursuant to notice, moved—

“That the ‘Napier Harbor Bridge Bill’ be read a second time.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Rhodes moved—

“That the Council do adjourn until half-past seven o’clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

Mr. Ormond moved—

“That Mr. Routledge’s motion on the Harbor Bridge Bill be considered presently.”

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That Mr. A’Deane be elected Chairman of Committees for this evening.”

Mr. Colenso seconded the motion.

Motion agreed to.

Council went into Committee on resolution for sale of land on deferred payments and special settlements.

Mr. Ormond moved—

“That in clause 9, in the 4th, 5th, 6th, and 7th lines, the following words be struck out:—‘The sum deposited with Resident Magistrate shall be forfeited and paid into the

Public Account, and shall form part of the Consolidated Revenue of the Colony and;" and all the words after decision in the 12th line be struck out."

Agreed to.

Mr. Buchanan moved—

"That sub-section 2 of clause 4 be recommitted."

Agreed to.

Mr. Buchanan moved—

"That the following words be added to sub-section 2 of clause 4:—' Provided that the Blocks shall be as far as possible of a rectangular shape, the circumscribing lines of which shall be directed to the cardinal point of the compass.'"

Agreed to.

Mr. Ormond moved—

"That the Chairman report the resolution to the Speaker."

Agreed to.

The Chairman reported the Resolution to the Speaker.

Mr. Ormond moved—

"That the Resolution be adopted."

Mr. Routledge seconded the motion.

The Resolution was agreed to unanimously.

The Council went into Committee of Supply on the Special Estimates.

On the motion of Mr. Ormond, the consideration of the items under the head of Sheep Department were postponed until after the second reading of the Sheep Act Amendment Act.

*Education—*

Capitation Money for Scholars .....	£1000	0	0
Bonus to Teachers .....	650	0	0
Inspector of Schools .....	100	0	0
Grant in aid of Buildings .....	300	0	0
Books and Maps for Schools .....	100	0	0
Expense of Collecting Rate .....	50	0	0
Total.....	£2200	0	0

His Honor the Superintendent placed the following items on the Estimates:—

Road Tuki Tuki to Tarawera District .....	£100	0	0
Ferry Punt at Mohaka .....	120	0	0
Lock-up, Spit.....	30	0	0

Mr. Ormond moved—

"That the Chairman report the Estimates, and ask for leave to sit again next sitting day on Special Estimates."

Agreed to.

The Chairman reported the Estimates to the Speaker, and asked for leave to sit again next sitting day on Special Estimates.

Leave granted.

The Council went into Committee on the Harbour Bridge Bill, when the following alterations were made:—

"In the 1st clause, in the second line, the words 'River Tutae-kuri' were struck out, and the words 'Inner Harbour' inserted. In the 2nd line, after the word 'connect,' the words 'the Battery Point' were inserted, and the words 'Gough Island' were struck out; and, in the 4th and 5th lines, the following words were struck out:—'River where it flows into the Harbor of Napier, and the word 'Inner' was inserted."

“ In clause 2, in the blank in the 3rd line, the words ‘ Provincial Engineer ’ were inserted.”

Clause 3 was postponed.

“ In clause 5 the words ‘ or evading ’ were struck out.”

Clauses 6 and 7 were postponed.

Mr. Routledge moved—

“ That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond moved—

“ That the Council do adjourn until next sitting day, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

THURSDAY, JUNE 13, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A 'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Kennedy presented a Petition from 48 inhabitants of Napier, praying that the Resolution passed requesting the Superintendent to deal with the Reserve known as Market Reserve be reconsidered, and moved it be read.

Mr. Routledge seconded the motion.

Motion agreed to.

Mr. Kennedy moved—

“ That the Petition be received.”

Mr. Routledge seconded the motion.

Mr. Colenso, in opposing the motion, used the phrase “ no gentlemanly member would take the course pursued.”

Mr. Kennedy moved—

“ That these words be taken down,” which was done by the Clerk accordingly.

The Council adjourned for half-an-hour.

The discussion of the debate was resumed by Mr. Colenso, expressing the following remarks:—“ In rising to the question of privilege I have to say that the words I used in the warmth of the debate, if unparliamentary, I withdraw heartily,” which were accepted by the Council.



On Mr. Kennedy's motion, "that the Petition be received," being put, a division was called for, and the Council divided.

<p>Ayes—11.</p> <p>Messrs. A'Deane Maney Rhodes Kinross Tiffen Kennedy Lee Routledge Sutton Ormond Johnston</p>	<p>Noes—6.</p> <p>Messrs. Dolbel Colenso Bridge Tanuer Russell Lambert</p>
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Petition received.

Mr. Colenso to ask—

"His Honor the Superintendent whether any steps were taken during the last sitting of the General Assembly relative to the great necessity of our repossessing the right to lay off roads to various sections in the several country districts."

Mr. Sutton to move on next sitting day—

"For leave to introduce a Bill authorising the Superintendent to convey to trustees, for the purpose of public recreation, that portion of the Town of Napier, known as Clive Square."

Mr. Dolbel, pursuant to notice, moved—

"To ask His Honor the Superintendent if any steps have been taken towards carrying out the resolution passed last session, by the Provincial Council, in reference to that block of land for special settlement on the North bank of the Mohaka river."

His Honor the Superintendent, in reply, stated that he had communicated with the General Government on this matter, and, on enquiry, found that the land required to form the settlement was required by the natives for their own wants.

Mr. Ormond, pursuant to notice, moved—

"Whereas the 'Provincial Audit Act, 1866,' provides that unless an address to the Superintendent be sent to the Council, a recommendation to grant a sum of money sufficient to meet the unauthorised expenditure shall be passed by an absolute majority of the entire number of the members of the Provincial Council. The Provincial Auditor shall commence suits in the Supreme Court to recover the penalties recoverable under the said Act, for signing and issuing special orders for the issue of money without appropriation: And whereas it is necessary to release the Superintendent from the penalties to which he is liable for such unauthorised expenditure; the Council requests the Superintendent to submit to the Council a recommendation to grant a sum of money sufficient to meet the said unauthorised expenditure."

Mr. Sutton seconded the motion.

Motion agreed to, and Resolution carried by an absolute majority of the members of the Provincial Council.

Mr. Ormond, pursuant to notice, moved—

"That the Superintendent requests the Provincial Council to grant the sum of six hundred and fifty-six pounds fifteen shillings and eleven pence, to meet the unauthorised ex-

penditure from the 1st May, 1871, to the 31st May, 1872, the same unauthorised expenditure having been incurred on account of the services hereinafter mentioned :—

	£	s.	d.
Ngaruroro and Petane Bridges ... ..	32	3	0
Superintendent's Department .....	24	3	4
Napier Athenæum .....	50	0	0
Grant to Capt. Carter .....	100	0	0
Dog Registration .....	12	0	0
General Printing and Advertising ... ..	90	17	3
Provincial Council.....	269	5	0
Coroners' Contingencies.....	5	0	0
Returning Officer's Department.....	73	7	4
	<hr/>		
	£656	15	11

Mr. Sutton seconded the motion.

Resolution agreed to by an absolute majority of the members of the Provincial Council.

Mr. Ormond, pursuant to notice, moved—

“ For leave to bring in a Credit Act, 1872.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“ That the Bill be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond to move on next sitting day—

“ That the ‘ Credit Act, 1872,’ be read a second time.”

Mr. Kennedy, pursuant to notice, asked—

“ Whether it is the intention of the Superintendent to lease the reserve between Tennyson, Hastings, and Emerson-streets, and, if so, whether it is the intention that it should be subdivided and leased by auction.”

His Honor the Superintendent, in reply, stated that he should take the Resolution passed by the Council as requesting him to lease the reserve. He would certainly not lease it as a whole, but would subdivide it; and it was his intention to lease it by auction.

Mr. Kennedy to move on next sitting day—

“ That this Council do hereby rescind the Resolution passed to enable the Superintendent to lease the Reserve situated between Tennyson, Emerson, and Hastings-streets.”

Mr. Tiffen asked—

“ For leave to postpone the second reading of the ‘ Meanee Toll-gate Act, 1872,’ until next sitting day.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Johnston, pursuant to notice, moved—

“ That the ‘ Hawke's Bay Sheep Amendment Act, 1872,’ be read a second time.”

Mr. Maney seconded the motion.

Mr. Kinross moved—

“ That the Council do adjourn until half-past seven o'clock.”

Mr. Routledge seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

Mr. Tanner moved—

“That the ‘Hawke’s Bay Sheep Amendment Act, 1872,’ be read this day six months.”

Mr. Tiffen seconded the motion.

Motion agreed to.

Mr. Ormond, pursuant to notice, moved—

“That the ‘Hawke’s Bay Police Amendment Act’ be read a second time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Council do go into Committee on the Bill.”

Mr. Routledge seconded the motion.

Motion agreed to, and Council went into Committee accordingly.

Mr. Ormond moved—

“That the following be added to sub-section 2, clause 1:—  
‘Without having first obtained the permission of the Superintendent or Inspector of Police.’”

Agreed to.

Mr. Ormond moved—

“That the following be added to sub-section 3, clause 1:—  
‘Or suburbs situate in Scinde Island.’”

Agreed to.

Mr. Ormond moved—

“That the Chairman report the Bill as amended.”

The Chairman reported progress, and handed the Bill as amended to the Speaker.

Mr. Ormond to move on next sitting day—

“That the ‘Police Act, 1872,’ be read a third time.”

Mr. Sutton moved—

“That the ‘Wholesale Spirit Dealers License Act’ be re-committed.”

Agreed to.

Mr. Sutton moved—

“That the following be inserted in clauses 1 and 2:—‘The first clause of the said Act shall be read and construed as if the concluding words of the said clause, viz., ‘and shall continue in force for the term of one year from the date thereof,’ were expunged therefrom. ‘2. Short Title—Wholesale Dealers Licenses Act Amendment Act, 1872.’”

Mr. Sutton moved—

“That the Chairman report the Bill as amended.”

Agreed to.

The Chairman reported the Bill, and handed it, as amended, to the Speaker.

Mr. Sutton moved—

“That the ‘Wholesale Spirits Dealers License Act’ be read a third time.”

Mr. Routledge seconded the motion.

Motion agreed to; Act read a third time, and passed.

The Council went into Committee on the Special Estimates.

*Sheep Department—*

Inspector	...	...	...	...	£300	0	0
Assistant Inspector	...	...	...	...	200	0	0
Second Assistant Inspector	...	...	...	...	150	0	0
Contingencies—Dipping Expenses, &c.	...	...	...	...	120	0	0
Wages Shepherd at Boundary	...	...	...	...	90	0	0
Hut for Shepherd at Boundary	...	...	...	...	20	0	0
Total	...	...	...	...	£880	0	0

Mr. Ormond moved—

“ That the Chairman report the Estimates to the Speaker.”

Agreed to.

The Council went into Committee on the Harbour Bridge Bill.

Mr. Routledge moved—

“ That in clause 10, in the blank in the second line, No. 8 be inserted.”

Agreed to.

Mr. Routledge moved—

“ That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Sutton moved—

“ That the Council do adjourn until next sitting day, at 3 o'clock.”

Motion agreed to, and Council adjourned accordingly.

FRIDAY, JUNE 14, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Routledge, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Sutton presented a Petition from 104 residents in Napier, in reference to the Clive Square, and moved it be read.

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“ That the Petition be printed.”

Mr. Lee seconded the motion.

Motion negatived.

Mr. Dolbel to ask on next sitting day—

“ His Honor the Superintendent whether, in his opinion with a view to a settlement being formed at Mohaka, it would not be desirable to purchase the land from the natives for special settlement, according to the resolutions passed by the Provincial Council last session, and that the money should be placed at interest for the benefit of the native proprietors of the said block of land, the said interest to be

paid yearly to them ; if such is His Honor's opinion, that he will be good enough to inform the General Government of the same."

Mr. Dolbel, pursuant to notice, moved—

" That this Council do resolve itself into a Committee of the whole House to consider the Petition of the Tongoio and Arapawanui natives.

Mr. Maney seconded the motion.

Motion agreed to.

The Chairman reported progress.

Mr. Ormond moved—

" That No. 27 of Standing Rules and Orders be suspended.

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

" For leave to bring in an Appropriation Act."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

" That the ' Appropriation Act ' be read a first time."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond to move on next sitting day—

" That the ' Appropriation Act ' be read a second time."

Mr. Ormond moved—

" That No. 2 of Standing Rules and Orders be suspended."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

" That Saturday, the 15th inst., be made a sitting day."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Colenso, pursuant to notice, asked—

" His Honor the Superintendent whether any steps were taken during the last sitting of the General Assembly relative to the great necessity of our repossessing the right to lay off roads to various sections in the several country districts."

His Honor the Superintendent, in reply, stated that he had got an Act passed through the House of Representatives giving effect to the Resolution, but it was disallowed in the Upper House.

Mr. Sutton, pursuant to notice, moved—

" For leave to introduce a Bill authorising the Superintendent to convey to trustees, for the purpose of public recreation, that portion of the Town of Napier, known as Clive Square."

Mr. Kennedy seconded the motion.

On a division being called for, the Committee divided.

<p>Ayes—9.</p> <p>Messrs. Maney Johnston Bridge Russell Rhodes Sutton Kennedy Kinross Ormond</p>	<p>Noes—6.</p> <p>Messrs. Lambert A'Deane Tanner Lee Colenso Dolbel</p>
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Agreed to.

Mr. Sutton moved—

“That the Bill be read a first time.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the Bill be printed.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Sutton to move on next sitting day—

“That the Bill be read a second time.”

Mr. Kennedy, pursuant to notice, asked—

“That this Council do hereby rescind the Resolution passed to enable the Superintendent to lease the Reserve situated between Tennyson, Emerson, and Hastings-streets.”

Mr. Sutton seconded the motion.

On a division being called for, the Council divided.

<p>Ayes—5.</p> <p>Messrs. Sutton Kinross Tiffen Lee Kennedy</p>	<p>Noes—10.</p> <p>Messrs. Lambert Russell Ormond A'Deane Tanner Johnston Colenso Dolbel Rhodes Bridge</p>
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Motion negatived.

Mr. Ormond, pursuant to notice, moved—

“That the ‘Credit Act, 1872,’ be read a second time.”

Mr. Sutton seconded the motion.

Agreed to.

Mr. Ormond moved—

“That the Council go into Committee on the Bill.”

Mr. Sutton seconded the motion.

Agreed to.

The Council went into Committee on the “Credit Act, 1872.”

Mr. Ormond moved—

“That the Chairman report the Bill.”

Agreed to.

The Chairman reported the Bill, and handed it to the Speaker.

Mr. Ormond to move on next sitting day—

“That the ‘Credit Act, 1872,’ be read a third time.”

Mr. Colenso moved—

“That the ‘Police Act Amendment Act’ be recommitted.

Lieut.-Colonel Lambert seconded the motion.

Motion agreed to.

The Council went into Committee on the “Police Amendment Bill.”

Mr. Colenso moved—

“That the following be inserted after sub-section 2, of clause 1:—‘Every person who shall sweep, cast, throw, or deposit any refuse, papers, decayed fruit, or vegetables, or other light rubbish, or sweepings from their shops, stores, or houses into any street or public thoroughfare in the Town of Napier.

Agreed to.

The Chairman reported progress, and handed the Bill as amended to the Speaker.

Mr. Ormond to move on next sitting day—

“That the ‘Police Act Amendment Act, 1872,’ be read a third time.”

Mr. Sutton to ask on next sitting day—

“The Superintendent whether the rent reserved in the ‘Race-course Act, 1866,’ has been paid to the Provincial Government; if not, what amount is due up to present date.”

Mr. Tiffen, pursuant to notice, moved—

“That the ‘Meanee Toll-gate Act, 1872,’ be read a second time.”

Mr. Dolbel seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Council do adjourn until half-past seven o’clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

The Council went into Committee on the ‘Meanee Toll-gate Act, 1872,’ when the following amendments and additions were made:—

The following were inserted, and numbered as clauses 2, 3, and 4:—

II. The Superintendent may take up on the security provided in the next clause to this Act such sum or sums not exceeding £2500 at a rate of interest not exceeding £8 per centum per annum and apply the same for the purpose of constructing a Road leading from Napier to Taradale.

III. The repayment of such sum of £2500 and the interest thereof shall be a first charge upon the tolls to be raised by virtue of this Act.

IV. The Superintendent may issue debentures for sums of £25 and upwards and this shall be in the form contained in Schedule B to this Act. The interest on the said debentures shall be paid half-yearly at the Provincial Treasury Napier.

And the subsequent clauses were numbered in rotation.

Clause 13 was struck out, and the following inserted as clause 16:—

XVI. All tolls or monies to be received by this Act shall after deducting the costs of collection be applied first in paying the interest on the said debentures secondly in maintenance and repairs of the said

Road and the balance may be applied in paying off the Loan to be raised by virtue of this Act either by purchasing debentures or otherwise as the Superintendent shall direct.

And clause 14 was No. 17.

The following was added as Schedule B:—

SCHEDULE B.

FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

MEANEE TOLL-GATE ACT 1872.

This Debenture entitles the bearer to £            sterling which with interest thereon at the rate of            pounds per centum per annum is hereby secured upon the Tolls referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the            day of            and the            day of            in every year such principal money being payable at            aforesaid on the            day of

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "The Meanee Toll-gate Act 1872."

Dated this            day of

Superintendent.

Mr. Tiffen moved—

"That the Chairman report the Bill."

Agreed to.

The Chairman reported, and handed the Bill, as amended, to the Speaker.

Mr. Tiffen to move on next sitting day—

"That the 'Meanee Toll-gate Act, 1872,' be read a third time."

The Council went into Committee on the "Port Ahuriri Harbor Bridge Bill, when the following amendments and alterations were made:—

"In the Preamble, the first six lines to the word 'Whereas,' were struck out; in the 7th line, the words 'over the river Tutaekuri' were struck out, and the words 'in the Inner Harbor of Napier' inserted; and, in the 10th line, the words 'Public Revenue of the Province' were struck out, and the words 'tolls to be raised under this Act' inserted."

Agreed to.

Clause 6 was struck out.

Clauses 14, 15, 16, 17, were struck out."

The 4th and 5th lines, in clause 18, were struck out, and the following added:—"And thereout in the first instance the interest on the debentures to be raised as aforesaid shall be paid the balance after retaining such sum as the Superintendent shall from time to time think necessary to be applied for keeping the said Bridge in repair shall be applied by the direction of the Superintendent in paying off the Loan authorised to be raised by this Act either by purchase of debentures or in such other mode as the Superintendent shall think expedient, and numbered clause 13."

Clause 19 was numbered 14, and the words "Western Spit Bridge" struck out, and "Port Ahuriri Bridge" inserted.

In the Schedule, "toll" was struck out, and letter "A" inserted,

And for every Sheep, Goat, or Pig... 6d changed to 1d

And for every Vehicle drawn by bullocks ... .. 2s 6d changed to 3s 6d

And for every Vehicle drawn by 1 horse ... .. 2s 6d changed to 1s 6d

And for every Vehicle drawn by 2 horses ... .. 3s changed to 2s

6d added for every additional horse

And Schedule B was added to Bill.



## SCHEDULE B.

## FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

## PORT AHURIRI BRIDGE ACT 1872.

This Debenture entitles the bearer to £        sterling which with interest thereon at the rate of        pounds per centum per annum is hereby secured upon the Tolls referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the        day of        and the        day of        in every year and such principal money being payable at        aforesaid on the        day of

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "The Port Ahuriri Bridge Act 1872."

Dated this        day of

Superintendent.

Mr. Routledge moved—

"That the Chairman report the Bill as amended."

Agreed to.

The Chairman reported the Bill, and handed it, as amended, to the Speaker.

Mr. Routledge to move on next sitting day—

"That the 'Port Ahuriri Harbor Bridge Bill' be read a third time."

Mr. Sutton moved—

"That the Council do adjourn until next sitting day, at 2 o'clock."

Mr. Routledge seconded the motion.

Motion agreed to, and Council adjourned accordingly.

SATURDAY, JUNE 15, 1872.

The Speaker took the chair at 2 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Routledge, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Colenso, pursuant to notice, brought up report of the Select Committee on Mr. Dolbel's petition, and moved it be read.

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Colenso moved—

"That No. 27 of Standing Rules and Orders be suspended."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Colenso moved—

"That the report of the Select Committee on Mr. Dolbel's Petition be considered, after the Orders of the Day are disposed of."

Mr. Ormond seconded the motion.

Motion agreed to.

Mr. Dolbel, pursuant to notice, asked—

“ His Honor the Superintendent whether, in his opinion, with a view to a settlement being formed at Mohaka, it would not be desirable to purchase the land from the natives for special settlement, according to the resolutions passed by the Provincial Council last session, and that the money should be placed at interest for the benefit of the native proprietors of the said block of land, the said interest to be paid yearly to them; if such is His Honor’s opinion, that he will be good enough to inform the General Government of the same.”

His Honor the Superintendent, in reply, stated that he had already partly answered this question the other evening. The Government did not think that the land should be taken out of their (the natives) hands, as it was all they had left.

Mr. Sutton, pursuant to notice, asked—

“ The Superintendent whether the rent reserved in the ‘ Race-course Act, 1866,’ has been paid to the Provincial Government; if not, what amount is due up to the present date.”

His Honor the Superintendent, in reply, stated that the rent had been paid up to Dec. 31, 1871, and was not due again until 30th June inst.

Mr. Sutton, pursuant to notice, moved—

“ That the ‘ Clive Square Bill, 1872,’ be read a second time.”

Mr. Lee seconded the motion.

On a division being called for, the Council divided.

<p>Ayes—11.</p> <p>Messrs. Rhodes Tanner Maney Dolbel Kinross Tiffen Ormond Kennedy Sutton Routledge Lee</p>	<p>Noes—3.</p> <p>Messrs. Lambert A’Deane Coleuso</p>
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The Bill was read a second time, and Council went into Committee on the Bill.

Mr. Sutton moved—

“ That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond, pursuant to notice, moved—

“ That the ‘ Credit Act, 1872,’ be read a third time.”

Mr. Sutton seconded the motion.

Motion agreed to; Act read a third time, and passed.

Mr. Sutton, by permission of the Council, discharged his motion in reference to the Council going into Committee on the Clive Square Bill next sitting day.

Mr. Ormond, pursuant to notice, moved—

“ That the ‘ Appropriation Act ’ be read a second time.”

Mr. Sutton seconded the motion.

Motion agreed to.

The Council went into Committee on the "Appropriation Act, 1872."

The Chairman reported the Bill, and handed it to the Speaker.

Mr. Ormond moved—

"That No. 2 of Standing Rules and Orders be suspended."

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Ormond moved—

"That next Monday be made a sitting day."

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Ormond to move on next sitting day—

"That the 'Appropriation Act' be read a third time."

Mr. Tiffen moved—

"That the 'Meanee Toll-gate Act, 1872,' be read a third time."

Mr. Maney seconded the motion.

Motion agreed to; Act read a third time, and passed.

The Council went into Committee on the "Police Amendment Act, 1872," when, on the advice of the Provincial Solicitor, the following words were struck out of sub-section 2, clause 1:—

"Sweep, cast," in the first line; "refuse paper, decayed fruit, vegetable, or other light" in the second, third, and fourth lines; 'from their shops, stores, or houses' in the 4th and 5th lines, and in the last line the word 'within' be substituted for 'in.'

Agreed to.

Mr. Ormond moved—

"That the Chairman report the Bill."

The Chairman reported the Bill, and handed it, as amended, to the Speaker.

Mr. Ormond moved—

"That the 'Police Amendment Act, 1872,' be read a third time."

Mr. Sutton seconded the motion.

Motion agreed to; Act read a third time, and passed.

Mr. Routledge moved—

"That the 'Port Ahuriri Harbor Bridge Bill, 1872,' be read a third time."

Mr. Kinross seconded the motion.

Motion agreed to; Act read a third time, and passed.

Mr. Colenso moved that his adjourned motion in reference to Mr. Dolbel's Petition be considered on next sitting day.

Agreed to.

Mr. Tiffen brought up report of Select Committee as to the practicability of a line of road for wheel traffic from Napier to Taupo plains *via* Wharerangi, Pukititiri, and the Ripia Valley, such committee consisting of Messrs. Buchanan, Dolbel, Tanner, Maney, and the mover, and moved it be read.

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Tiffen moved—

“That the Report be printed.”

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Tiffen to move on next sitting day—

“The consideration and adoption of report of Select Committee on line of road from Napier to Taupo.”

Mr. Ormond moved—

“That the Council do adjourn until next sitting day, at 2 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

MONDAY, JUNE 17, 1872.

The Speaker took the chair at 2 o'clock.

Present—Messrs. Lambert, Tanner, A 'Deane, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Lee, Routledge, Kinross, Sutton, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Colenso to move on the fourth sitting day after present one, of June 17—

“That, touching the answer of His Honor the Superintendent to Mr. Colenso's question put on the last sitting day of this Council (viz. on the 15th inst.) relating to the sad anomalous position of many freeholders in this Province, who have at present no road whatever to their respective lands, nor any present legal means of getting any road thereto—although the owners of the sheep-runs surrounding those said freeholds received from the Crown a 5 per cent. acreage on all their purchases in trust to allow of Public Roads being subsequently laid off wherever required,

“It is resolved by this Council:—

“That a return be laid on the table of all such 5 per cent. acreages so granted to all owners of runs, showing the individual and total amount of land so granted in trust, and the amount (if any) used or laid off for roads in the respective blocks.

“2. That in those cases where extensive grants have been made in trust for roads, such land not being used or set aside for any such purpose, so leaving a large acreage of Crown Lands in the possession of the runholder, (as where two or three, or more runs adjoin), it be made a resolution of this Council to place, as to total amount of acreage, all such unpurchased and trust lands in one or more blocks in suitable localities for the purpose of special settlement.

“3. That permission be given to the mover of these resolutions to bring in a Bill the better to facilitate and carry out the foregoing resolution.”

Mr. Colenso, pursuant to notice, moved—

“The adoption of the report of Select Committee on Mr. Dolbel's Petition.”

Mr. Bridge seconded the motion *pro forma*.

Motion agreed to.

Mr. Tiffen, pursuant to notice, moved—

“ That the Report of the Select Committee on line of road from Napier to Taupo be considered, and moved that the Council go into Committee on the Report.”

Mr. Maney seconded the motion.

Motion agreed to, and Council went into Committee accordingly, when the following alterations were made:—

“ In sub-section No. 4, of the Preamble, the word ‘ small ’ in first line; in the second line, the words ‘ the only additional work needed to open up ’ were struck out, and the words ‘ necessary for opening the ’ inserted, and, in the last line, the word ‘ to ’ be struck out; and, after the twentieth line, all the remainder of the Report be struck out, and the following inserted:—“ And that the assistance of the General Government be requested in carrying out the necessary works in part of the Main line to Taupo.”

“ 2. That the Council consider it advisable that in place of purchasing private lands for a road along the banks of the Tutaekuri to Peka Peka, the Superintendent take steps to cause a survey of the Glengarry Road, so far as means will allow to open the same, and place a bridge across the Mangaone at Peka Peka.”

Mr. Tiffen moved—

“ That the Chairman report progress.”

Agreed to.

The Chairman reported the Report as amended.

Mr. Tiffen moved—

“ That the Report, as amended, be adopted.”

Mr. Maney seconded the motion.

Motion agreed to, and Report adopted accordingly.

Mr. Ormond, pursuant to notice, moved—

“ That the ‘ Appropriation Act ’ be read a third time.”

Mr. Sutton seconded the motion.

Motion agreed to; Act read a third time, and passed.

His Honor then prorogued the Council.



# Council Paper.

1872.

## FINANCIAL STATEMENT,

MADE BY HIS HONOR THE SUPERINTENDENT.

MR. CHAIRMAN, —

With the concurrence of the committee, I propose to adhere to the course followed last year, and read a statement of the accounts of the province, which will then be laid upon the table and be available for reference.

It will be convenient to deal first with the accounts of the current year, and I will enter into as little detail as possible, as fuller explanations can be given by me to the committee on other occasions. The estimated revenue for the year was £11,712, and the estimated expenditure for the same period was £11,672; this was without either revenue or expenditure on special accounts. You will be glad to hear that the receipts have considerably exceeded the amount estimated, and that whilst the expenditure authorised has been carried into effect in as strict conformity with the votes of the Council as possible, a considerable balance will remain on hand in aid of the revenue for the coming year.

I now lay on the table a comparative statement shewing the estimated revenue to the 30th June, and the amount realised to the 31st May and expected to be received during the present month; also, a comparative return of the expenditure shewing the sums voted and the amount expended to the 31st May, together with the estimated expenditure for the present month. I will not quote the figures, but may state that the accounts will shew at the end of the present financial year a balance on hand of slightly over £7000. This sum, however, will not all be available, as over-payments have been made in error from the Colonial Treasury, which have to be debited to the province, but when this is done there will still remain a balance of £5,400 in the provincial chest on the 30th June.

There are some special items to which I will now make reference. The expenditure under the heading of sheep department has been heavy, owing to the erection of a fence at the boundary of the province to secure, so far as possible, against the introduction of scab into the district. You will remember there was a considerable balance, on the 30th June last, to the credit of the sheep accounts, and this sum, aided by the assessment and

fees received during the year, has provided for the expenditure incurred, leaving the account with a very small sum to its credit on 30th June next. I lay a return showing the receipts and expenditure for the year on the table.

The expenditure on education for the year shows a steady increase in the attendance at the schools, particularly during the last two quarters, and although the Education Rate and endowments have been aided during the year by nearly £600, from grant in aid and last year's balance, the whole has been, or will be, absorbed in providing for the increasing requirements of the public schools. I lay a return of the receipts and expenditure upon the table.

A return of the receipts and expenditure under the Toll Gate Act, for the current year, I now place upon the table; it calls for no special comment.

A return of the sums received during the year on account of promissory notes due by immigrants, I herewith lay before you; although a considerable sum has been recovered, a very large amount still remains unpaid, and in many cases the law will have to be enforced before the amounts due will be paid.

Although not provided for out of provincial funds, the Road Board grants may properly be referred to in a statement of this nature, and I am glad to be able to inform you that the Road Board system is gradually getting into working order throughout the province, and on the whole is being carried out with very satisfactory results.

In my statement of last year, I referred to the settlement of the Wellington debt account under Mr. Curtis's award — the Assistant Treasurer had then rendered accounts, showing a balance of £882 in favor of this province. — A careful examination of the accounts showed, however, that the treasury statement was in error, and that a sum of £3,882 was due to Hawke's Bay under the award, and this sum has since been received. There is still an unsettled claim due by the Province of Wellington to Hawke's Bay on account of sums refunded by Hawke's Bay, to parties who had lodged deposits on account of lands and runs with the Wellington Govern-

ment previous to separation. This claim is now under consideration.

I think that closes all the subjects connected with the Expenditure of the present year, and I will now go on to the Estimates of Revenue and Expenditure for the coming year.

I now lay on the table an Estimate of Revenue for the year ending June 30th 1873, by which I calculate that a total sum of £24,433 will be available, but this includes £3,583 for special expenditure already appropriated by Acts, which leaves a sum of £20,850. This amount has again to be reduced by £2232, being the difference between £8276 chargeable to Hawkes' Bay for interest on loans, inland mails, &c., and £6044 the amount accruing to the province on account of capitation money and special allowance for Native population, leaving £18,618 available for other expenditure. This amount will be fully needed to meet the increasing requirements of the province, and I have prepared and now lay on the table Estimates of Expenditure amounting to £18,642 which will I think provide for what is necessary. A considerably increased expenditure on the main roads is absolutely required in an-

icipation of the largely increased traffic which the supply of timber for the construction of the railway Works will produce; also the intended location of a considerable body of immigrants in the Seventy Mile Bush, and adjoining Ruataniwha District will still further try the main roads, and it is scarcely necessary for me to point out the necessity for making such provision as will enable our settlers to compete successfully for the supply of timber for the railway works. The road estimates have been especially framed with the view of improving the communication to all the bushes in the province, from which suitable timber can be procured. The improved prospects of the colony are evidenced by the renewal of land purchasing, and the applications already made will necessitate a large increase of the survey vote. The increased attendance at the schools will necessitate a liberal grant for educational purposes in aid of the funds likely to be derived from the education rate, and this, I have no doubt, will be willingly granted. I will not detain you longer, as fuller explanation can be given in this Committee and in Committee of Supply.



# RESOLUTIONS

## *To amend the Land Regulations of the Province of Hawke's Bay.*

### Part I. Land on Deferred Payments.

#### “ II. Special Settlement.

##### 1. *Land on Deferred Payments.*

1. IT shall be lawful for the Superintendent for the time being of the Province of Hawke's Bay from time to time by proclamation in the Government *Gazette* of the said Province to set apart out of the waste lands of the Crown in the said Province one or more block or blocks of land not exceeding in the whole 20,000 acres for the purposes of this part of this Act.

Blocks may be set apart for sale on deferred payments.

2. Immediately upon the publication of any such proclamation the regulations for the time being in force relating to the sale letting or occupation of the waste lands of the Crown in the said Province shall cease to apply to the land defined in such proclamation except so far as such regulations relate to the form and dimensions of the sections into which such land shall be divided.

Waste Lands Regulations not to apply to such blocks

3. The land in every block set apart by proclamation as aforesaid shall be sold in the manner and upon the terms following:—

Mode and term of sale.

- (1). The price shall be such price not less than 5s nor more than 40s per acre as the said Superintendent shall fix in the proclamation setting apart any such block except as hereinafter provided.
- (2). No person shall be allowed to purchase less than 40 acres nor more than 200 acres in any one such block either in his own name or in the name of any other person: Provided that the blocks shall be as far as possible of a rectangular shape the circumscribing lines of which shall be directed to the cardinal points of the compass.
- (3). Every person applying to purchase any such land shall deliver to the Commissioner of Crown Lands for the Province of Hawke's Bay a written application in the form A in the first schedule to this Act and shall at the same time pay to the Receiver of Land Revenue for the said Province a deposit equal to one-fifth of the price of the land for which he applies.
- (4). If there shall only be one applicant for any piece of land and he shall be qualified to purchase land in such block to the extent applied for the said Commissioner shall accept the application upon payment of the deposit and shall issue to the applicant a license to occupy in the form B in the said schedule.
- (5). If there shall be more than one such applicant at the same time for the same piece of land the Commissioner of Crown Lands shall receive the applications and the receiver of Land Revenue shall receive the deposits and shall pay them into the Bank at which the public account of the Colony is for the time being kept to a deposit account. And the said Commissioner shall fix a convenient time and place for a sale by auction of the land between the several applicants applied for and shall give notice thereof in the Government *Gazette* of the Province.

- (6). At the same time and place so appointed the said Commissioner by himself or some person appointed by him shall sell the said land by auction to the highest bidder. If the purchaser thereof shall be a person other than one of the applicants he shall pay the Receiver of Land Revenue a deposit of one-fifth of the price bid by him for such land. If the purchaser shall be one of the said applicants he shall pay to the Receiver of Land Revenue such sum if any as shall be needed to make up together with his original deposit one-fifth of the price bid by him and in each case the purchaser shall be entitled to have a license to occupy in the same manner as if he had purchased without auction.
- (7). The deposit of every applicant for land put up to auction and not bought by him shall be returned to him by the Receiver of Land Revenue forthwith after the auction.
- (8). No person who has already purchased any land in any such block shall be permitted to bid in his own name or for his own benefit at any auction of land in such block (unless the extent of land for which he bids shall together with his previous purchase make up not more than 200 acres) and if he shall so bid his bidding shall not be received, and if received shall be void.
- (9). If any land put up for sale by auction under the preceding provisions of this Act shall remain unsold for want of bidders the same shall be again open for purchase on the day next after the holding of the auction and the applications already delivered for the same shall be deemed to have lapsed.
- (10). In order to prevent the same person buying more than 200 acres of land in any one block the said Commissioner of Crown Lands shall keep for each block a register of the names and descriptions of all persons who have purchased any land in such block showing the extent of land purchased by each person and such register shall be kept in alphabetical order.

Conditions of license to occupy to be binding.

4. The conditions set forth in the form of license to occupy in the first schedule to this Act shall be binding upon the purchaser his heirs executors administrators and assigns in the same manner as if embodied in this Act.

Report as to compliance with conditions.

5. At the end of two years from the day of purchase of any land under this part of this Act or as soon as conveniently may be thereafter some person appointed by the Superintendent shall report to the Commissioner of Crown Lands whether or not the purchaser thereof has during the said two years fulfilled the conditions of his license to occupy and if upon such report it shall appear that such purchaser has fulfilled the said conditions the said purchaser shall be entitled to the land with respect to which the report is made on payment of the residue of the purchase money as provided by this Act.

Unfavourable report to annul purchase.

6. If upon such report it shall appear that the purchaser has with respect to any piece of land purchased by him failed to fulfil the conditions of his license to occupy and no appeal against such report shall be had within the time herein limited for such appeal the purchase by such purchaser shall be deemed void from the expiration of the last mentioned time and the deposit paid by such purchaser and the land purchased shall with all improvements thereon be forfeited to Her Majesty.

Appeal against report.

7. Immediately upon the receipt by the said Commissioner of Crown Lands of any such report as is mentioned in the last preceding section he shall send by post or otherwise to the person against whom such report is made at his address if any be known to the said Commissioner and if none then at the land purchased by him a notice in the form C in the said first schedule or to the like effect and if the purchaser shall deem such report false he may within fourteen days after the delivery or posting of the said notice appeal to any Resident Magistrate holding a Court near the place

where the land is situate by giving a written notice to such Resident Magistrate in the form D in the said schedule or to the like effect. The said Resident Magistrate shall forthwith appoint a time and place for hearing the said appeal and shall give notice thereof to the appellant and to the said Commissioner of Crown Lands. At the time and place so appointed he shall sit to hear the appeal and shall examine upon oath all such persons as shall be tendered as witnesses by either party and shall determine whether or not the appellant has within the said period of two years fulfilled the conditions of his license to occupy. The said Resident Magistrate shall have power to administer oaths and to adjourn the sitting from time to time and from place to place. The decision of the said Resident Magistrate shall be final and there shall be no appeal therefrom and the proceedings shall not be removable by certiorari either by the purchaser or by the Commissioner of Crown Lands or Her Majesty the Queen.

8. The Resident Magistrate shall give written notice of his decision to the said Commissioner of Crown Lands and to the appellant. If such decision shall be that the appellant has not within the said period of two years fulfilled the conditions of his license to occupy the Commissioner of Crown Lands shall proceed in the same manner as if the appellant had submitted to the original report. If such decision shall be that the appellant has within the said period fulfilled the said conditions the appellant shall be entitled to the land in respect whereof such decision is made in the same manner as if the report had originally been to the same effect as the decision.

Effect of decision on appeal.

9. Immediately after the making of a report in favor of any purchaser of land under this Act or in case of an appeal immediately after the decision in favor of any purchaser such purchaser shall pay to the said Receiver of Land Revenue the second instalment of purchase money being a sum equal to the whole deposit originally paid by him on purchasing the said land and he shall pay a like sum in like manner at the end of the third fourth and fifth year from the day on which he purchased such land or at such earlier time not before the time when the said second instalment falls due as the purchaser shall think fit.

Payment of further instalments.

10. If any purchaser of land under this part of this Act shall fail to pay any sum of money in the manner required by this part of this Act on or before or within three calendar months after the day on which the same ought to be paid the said land and all improvements thereon and all sums of money already paid for the same shall be forfeited to Her Majesty.

Forfeiture on non-payment.

11. When the whole of the purchase money of any land purchased under this part of this Act has been paid in the manner prescribed by this Act the Governor shall issue to the purchaser thereof a grant from the Crown thereof the purchaser paying such fee and sums of money as shall for the time being be payable in respect of such grant and of the registration of the title of the purchaser under the Land Transfer Act 1870. The title conferred by every such grant shall be deemed to relate back to the day when the payment of the purchase money was completed and that day shall be inserted in the habendum of the grant.

Issue of grant.

12. When any land purchased under this part of this Act has been forfeited to Her Majesty the Commissioner of Crown Lands shall sell the same and the improvements thereon by public auction for cash at such time and place as he shall appoint but not at a price less than ten shillings per acre. At such sale any person may bid and purchase notwithstanding his having purchased land in the same block to the extent of 200 acres.

Sale of forfeited lands.

13. The interest of a purchaser in land under this part of this Act who has not paid the whole of his purchase money shall not be assignable

Interest of purchase not assignable except under provisions of this Act.

at law or in equity except under the provisions of this Act and shall not be capable of being charged encumbered extended or taken in execution in any manner whatever.

Substitution of person for purchaser.

14. If any purchaser of land under this part of this Act who has not paid the whole of his purchase money or his executors or administrators shall desire to assign his interest in land occupied by him under one license to occupy he or they may apply to the said Commissioner of Crown Lands to accept instead of himself some one person as purchaser and if the said Commissioner shall think fit to accept such person and such person shall not be disqualified to purchase land in the same block to the extent of the land proposed to be transferred the said Commissioner shall cancel the existing license to occupy upon the same being produced to him or if the destruction or loss thereof be proved to his satisfaction he may dispense with the production thereof and shall issue to the person accepted a new license on payment of a fee of one pound to occupy in the same terms and of the same date as the original license but with the name of such person substituted as purchaser and thereupon such person shall be deemed to be and to have been from the date of the original purchase the purchaser of the land mentioned in such license and his name shall be entered into the register of purchasers and he shall thereafter be disqualified from purchasing land in the same block in the same manner as if he had been the original purchaser.

Substitution in case of insolvency.

15. If any purchaser of land under this part of this Act who has not paid the whole of his purchase money shall become bankrupt or under the provisions of any Act for the time being in force vest his property in a trustee for the benefit of his creditors the trustee or other person in whom his property shall be vested may transfer the interest of such purchaser therein with the assent of the said Commissioner of Crown Lands in the same manner as the purchaser might have done if he had not become bankrupt or vested his property as aforesaid.

#### Part II.

Blocks may be set apart for special settlement.

16. It shall be lawful for the Superintendent of the Province of Hawke's Bay by proclamation in the Government *Gazette* of the said Province to set aside out of the waste lands within the Province of Hawke's Bay the native title of which has been extinguished any block or blocks for the purpose of special settlement not exceeding in the whole 30,000 acres on such terms as may be sanctioned by the Governor in Council anything in the existing regulations for the management or disposal of the waste lands in the Province to the contrary notwithstanding Provided always that no land shall be sold at a less price than land of a similar description is now sold at under the "Waste Land Regulations Act 1858" and that the proceeds thereof shall be subject to any lien already imposed thereon by any Act of the General Assembly.

Limitation of time for which blocks shall remain set apart.

17. Neither the whole nor any part of any block of land so set aside shall continue so set aside for a period of more than two years from the date of the proclamation whereby the same shall be set aside but every contract made with respect to any such block or any part thereof whilst the same remains so set aside shall be performed notwithstanding that the block has ceased to be so set aside.

Superintendent may contract for settlement of blocks.

18. It shall be lawful for the said Superintendent from time to time to contract with any person or persons company or companies that such person or persons company or companies shall with respect to the whole or any part of any one or more of the said blocks of land place upon any land with respect to which such contract shall be made persons desiring to settle thereon. Provided that the person or persons company or companies with whom such contract shall be made shall be bound thereby to perform and observe and to cause the persons placed by them upon such land to perform and observe the terms sanctioned by the Governor in Council under this part of this Act and the provisions of this part of this Act.

That His Honor the Superintendent be requested to procure the passing of a Bill in the next session of the General Assembly in the terms or to the effect of the above resolutions with such modifications as the Superintendent may think fit to adopt in order to carry out the above resolutions.

THE SCHEDULE.

FORM A.

*Application for Land on Deferred Payment.*

I (name in full) hereby apply to purchase the land hereinafter described that is to say (insert description of land and name of block) under the provisions of the first part of "The Hawke's Bay Waste Lands Act 1872."

And I declare that I have not purchased either in my own name or in the name of any other person any land in the said block (except \_\_\_\_\_ acres held by me under license to occupy dated \_\_\_\_\_).

Signature.

Date.

To the Commissioner of Crown Lands Hawke's Bay.

FORM B.

*License to Occupy.*

(Name in full) having purchased the land described at the foot hereof and paid the deposit of £ \_\_\_\_\_ for the same is hereby authorised to occupy the said land so long as he shall observe the conditions endorsed herein.

Description of land.

Signature.

Commissioner of Crown Lands.

Date (the day on which the deposit was made or in case of sale by auction the day of such sale).

*Conditions to be Endorsed on Licenses to Occupy.*

1. The purchaser must before the \_\_\_\_\_ day of \_\_\_\_\_ (two years from date) build on the said block a house of the value of at least £10 and must within the same period fence or clear crop or lay down in grass one tenth part of the said land.
2. An officer appointed by the Superintendent will as soon as may be after the last mentioned period report whether the previous conditions have been fulfilled. If his report is unfavorable to the purchaser the purchaser may appeal to a Resident Magistrate in the manner provided by the first part of "The Hawke's Bay Waste Lands Act 1872" When it has been decided that the purchaser has fulfilled the previous condition the purchaser shall part the residue of the purchase money by instalments as follows:—£ \_\_\_\_\_ immediately after the decision and a like sum on each of the following days: \_\_\_\_\_ 18 \_\_\_\_\_ 18 \_\_\_\_\_ 18 or earlier if he thinks fit.
3. If the purchaser fails to perform the above conditions or to pay any instalment within three calendar months after it falls due the land and all improvements and all money already paid will be forfeited.
4. If the purchaser or his executors or administrators or a trustee under his bankruptcy shall desire to transfer his land before paying all his purchase money he or they may apply to the Commissioner of Crown Lands to accept another fit person in his place.

FORM C.

To (name in full) Take notice that Mr \_\_\_\_\_ has reported that you have not fulfilled the Condition No. 1 of your license to occupy land in \_\_\_\_\_ Block dated \_\_\_\_\_. If you are dissatisfied with the report you may within thirty days after this notice shall be posted appeal to any Resident Magistrate holding a Court near the land mentioned in your license by delivering to him the notice a form whereof is annexed properly filled up by you (form D to be annexed).

Signature.

Commissioner of Crown Lands.

Date

## FORM D.

*Notice of Appeal.*

To

Esquire Resident Magistrate

Take notice that Mr.                      having reported under the first part of "The Hawke's Bay Waste Lands Act 1872" that I have not fulfilled the condition numbered 1 of my license to occupy land in the Block dated                      18                      I hereby appeal against the said report and require you to fix a time and place for hearing the said appeal.

My address is :

Signature.

# Council Paper.

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1872.

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## REPORT OF THE SELECT COMMITTEE, NORTHERN ROAD.

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APPOINTED ON JUNE 11, 1872.

ORDER.—That a Select Committee be appointed to take evidence and report as to the practicability of a line of road for wheel traffic from Napier to Taupo plains via Wharerangi, Pukititiri, and the Ripia Valley. Such committee to consist of Messrs. Buchanau, Dolbel, Tanner, Mauey, and the mover.

Your Committee annex hereto the evidence of Mr. Bold, the Civil Engineer employed by the Public Works Department, who is in charge of road works between Napier and Taupo; and that of Mr. Samuel Graham, of Wharerangi, and beg to report as follows:—

That their opinion is, it would be a work largely in excess of the present means of the Province to attempt to construct a line of road to Taupo by way of the Ripia Valley. They do not attempt to express any opinion whether such line might or not have been the cheapest and most desirable to undertake had not considerable expense been already incurred in another direction.

It will be seen in the valuable evidence given by Mr. Bold that the line of communication from Taupo has, for military reasons which he adverts to, been brought downwards from Taupo as far as Rangimapa and that some expenditure has been incurred even lower down towards Napier. As far as the point named, a practicable route for wheel traffic now exists.

Your Committee, therefore, are of an unanimous opinion that the only problem left to determine is, by what line Rangimapa may be connected with Napier.

Two lines specially present themselves for consideration, namely:—

One along the valley of the Esk, or Petane River, and one known as the Glengarry track.

As regards the first named, your Committee have it in evidence that no work has been done by the General Government on that section of the North Road which is situate between Rangimapa and Petane.

That no works likely to be of a permanent or useful character can be constructed along the existing track towards Petane. The said track follows the windings of the Esk, which is confined between two precipitous cliffs, and in consequence any labor spent on a road along its bed, is certain of being wasted and rendered useless by floods.

Travellers along this track have to ford the river forty times, making their route a zigzag one.

For these very grave and (as your Committee hold) conclusive reasons they believe themselves to be confined, by the features of the country, to the selection of some line that shall connect Rangimapa with the head of the Wharerangi Valley, from whence good roads on to Napier already exist.

The length of any line between Rangimapapa and Napier via the canyon of the Esk equals that of any line between the same places via Wharerangi. But in favor of the latter are found the following very important preferences :—

1. The engineering difficulties are incomparably less, and excellent road metal easily to be got, exists along the whole line.
2. The cost of making it available for wheel traffic will not be great, as no heavy cuttings are needed.
3. Its construction would be a great step towards opening the Puketitiri Bush (a work that is already in contemplation) for purposes of settlement under deferred payment.
4. The throwing of a bridge across the Mangaone at Peka Peka would be necessary for opening up the Puketitiri to settlement.
5. The opening up of the line now indicated would set aside the necessity of purchasing private lands for a road to Peka Peka along the banks of the Tutaekuri.

For these reasons your Committee's opinion is in favor of the Glengarry route, and they recommend—

1. That the Taupo line downwards from Rangimapapa be continued to Wharerangi via the Glengarry track, or as near thereto as on survey may be found best, and the assistance of the General Government be requested in carrying out the necessary works as part of the main line to Taupo.
2. That the Council consider it advisable that, in place of purchasing private lands for a road along the banks of the Tutaekuri for a road to Peka Peka, the Superintendent take steps to cause a survey of the Glengarry road, and, so far as means will allow, to open the same and place a bridge across the Mangaone at Peka Peka.

Finally, the Committee point out that the expenditure they recommend will exceed the votes already taken by a sum of £350 only, and that for this additional charge a considerable tract of Waste Crown Lands will be made available for sale.

H. S. TIFFEN,  
Chairman.

June 15, 1872.



# Council Paper.

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1872.

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## SELECT COMMITTEE NORTHERN ROAD.

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JUNE 13TH, 1872.

Present :—Messrs. Tiffen, Dolbel, Maney, and Buchanan.

Mr. Tiffen in the chair. Order of Reference read.

Mr. BOLD, Engineer in the Public Works Department, in charge of Roads in the District of Hawke's Bay, in attendance, states—That he is acquainted with the Country through which the several lines, proposed to connect Napier with Taupo, must pass. That he has had under his superintendence the construction of the line by Petane Valley, Pohui, and Mohaka, known as the Waipunga route, constructive operations having been begun at Pohui; certain improvements were made at Raugimaipapa and Kaiwaka. That portion of the line lying between Raugimaipapa and Taupo Plains was fixed on, as well from its being already occupied by constabulary posts, as because it compared favorably in economy of construction with a line *via* the Ripia Valley. Would not recommend the incurring of any expense in the construction of the line between Petane and Kaiwaka along the Valley of the Petane River, because such works would be liable to be washed away or seriously damaged in times of flood. The River and the Kaiwaka Creek have to be crossed about forty times on this route. Is aware that a preferable line can be formed by crossing the Maungokopikopako Creek and the boundary Creek on Richardso and Troutbeck's Run.

Another alternative line, but requiring a longer detour, and generally known as Marshall's Track, exists.

A line striking across from the main bend of the Esk, crossing the Maungakopikopiko, and meeting Marshall's Track about six miles south of Raugimaipapa would, he believes, be found the best and most economical. The engineering difficulties, he feels certain, would be the fewest.

Has explored a line between Rangimaipapa and Glengarry, a bridle track already exists. This track follows a leading range and might be easily and inexpensively converted into a dray track. From Glengarry to Wharerangi would be found the most expensive part of a road in this direction. But along the line metal of a superior quality is to be found. Its length would be about five miles to the end of the Wharerangi valley, and the cost probably (speaking roughly) about £300 a mile throughout, for a roadway of sixteen feet on the solid.

Between the head of the Wharerangi Valley and the present North Road, a distance of about three miles, no difficulties are presented by the features of the country.

Speaking now to the line *via* Puketitiri, between Puketapu and Waipuna a fair road at present exists, save at the crossing of the Mangaone, which would require a pile bridge. From Waipuna through Puketitiri to Pakantutu a bridle track only exists. Thenceforward, through the Ripia Valley to Taupo, full information in detail is contained in Mr. Gill's report of December 8, 1859, and also in a report by Mr. Ross, late Provincial Engineer.

With a Bridge over the Harbor I would suggest a deviation from the ordinary Petane Road by Marshall's track or by the Maungakopikopiko Creek.

In the absence of a Bridge, I would recommend the route known and described already as the Glengarry route. I am of opinion this route will be the best for facilitating communication should a Bridge not be erected across the Harbor.

Committee adjourned till to-morrow at 11 a.m.

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## SELECT COMMITTEE NORTHERN ROAD.

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FRIDAY, JUNE 14TH, 1872.

Present—Messrs. Buchanan, Tiffen, Dolbel, Maney, and Rhodes, Mr. Tiffen in the chair.

SAMUEL GRAHAM, of Wharerangi, examined, states:—Has travelled the road from Wharerangi to Pohui; did so with a one-horse trap. The road is not made after leaving Wharerangi. It took a day and a half for the journey between these places. Camped on the hills for one night only. Had to remove the wheels of the vehicle once only at a creek near Pohui. Believes that the labor of a man for a week would make this spot passable for a coach and two horses. Met with no further obstacle. Reason for my being so long on the road arose from my never having travelled it before. My present acquaintance with the road would enable me to travel the same distance with a cart in twelve hours. The road could be easily kept in repair, as metal is plentiful along the line. On horseback, I could go and return in a day. The road referred to is that known as Glengarry-road. There are no permanent creeks to obstruct, and only one bridge of about eight feet span required on this line to make it quite practicable for wheel traffic. The side cuttings required would not be more than exist on the Puketapu road. A great many miles of the road are quite level, and need no work whatever. Do not think that the track followed by me from Wharerangi to Glengarry is the one described by Mr. Bold. The track along which my cart passed was within a stone's throw of Peka Peka flat.

A bridge over the Mangaone, at Peka Peka, would connect my line with the one to Puketiri.

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## RESOLUTIONS FOR REPORT.

I. That a line to connect Napier with Taupo along the valley of the Ripia, however valuable, would entail an expenditure on Provincial Funds which they are unable to bear.

II. That it is desirable, therefore, on the score of economy, that advantage should be taken of the expenditure already incurred by the General Government on the Waipugna Road downwards from Taupo.

III. That as the Waipugna Road has not been constructed lower down than Raugimaipapa, and as the track via the Petane River up to Rangimaipapa presents features that render its construction almost impossible, the only alternative is open to the Glengarry line of Road as the connecting link.

IV. That the evidence before the Committee tends to show that the Glengarry line is a practicable one, and might be constructed at a comparatively small cost.

V. That by the throwing of a small Bridge across the Mangaone at Peka Peka, the Puketitiri Bush would be rendered easy of access.

VI. That, furthermore, the construction of the Glengarry line would be the means of avoiding expenditure in the purchase of private lands along the banks of the Tutaekuri for keeping open the present line to Peka Peka.

Resolutions carried.

Ordered to report in conformity thereto.

Mr. Buchanan to prepare draft report.

Committee adjourned until 11 a.m. to-morrow.

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## SELECT COMMITTEE NORTH ROAD.

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SATURDAY, 15<sup>TH</sup> JUNE, 1872.

Present—Messrs. Buchanan, Tiffen, and Dolbel.

Mr. Tiffen in the chair.

Draft report brought up by Mr. Buchanan, and adopted.

Committee adjourned.



# Council Paper.

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1872.

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## *To the Honorable the Provincial Council of Hawke's Bay, in Session assembled.*

THE Petition of the undersigned Philip Dolbel, sheepfarmer and settler of the said Province of Hawke's Bay,—

Humbly Sheweth,—

That your Petitioner is, and has long been, the licensed occupier of one of the rough outlying sheep runs, situate at Maungaharuru, on the wild and broken n.w. borders of the Province.

That, during the long continuance of the Native wars and other Native disturbances in the early years of this Province, your Petitioner was repeatedly subjected to many serious losses through frequent visits from Native marauders.

That, during the long Waikato war, himself and his men were continually in danger of their lives, and often experienced serious losses of property through bodies of armed Natives travelling by the way of his sheep-run from the East Coast to Taupo and Waikato.

That, on several occasions himself and his men were obliged to leave their sheep station and to take refuge in the settlement and Block-house at Mohaka, from the threats of those said armed Hauhau Natives; and that on two occasions during that period he was not able to shear more than half the number of his sheep.

That your Petitioner continued to struggle on, sometimes at the run and sometimes at Mohaka, until Te Kooti committed his murderous raid at Mohaka, in which your Petitioner had wool of the value of £200 burnt there; when it was considered wholly unsafe to remain any longer at the said sheep station, as the Hauhau Natives were encamped in the neighbourhood.

That your Petitioner was consequently obliged to desert his sheep station for two years, not being able to induce any shepherd to remain thereon (even for a short time) at any price; and that during this period he had no other alternative than to engage a number of armed men to help him to muster hastily some of his scattered sheep, and to drive them to Puketapu, a distance of 50 miles, to be shorn there.

That notwithstanding all those said losses and difficulties your Petitioner endeavored to hold out and to face them all, until the end of 1870, when, hearing (from the public papers) that Te Kooti was getting weaker, your Petitioner made enquiries of the Government authorities as to his probable safety on his sheep-run at Maungaharuru, and from the answer he received his confidence and hope was strengthened, and he once more ventured to resume the occupation of his old station.

That, thereupon your Petitioner went to a great expense to refit

his station, in the confidence that the old successional Native troubles were at last ended; and that, owing to his stock thereon having so greatly decreased, he began to restock it also in the month of January last; when, on arriving at his station with his men with the new stock for the same, which they were then driving thither, he found the homestead, woolshed, wool, all moveable property, and fences, all wantonly destroyed and then indeed burning;—as before, the work of the said Hauhau natives.

That your Petitioner begs further to call the attention of the Provincial Council to the fact,—that although he had been repeatedly driven from his Station at Maungaharuru by the rebel natives, and that although his losses through them were great, and that it was also considered unsafe for any one to remain thereon, and therefore the sheep were necessarily obliged to be abandoned,—yet, according to Sir George Grey's Regulations of 1853 respecting the Licensing of Sheep Runs, still in force in this Province, his Government License of the said Sheep Run is liable to be determined and cancelled if the acreage assessment or rent is not duly paid when it falls due.

That your Petitioner, suffering under the foregoing heavy and repeated losses from and through rebel natives, such being in no ways nor at any time caused by himself, begs to state, for the consideration of the Provincial Council, that he considers it to be very unfair if Sir George Grey's Land Regulations respecting Sheep Runs should be put in force against him.

Lastly, that your Petitioner humbly hopes that the Provincial Council of Hawke's Bay will be pleased to take into their gracious consideration the great and heavy losses and expenses and many troubles and risk of life your Petitioner has been for a long time subject to; and that the said Provincial Council will be pleased to pass some resolution as they may think fit, for the present help and future protection of your Petitioner.

And your Petitioner will ever pray.

PHILIP DOLBEL.

Napier, June 10, 1872.

# Council Paper.

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1872.

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## *To His Honor the Superintendent and the Provincial Council of Hawke's Bay.*

**T**HIS is our word to you, O Parent, and also to your Council, now assembled in session.

This is our document, setting forth our burden and asking you to grant an attentive hearing to our cry, for we are seeking quiet and peaceable rules.

There is a portion of land, containing about 80,000 acres, which is our own absolute property.

The road through this land is also ours ; it is no new road, but has been used from our ancestors' time down to our forefathers, and still remains open for all to travel on, both Europeans and Natives, and there is no other road by which we can get to our place.

Now, this man, Mr. Towgood, has entirely stopped up this road to our place, by fencing it, and there is no other road by which we can reach our places.

There are Europeans there who travel this road, and they can substantiate our statement, as they have seen it.

We are not aware of the cause for Mr. Towgood's doing this, nor who gave him authority that he should do this thing, on a road which has been in use for so long a time on this land.

And it is through the work of this man, Mr. Towgood, that our place has suffered in value, and the rents paid to us are so low for this land, and we are now in great trouble and suffering through the work of this European.

Although we have subdued our passions against him, and withheld from breaking down his fences, which he had no right to erect, it is because we look to you and the Council of Hawke's Bay to set us right.

We have always let the Government and Europeans have the right to make roads on our land, to any part they may like, without thinking of making any disturbance.

Our hearts are still firm to remain peaceable and quiet with our European friends, so that peace may reign over us all, but this work of Mr. Towgood's is, in our estimation, a challenge to quarrel and fight, so that some of us may fall.

And, therefore, we write to you and the Council to look into this matter and decide our troubles, and give us the means of living by condemning this very bad work of Mr. Twogood's and causing peacefulness to remain with this tribe.

And we will continue to pray and bless you for ever.

HENARE PANGO,  
And 84 others.



# Estimate of Revenue,

Of the PROVINCE of HAWKE'S BAY, from 1st July, 1872  
to the 30th June, 1873.

**ORDINARY AND MISCELLANEOUS—**

	£	s.	d.	£	s.	d.
Auctioneers and Publicans' Licenses .....	1100	0	0			
Pilot, Harbor, Wharf Dues, Boat Licenses.....	1000	0	0			
Brand and Pound Fees .....	30	0	0			
Slaughter Licenses .....	120	0	0			
Wholesale Spirit Dealers' Licenses .....	150	0	0			
Immigrants' Promissory Notes .....	500	0	0			
Miscellaneous and Incidental .....	50	0	0			
Estimated Balance in hands of Provincial Treasurer on June 30, 1872 .....	5400	0	0			
				8350	0	0

**TERRITORIAL—**

Crown Land Sales, Assessments and Leases on						
Runs .....	11,000	0	0			
Duties under Native Lands Act .....	1500	0	0			
				12,500	0	0

**SPECIAL—**

Education Rate .....	900	0	0			
Rent Educational Reserves.....	183	0	0			
Sheep Assessment and Dipping Fees .....	900	0	0			
Rent Toll Bar, Tareha's Bridge.....	1500	0	0			
Rent Harbor Reserves.....	100	0	0			
				3583	0	0

Total Revenue ..... £24,433 0 0



# Estimate of Expenditure

Of the PROVINCE OF HAWKE'S BAY, from 1st July, 1872, to  
the 30th June, 1873.

## 1.—JUDICIAL—

	£	s.	d.	£	s.	d.
<i>Gaol Department.</i>						
Gaoler (Warden), at £185 per annum .....	185	0	0			
1 Turnkey at £130 per annum .....	130	0	0			
2 Turnkeys at £115 per annum.....	230	0	0			
1 Overseer hard-labor Prisoners, at £110 per annum .....	110	0	0			
Rations for Prisoners .....	420	0	0			
Contingencies .....	220	0	0			
				1295	0	0
<i>Police.</i>						
Napier—1 Inspector, also Inspector of Weights and Measures, at £230 per annum .....	230	0	0			
1 Sergeant, at £140 per annum.....	140	0	0			
2 Privates, at £110 per annum.....	220	0	0			
Waipawa—1 Corporal, at £125 per annum.....	125	0	0			
1 District Constable, at £30 per annum .....	30	0	0			
Wairoa—1 Private, at £110 per annum .....	110	0	0			
Meanee—1 District Constable, at £50 per annum	50	0	0			
Horse Allowance for Inspector, at £52 per annum	52	0	0			
Horse Allowance for Policeman at Waipawa, at £36 per annum.....	36	0	0			
Rations for Prisoners .....	20	0	0			
Expenses of Prisoners .....	25	0	0			
Contingencies .....	60	0	0			
Night Watchman at the Spit.....	28	10	0			
District Constable at Hampden.....	20	0	0			
District Constable at Clive and Havelock .....	50	0	0			
District Constable at Porangahau .....	20	0	0			
				1216	10	0

## 2.—HOSPITAL AND CHARITABLE—

Maintenance of Hospital.....	600	0	0			
Charitable Aid .....	250	0	0			
				850	0	0
<i>Coroner's Department.</i>						
Contingencies .....	10	0	0			
				10	0	0

## 3.—ADMINISTRATIVE—

<i>Superintendent's Department.</i>						
Superintendent at £425 per annum .....	425	0	0			
Superintendent's Clerk, also Clerk of the Council, at £300 per annum .....	300	0	0			
Messenger, also Messenger to the Provincial Council, at £110 per annum .....	110	0	0			
Contingencies .....	25	0	0			
				860	0	0
<i>Law Officer's Department.</i>						
Provincial Solicitor, at £100 per annum ..	100	0	0			
				100	0	0
<i>Treasury.</i>						
Provincial Treasurer, at £300 per annum .....	300	0	0			
Contingencies for Department .....	20	0	0			
				320	0	0

## 4.—HARBOR DEPARTMENT—

Harbor Master and Pilot, at £200 per annum.....	200	0	0			
2 Boatmen, at £120 per annum .....	240	0	0			
				440	0	0
Carried forward .....				£4651	10	0

	£	s.	d.	£	s.	d.
Brought forward.....	440	0	0	4651	10	0
Extra Men, in addition to Pilot's crew, when re- quired .....	25	0	0			
Contingencies .....	75	0	0			
Mail Boaring Service .....	25	0	0			
Pilot Service for Wairoa.....	100	0	0			
				665	0	0
<b>5.—SURVEY DEPARTMENT—</b>						
Provincial Surveyor, also Provincial Engineer, at £400 per annum .....	400	0	0			
Travelling Allowance to Provincial Surveyor .....	100	0	0			
Draughtsman, at £250 per annum .....	250	0	0			
Additional Draughtsman, at £200 per annum .....	200	0	0			
Survey Laborers .....	150	0	0			
Survey Contingencies .....	50	0	0			
Contract Surveys .....	1000	0	0			
				2150	0	0
<b>6.—LEGISLATIVE—</b>						
<i>Provincial Council.</i>						
Speaker, at £2 for each sitting day, and for seven days afterwards .....	75	0	0			
Country Members, at £1 per each sitting day.....	200	0	0			
Council Library .....	20	0	0			
Contingencies .....	20	0	0			
Printing Minutes of Council, Council Papers, Acts, &c. ....	100	0	0			
				415	0	0
<i>Returning Officer's Department.</i>						
Contingencies .....	40	0	0			
				40	0	0
<b>7.—MISCELLANEOUS—</b>						
General Printing and Advertising.....	150	0	0			
Insurance on Government Buildings.....	86	0	0			
Materials for Prison Labor, &c.....	20	0	0			
Expenses Weights and Measures .....	5	0	0			
Miscellaneous Contingencies .....	300	0	0			
Subsidy to Line of Coaches .....	100	0	0			
Grant for settling Land Claims at Hampden .....	150	0	0			
Compensation for use of Land for Road near Havelock .....	20	0	0			
Athenæum .....	100	0	0			
Botanical Gardens .....	200	0	0			
Compensation to Matthew Hill for Land taken for road .....	10	0	0			
To complete purchase of Land at Waitangi .....	150	0	0			
Grant in Aid of Education Fund .....	1100	0	0			
Grant in aid of Acclimatization Society .....	200	0	0			
Government Offices, Firewood, &c.....	50	0	0			
Bonus to Ferry at Waihua, at £25 per annum ...	25	0	0			
Bonus to Ferry at Waikari, at £10 per annum ...	10	0	0			
Bonus to Ferry at Mohaka, at £25 per annum.....	25	0	0			
Bonus to Ferry at Wairoa, at £20 per annum.....	20	0	0			
Gratuity to Mr. Peacock for work and expenses collecting Immigration Promissory Notes...	25	0	0			
				2746	0	0
<b>8.—PUBLIC WORKS AND UNDERTAKINGS—</b>						
Maintenance Public Buildings .....	200	0	0			
Maintenance of Public Fences .....	20	0	0			
Maintenance of Pumps and Wells .....	30	0	0			
Maintenance of grounds around Public Offices ...	20	0	0			
Hospital addition.....	100	0	0			
Strengthening Cells in Gaol .....	100	0	0			
Tank for Gaol .....	15	0	0			
Shifting Lights for entering Harbor at night .....	50	0	0			
Recovering and Renewing Moorings.....	300	0	0			
Erection Building and purchase Light for Napier Bluff .....	300	0	0			
Maintenance Light for year .....	100	0	0			
Clearing and improving Mangaone River.....	120	0	0			
Lock-up at Spit .....	30	0	0			
Ferry Punt, Wairoa River .....	190	0	0			
Ferry Punt, Mohaka .....	120	0	0			
				1695	0	0
Carried forward .....				12,362	10	0

	£	s.	d.	£	s.	d.
Brought forward.....				12,362	10	0
<b>ROADS—</b>						
Main Road Havelock to Southern Boundary .....	2500	0	0			
Middle Road.....	300	0	0			
Te Aute Road to 70-Mile Bush.....	300	0	0			
Louisa Creek to Hampden.....	300	0	0			
Grant in aid of Wallingford Bridge .....	600	0	0			
Napier to Pohui .....	200	0	0			
Oero Road.....	100	0	0			
Patoka to Mangaone, by Pakiaka.....	100	0	0			
Road by Peka Peka to Pukititiri .....	500	0	0			
Petane to Wairoa .....	150	0	0			
Inland Track—Wairoa to Waihua .....	100	0	0			
Grant in aid Papakura Block to Ohiti .....	100	0	0			
Grant in aid Road Tukituki to Tarawera District	100	0	0			
Road Overseers .....	250	0	0			
Road Contingencies.....	200	0	0			
Roads to give access to Bush Lands to be sold on deferred payments .....	300	0	0			
Grant in aid of Roads and Road Boards.....	400	0	0			
Town Roads .....	200	0	0			
Waitaha Bridge .....	130	0	0			
				6830	0	0
Total Expenditure.....				£19,192	10	0



# Estimates Special.

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## *Sheep Department—*

Inspector	...	...	...	...	£300	0	0
Assistant Inspector	...	...	...	...	200	0	0
Second Assistant Inspector	...	...	...	...	150	0	0
Contingencies—Dipping Expenses, &c.	...	...	...	...	120	0	0
Wages Shepherd at Boundary	...	...	...	...	90	0	0
Hut for Shepherd at Boundary	...	...	...	...	20	0	0
					<hr/>		
Total	...	...	...	...	£880	0	0

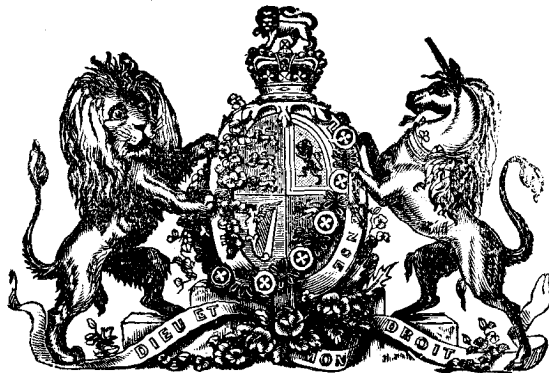
## *Education—*

Capitation Money for Scholars	...	...	...	...	£1000	0	0
Bonus to Teachers	...	...	...	...	650	0	0
Inspector of Schools	...	...	...	...	100	0	0
Grant in aid of Buildings	...	...	...	...	300	0	0
Books and Maps for Schools	...	...	...	...	100	0	0
Expense of Collecting Rate	...	...	...	...	50	0	0
					<hr/>		
Total	...	...	...	...	£2200	0	0





# Province of Hawke's Bay.



## WHOLESALE DEALERS IN SPIRITUOUS LIQUORS LICENSING ACT AMENDMENT BILL, 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 1.

### ANALYSIS.

Title.	1. Interpretation of clause 1.
Preamble.	2. Short Title.

[Assented to July 31, 1872.]

## AN ACT *to amend the "Wholesale Spirit Dealers' License Act."* Title

**WHEREAS** it is expedient that the before-mentioned Act should Preamble  
be amended.

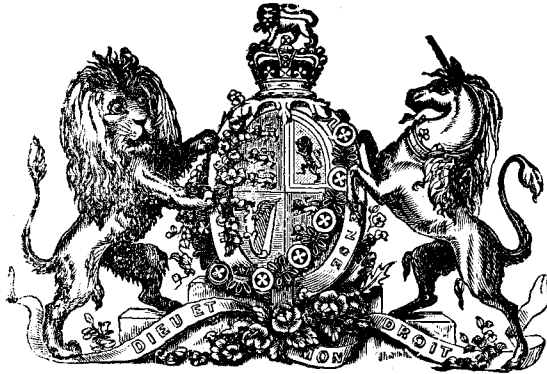
**BE IT THEREFORE ENACTED** by the Superintendent of Hawke's Bay, with the advice and consent of the Provincial Council thereof as follows:—

I. The first clause of the said Act shall be read and construed as if the Interpretation of clause 1  
concluding words of the said clause viz., "and shall continue in force for  
the term of one year from the date" thereof were expunged therefrom."

II. The Short Title of this Act shall be the "Wholesale Dealers in Short Title.  
Spirituous Liquors Licensing Act Amendment Act 1872."



# Province of Hawke's Bay.



## HAWKE'S BAY POLICE ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 1.

### ANALYSIS.

Preamble.

1. Penalties of certain offences.

2. Mode of recovering penalties  
3. Act to be construed as portion of "Hawke's Bay  
Police Act."

[Assented to July 31, 1872.]

**BE IT ENACTED** by the Superintendent of Hawke's Bay with the advice  
and consent of the Provincial Council thereof as follows—

**I.** Every person who shall within the Province of Hawke's Bay com-  
mit any of the offences next hereinafter specified shall for every such offence  
forfeit and pay a sum not less than Five Shillings and not exceeding Five  
Pounds that is to say

Penalty for certain of-  
fences.

Every person who shall leave any inflammable materials or matters in  
any public shed or place or on any open space near any building  
in the Town of Napier without having first obtained the permis-  
sion of the Superintendent or Inspector of Police.

Every person who shall discharge any firearms or set off any fire-  
works or explosive material on any street highway or public  
place in the Town of Napier or so near thereto as to endanger or  
annoy the passers by without having first obtained the permission  
of the Superintendent or Inspector of Police.

Every person who shall throw or deposit any rubbish or sweepings  
into any street or public thoroughfare within the Town of  
Napier.

Every person who shall permit any cattle horses sheep pigs or goats  
to wander upon any street or public thoroughfare in the Town  
of Napier or suburbs situate in Scinde Island.

Every person who shall wantonly or cruelly beat ill-treat over-drive  
over-load abuse torture or omit to supply with sufficient food or  
water any animal.

Mode of recovering penalties.

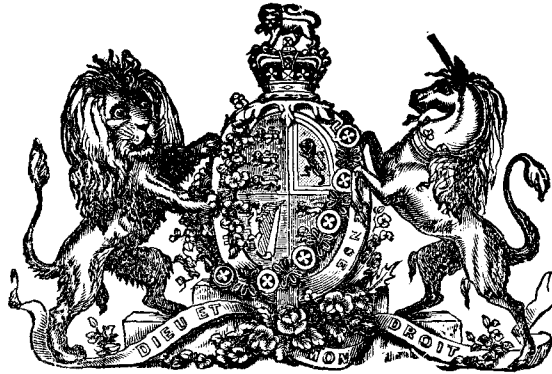
II. All penalties imposed by this Act shall be recovered in a summary way pursuant to the Act in such case made and provided.

Act to be construed as portion of "Hawke's Bay Police Act."

III. This Act shall be read with and construed as forming portion of "The Hawke's Bay Police Act."

IV. The short title shall be "The Hawke's Bay Police Act 1872."

# Province of Hawke's Bay.



## CREDIT ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 3.

### ANALYSIS.

Title.	1. Credit to be allowed Provincial Treasurer for certain charges. 2. Short Title.
Preamble.	

## *AN ACT to credit the Provincial Treasurer with certain charges.*

**WHEREAS** the Treasurer of the Province of Hawke's Bay hath under Warrants under the hand of the Superintendent made certain payments from the 1st May 1871 to the 31st May 1872 in excess of the sums authorised by the "Appropriation Act 1871" to the amount set forth in the Schedule hereto.

**AND WHEREAS** in manner directed by the "Provincial Audit Act 1866" and "Provincial Audit Act Amendment Act 1868" resolutions were duly passed by an absolute majority of the entire number of the members of the Provincial Council requesting the Superintendent to grant the sum of Six Hundred and Fifty-six Pounds Fifteen Shillings and Eleven Pence being the amount of such unauthorised expenditure as aforesaid.

**AND WHEREAS** an address in the terms of the resolution last recited and signed by the Speaker of the Council has been presented to the Superintendent.

**BE IT ENACTED** by the Superintendent of the Province of Hawke's Bay by and with the advice and consent of the Provincial Council thereof as follows :—

1. The Treasurer of the Province shall in his accounts be allowed credit for the said sum of Six Hundred and Fifty-six Pounds Fifteen

Credit to be allowed Provincial Treasurer for certain charges.

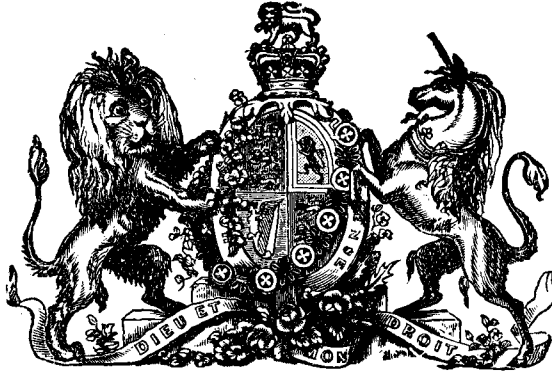
Shillings and Eleven Pence being the amount expended on certain services as hereinafter specified.

Ngaruroro and Petane Bridges	...	...	...	£32	3	0
Superintendent's Department	...	...	...	24	3	4
Napier Athenæum	...	...	...	50	0	0
Grant to Captain Carter	...	...	...	100	0	0
Dog Registration	...	...	...	12	0	0
General Printing and Advertising	...	...	...	90	17	3
Provincial Council	...	...	...	269	5	0
Coroners' Contingencies	...	...	...	5	0	0
Returning Officer's Department	...	...	...	73	7	4
				<hr/>		
				£656	15	11

Short Title.

2. The Short Title of this Act shall be the "Credit Act 1872."

# Province of Hawke's Bay.



## MEANEE TOLL-GATE ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 4.

### ANALYSIS.

Title.	10. Collector to give security.
Preamble.	11. Lawful for the Superintendent to erect a Weigh-bridge in conjunction with the Toll-gate. Regulation in regard of same.
1. Superintendent authorised to erect Toll-gate.	12. Scale of charges in regard to vehicles weighing over 2 tons.
2. Superintendent may take up £2500 and apply the same for the construction of a road leading from Napier to Taradale.	13. The Superintendent may compound for payment of tolls. Period and rate of such compounding.
3. Repayment first charge upon tolls.	14. In certain cases the collector is subject to penalty.
4. The Superintendent may issue debentures.	15. Penalty for evading toll.
5. Exemption from tolls.	16. Application of money.
6. Exemption from tolls.	17. Short Title.
7. Duties of keeper or collector.	Schedules.
8. Time within which ticket is available.	
9. The Superintendent may lease the Toll-gate. Proviso.	

[Assented to Sept. 5, 1872.]

### AN ACT *to empower the Superintendent to erect a Toll-gate.* Title

**WHEREAS** it is expedient to provide for constructing a road leading from Napier to Taradale within the Province of Hawke's Bay. Preamble

**BE IT THEREFORE ENACTED** by the Superintendent of the Province of Hawke's Bay with the advice and consent of the Provincial Council thereof as follows:—

I. The Superintendent is hereby authorised to erect a Toll-gate and other works necessary thereto at some convenient place between Munn's Point and Puramu Creek and from time to time to appoint and remove keepers for the same and issue regulations for their guidance and to fix by proclamation in the Hawke's Bay Government *Gazette* the day on and after which tolls shall be levied at such Toll-bar and such tolls shall be at the rates set forth in the Schedule to this Act annexed. Superintendent authorised to erect a Toll-gate.

The Superintendent may take up £2500 and apply the same for the construction of a road leading from Napier to Taradale.

II. The Superintendent may take up on the security provided in the next clause to this Act such sum or sums not exceeding £2500 at a rate of interest not exceeding £8 per centum per annum and apply the same for the purpose of constructing a Road leading from Napier to Taradale.

Repayment first charge upon tolls.

III. The repayment of such sum of £2500 and the interest thereof shall be a first charge upon the tolls to be raised by virtue of this Act.

The Superintendent may issue debentures.

IV The Superintendent may issue debentures for sums of £25 and upwards and this shall be in the form contained in Schedule B to this Act The interest on the said debentures shall be paid half yearly at the Provincial Treasury, Napier.

Exemption from tolls.

V. No Toll shall be taken for any horse or carriage belonging to or under hire to any officer of the General or Provincial Government when travelling on public service nor for any animal or vehicle employed in the conveyance of her Majesty's mails nor in respect of animals or vehicles used by policemen on duty for the conveyance of themselves and prisoners in their charge.

Exemption from tolls.

VI. All officers and soldiers of the Queen's service and of the Militia and Volunteer forces of the colony being on duty and their horses and all carriages and horses belonging to her Majesty or employed in her service shall be exempt from the payment of any Tolls made payable by this Act.

Duties of keeper or collector.

VII. The Keeper or Collector shall put up and continue at the Toll-gate a table to be printed or painted in distinct black colors and figures with a white ground of all Tolls there payable and shall renew such table whenever any such letters or figures thereof shall be defaced and the said collector shall also provide tickets denoting the payment of Toll and on such tickets shall be specified the date on which the same ticket shall be delivered one of which tickets shall be delivered gratis to the person paying Toll and on production of such ticket at such Toll-gate the person to whom the same was delivered on producing the same shall during the day of the date of such ticket pass through the said gate without paying any further or additional Toll.

Time within which the ticket is available.

VIII. The driver of any dray cart vehicle horse or cattle who shall have paid Toll at the Toll-gate authorised by this Act and who shall produce a ticket as provided in clause VII shall not be liable to pay any further Toll in respect of the same dray cart vehicle horse or cattle within the same day on which such Toll was originally paid.

The Superintendent may lease Toll-gate. Proviso.

IX. The Superintendent may at any time lease the Tolls by public auction for any period not exceeding one year at one time subject to such conditions and regulations as he may think fit: Provided they are not repugnant to the provisions of this Act and the person to whom such Tolls may be leased shall be deemed to be a Collector appointed by virtue of this Act except as hereinafter provided.

Collector to give security.

X. The Collector shall give to the Provincial Treasurer security for duly accounting for and paying over the money received by him.

Lawful for the Superintendent to erect a Weighbridge in conjunction with the Toll-gate. Regulation in regard of same.

XI. It shall be lawful for the Superintendent to order and cause to be built fixed and erected at the said Toll-gate or at such distance therefrom as he shall think expedient a Weighbridge with a suitable house or other buildings thereto proper for the weighing of waggons or carriages conveying any goods or merchandise whatsoever and by notice on a board for that purpose to be put up at every such Weighing Machine to order and direct all and every such waggons or carriages demanding to pass through such Toll-gate shall at the request of the keeper or collector be weighed together with the loading thereof.

Scale of charges in regard to vehicles weighing over 2 tons.

XII. All waggons and other vehicles with their loadings shall be ascertained to weigh more than two tons shall pay double the



rates of Tolls enumerated in the said Schedule and more than three-and-a-half tons treble the amount.

XIII. The Superintendent may on application compound with any person or persons for any term not exceeding one year nor less than six months at any one time for the Tolls payable in respect of one horse and one cart or other vehicle drawn by one horse passing through the said Toll-gate for the said periods of one year or six months as the case may be for the sums hereinafter mentioned that is to say for one year ten pounds and for six months five pounds and for one cart drawn by two horses for one year twenty pounds: Provided always that such horse and cart or other vehicle shall be the *bona fide* property of the person so compounding.

The Superintendent may compound for payment of tolls. Period and rate of such compounding.

XIV. If any Collector shall not place such board as aforesaid and keep the same there during the time he shall be Collector or shall demand a greater or less Toll from any person than he shall be authorised to do by virtue of this Act or shall refuse to permit or shall in any wise hinder any person from reading the inscription on the Toll-board or shall refuse to tell his name to any person who shall demand the same or shall give a false name or on the legal Toll being paid or tendered shall unnecessarily detain or wilfully obstruct or hinder any passenger from passing through the Toll-gate or make use of any scurrilous language to any passenger or other person then in every such case the Toll Collector shall forfeit for every such offence any sum not exceeding Ten Pounds.

In certain cases collector is subject to penalty.

XV. If any person shall evade or attempt to evade the payment of any of the Tolls by this Act imposed every such person shall for every such offence forfeit and pay any sum not exceeding Five Pounds in addition to the Toll evaded to be recovered in a summary way.

Penalty for evading toll.

XVI. All tolls or monies to be received by this Act shall after deducting the costs of collection be applied first in paying the interest on the said debentures secondly in maintenance and repairs of the said Road and the balance may be applied in paying off the Loan to be raised by virtue of this Act either by purchasing debentures or otherwise as the Superintendent shall direct.

Application of money.

XVII. The Short Title of this Act shall be the "Toll-gate Act 1872."

Short Title.

SCHEDULE A.

	s.	d.	Schedules.
For every dray drawn by bullocks ... ..	2	6	
For every dray cart or other vehicle drawn by more than one horse	1	6	
For every dray cart or other vehicle drawn by one horse ... ..	1	0	
For every horse ass or mule ... ..	0	6	
For every horned or neat cattle per head ... ..	0	1½	
For every sheep goat or pig ... ..	0	0½	

SCHEDULE B.

FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

MEANEE TOLL GATE ACT 1872.

This Debenture entitles the bearer to £        sterling which with interest thereon at the rate of        pounds per centum per annum is hereby secured upon the Tolls

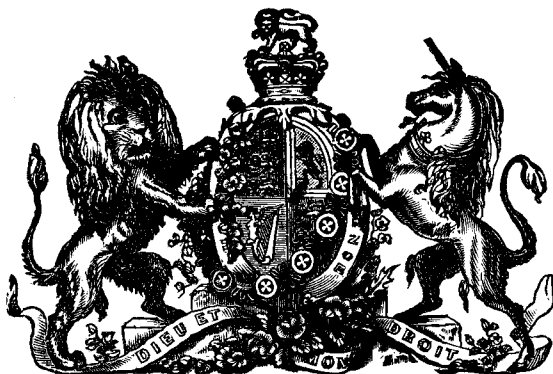
referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the                    day of                    and the                    day of                    in every year and such principal money being payable at                    aforesaid on the                    day of                   

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "The Meanee Toll-Gate Act 1872."

Dated this                    day of                   

Superintendent.

# Province of Hawke's Bay.



## PORT AHURIRI BRIDGE ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 5.

### ANALYSIS.

- |                                                                         |                                                                                  |
|-------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| Preamble.                                                               | 8. Debentures may be issued as required.                                         |
| 1. Bridge to connect Battery Point with Western Spit to be constructed. | 9. Interest to be not more than 8 per cent.                                      |
| 2. Tolls to be levied when bridge is proclaimed open to the public.     | 10. Repayment of amount borrowed and interest chargeable on tolls.               |
| 3. Tolls may be let for period not exceeding one year.                  | 11. Debentures to be for £50 and £100.                                           |
| 4. Tolls recoverable summarily.                                         | 12. Interest payable at Provincial Treasury Napier.                              |
| 5. Penalty for refusing payment of or evading tolls.                    | 13. Collections to be carried to separate account applied to purposes specified. |
| 6. Tolls may be compounded for.                                         | 14. Short Title.                                                                 |
| 7. Debentures for £7000 may be issued by Superintendent.                |                                                                                  |

[Assented to Sept. 5, 1872.]

**WHEREAS** it is expedient that a Bridge should be constructed in the Inner Harbor of Napier in order to connect Gough Island with the Western Spit adjoining the Harbor of Napier and to provide funds by means of a loan for the erection of such Bridge to be raised upon the security of and charged upon the tolls to be raised under this Act and to provide for the making and keeping in repair the said Bridge.

Preamble

**BE IT THEREFORE ENACTED** by the Superintendent of the Province of Hawke's Bay with the advice and consent of the Provincial Council thereof as follows—

I. It shall be lawful for the Superintendent to construct a Bridge and make approaches thereto over the Inner Harbor at a point to connect the road from Battery Point with the Western Spit provided that such Bridge shall be so constructed as not to impede the navigation of the said Inner Harbor.

Bridge to connect Battery Point with Western Spit to be constructed.

II. The Superintendent shall by proclamation in the Provincial Government Gazette notify that the said Bridge is open for the public so soon as he shall have received a certificate under the hand of the Provincial Engineer to the effect that the Bridge is complete and fit for the reception of traffic and thereupon it shall be lawful for the said Superintendent to cause tolls to be levied not exceeding the rates set forth in the Schedule to this Act.

Tolls to be levied when bridge is proclaimed open to the public.

Tolls may be let for period not exceeding one year.

III. It shall be lawful for the said Superintendent from time to time to let the said Bridge and tolls for any term not exceeding one year at such annual rent and on such conditions as he shall think fit.

Tolls recoverable summarily.

IV. All tolls imposed by virtue of this Act shall be recoverable in a summary way.

Penalty for refusing payment of or evading tolls.

V. Any person refusing or attempting to avoid the payment of any toll payable under this Act shall forfeit and pay for every such offence any sum not exceeding £5 to be recoverable in a summary way.

Tolls may be compounded for.

VI. The Superintendent may compound with any person or persons for any term not exceeding one year at any one time for the tolls payable by virtue of this Act for such sum or sums as he shall think fit.

Debentures for £7000 may be issued by Superintendent.

VII. The Superintendent may borrow on debentures under the public seal of the province any sum or sums not exceeding the sum of £7000 for defraying the costs of the said Bridge.

Debentures may be issued as required.

VIII. The Superintendent may take up such sum or sums at any one time and from time to time as the occasion may require.

Interest to be not more than 8 per cent.

IX. The interest to be paid on such sum or sums shall not exceed the rate of eight pounds for every one hundred pounds sterling by the year.

Repayment of amount borrowed and interest chargeable on tolls.

X. The repayment of such sum or sums and the interest thereon shall be a charge upon the tolls to be collected under this Act.

Debentures to be for £50 and £100.

XI. The Debentures shall be issued for sums of £50 and £100 and shall be in the form set forth in the Schedule hereunto annexed.

Interest payable at Provincial Treasury Napier.

XII. The interest on the Debentures shall be paid half-yearly at the Provincial Treasury in Napier.

Collections to be carried to separate accounts and applied to purposes specified.

XIII. All monies to be collected by virtue of this Act after deducting the charges of collection shall be paid to the Provincial Treasurer to be carried to a separate account to be called The Port Ahuriri Bridge Account and thereout in the first instance the interest on the debentures to be raised as aforesaid shall be paid the balance after retaining such sum as the Superintendent shall from time to time think necessary to be applied for keeping the said Bridge in repair shall be applied by the direction of the Superintendent in paying off the Loan authorised to be raised by this Act either by purchase of debentures or in such other mode as the Superintendent shall think expedient.

Short Title.

XIV. The Short Title of this Act shall be "The Port Ahuriri Bridge Act 1872."

#### SCHEDULE A.

<i>Tolls Payable for Each Time of Passing on and across the said Bridge.</i>		s.	d.
For every foot passenger or passenger in a coach plying for hire		0	6
Horse ass or mule	... ..	1	0
For every horned or neat cattle per head	... ..	1	0
For every sheep goat or pig	... ..	0	1
For every dray cart or other vehicle drawn by bullocks	... ..	3	6
For every dray cart or other vehicle drawn by one horse	... ..	1	6
For every dray cart or other vehicle drawn by two horses	... ..	2	0
For each additional horse	... ..	0	6

#### SCHEDULE B.

##### FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

##### PORT AHURIRI BRIDGE ACT 1872.

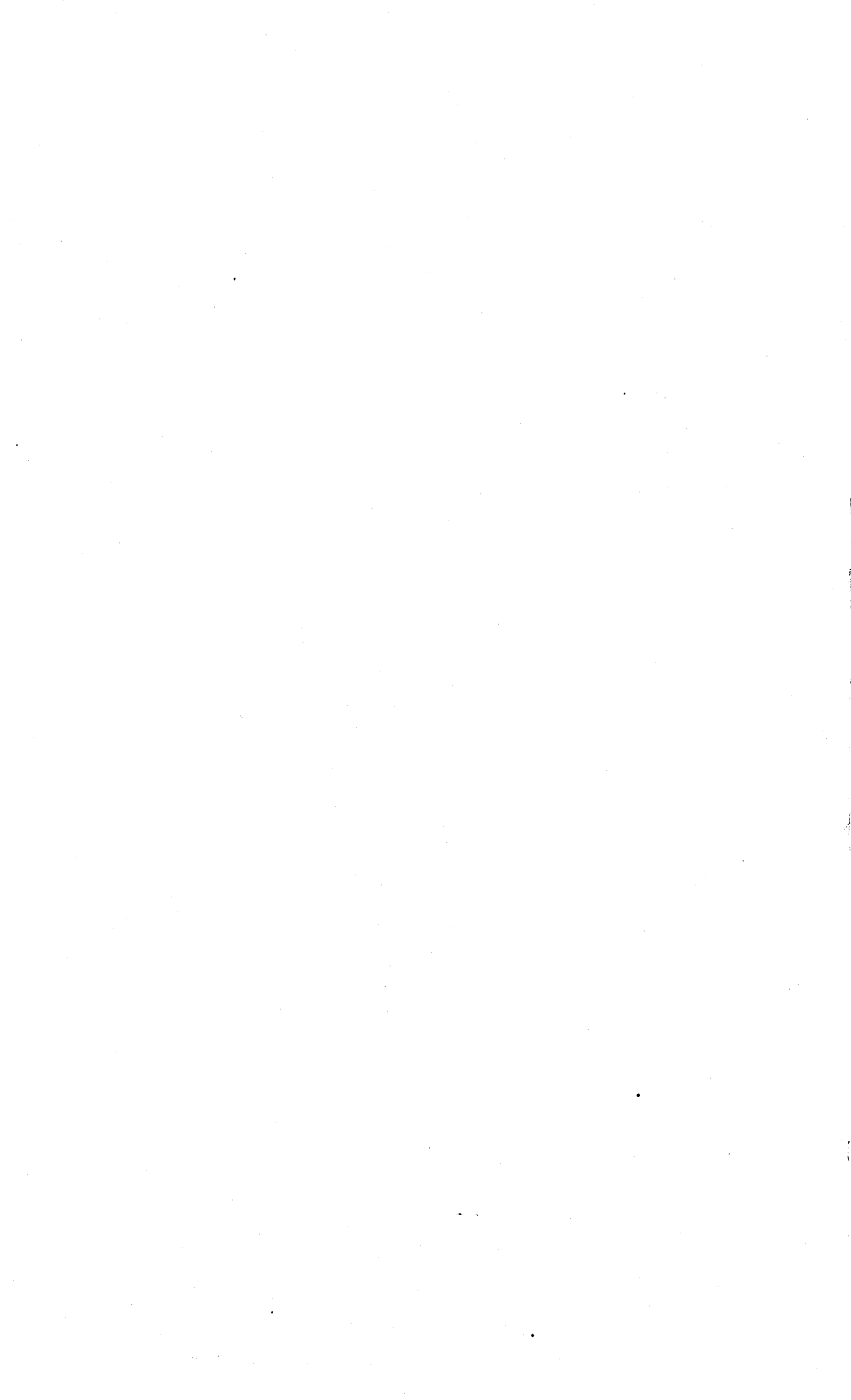
This Debenture entitles the bearer to £           sterling which with interest thereon at the rate of           pounds per centum per annum is hereby secured upon the Tolls

referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the            day of            and the            day of            in every year and such principal money being payable at            aforesaid on the            day of           

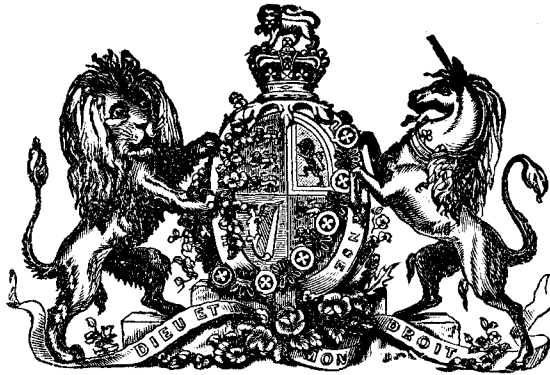
Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "Port Ahuriri Bridge Act 1872."

Dated this            day of           

Superintendent.



# Province of Hawke's Bay.



## APPROPRIATION ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 6.

### ANALYSIS.

<p>Title. Preamble.</p> <p>1. Appropriation of the sum of £22,272 10s to defray the charges of the Government of the Province for the period from 1st July 1872 to 30th June 1873. Specification of charges.</p>	<p>2. Sums appropriated to be issued and paid in accordance with the "Provincial Audit Act 1866" and the "Provincial Audit Acts Amendment Acts 1868 and 1869."</p> <p>3. Short Title.</p>
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AN ACT *to appropriate the Revenue of the Province of Hawke's Bay for the period commencing the 1st day July 1872 and ending the 30th day of June 1873.* Title.

**B**E IT ENACTED by the Superintendent of the Province of Hawke's Bay Preamble.  
by and with the advice and consent of the Provincial Council thereof as follows :—

1. That out of the revenue of the province there may be issued and applied for defraying the charge of the Government of the Province of Hawke's Bay for the term of twelve months commencing on the 1st day of July 1872 and ending the 30th day of June 1873 the sum of Twenty-two Thousand Two Hundred and Seventy-two Pounds Ten Shillings in any sums not exceeding the several sums for the several purposes hereinafter particularly specified that is to say— Appropriation of the sum of £22,270 10s to defray the charges of the Government of the Province for the period from 1st July 1872 to 30th June 1873. Specification of charges.

Total Judicial	...	...	...	...	...	£2511	10	0	
Total Hospital and Charitable	...	...	...	...	...	860	0	0	
Total Administrative	...	...	...	...	...	1280	0	0	
Total Harbor Department	...	...	...	...	...	665	0	0	
Total Survey Department	...	...	...	...	...	2150	0	0	
Total Legislative	...	...	...	...	...	455	0	0	
Total Miscellaneous...	...	...	...	...	...	2746	0	0	
Total Public Works and Undertakings	...	...	...	...	...	8525	0	0	
Total Sheep Department	...	...	...	...	...	880	0	0	
Total Education	...	...	...	...	...	2200	0	0	
							£22,272	10	0

Sums appropriated to be issued and paid in accordance with the "Provincial Audit Act 1866" and the "Provincial Audit Acts Amendment Acts 1868 and 1869."

2. The said several sums hereby appropriated shall be issued and paid for the purposes herein mentioned and in the manner prescribed by the "Provincial Audit Act 1866" and the "Provincial Audit Acts Amendments Acts 1868 and 1869."

Short Title.

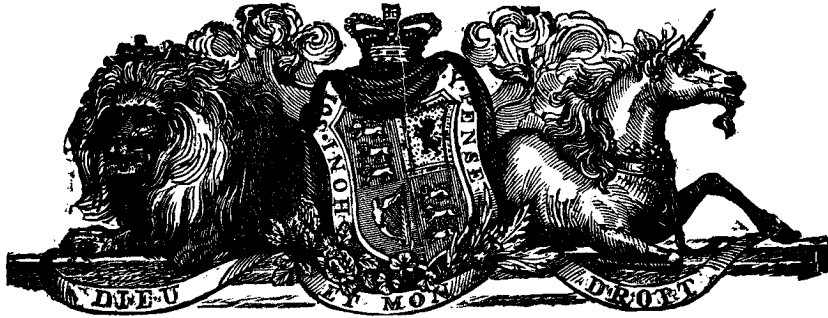
3. The Short Title of this Act shall be the "Hawke's Bay Appropriation Act 1872."



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Province of Hawke's Bay.



VOTES AND PROCEEDINGS

OF THE

PROVINCIAL COUNCIL OF HAWKE'S BAY.

1872.—SESSION XIX.

Hapier:

PRINTED, BY AUTHORITY, BY DINWIDDIE, MORRISON & Co.

1872.



# C O N T E N T S .

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1.—VOTES AND PROCEEDINGS—June 4 to June 17, 1872.

2.—FINANCIAL STATEMENT.

3.—PAPERS, viz. :—

Special Settlement Resolution  
Select Committee Northern Road  
Dolbel's Petition  
Tongoio Native Petition  
Estimates of Revenue, 1872-73  
Estimates of Expenditure, 1872-73  
Estimates Special, 1872-73

ACTS, viz. :—

1. Wholesale Dealers in Spirituous Liquors Licensing Act Amendment Act, 1872.
2. Hawke's Bay Police Act, 1872
3. Credit Act, 1872
4. Meanee Toll-gate Act, 1872
5. Port Ahuriri Bridge Act, 1872
6. Appropriation Act, 1872



# PROVINCIAL COUNCIL OF HAWKE'S BAY.

1872.

## VOTES AND PROCEEDINGS

### SESSION XIX.

TUESDAY, JUNE 4, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, Russell, Tanner, Colenso, Rhodes, Maney, Dolbel, Kennedy, Routledge, Kinross, Tiffen, A'Deane, Bridge, and Johnston.

The Council met pursuant to a proclamation issued by His Honor the Superintendent, bearing date the 22nd day of May, 1872, which was read by the clerk.

The Speaker then read prayers.

Mr. Ormond to move on next sitting day—

“That the Council do resolve itself into a Committee of Ways and Means to consider the estimated revenue for the year ending June 30, 1873.”

Mr. Ormond to move on next sitting day—

“That the Council do resolve itself into a Committee of Supply.”

Mr. Ormond to move on Thursday next—

1. That it is desirable the Provincial Government should be empowered to set apart blocks of the waste lands of the Province of Hawke's Bay, and to sell the same on deferred payment in sections of not more than 200 acres, or less than 40 acres, to any one person, to be paid for by instalments extending over a period of five years, the purchaser being required to occupy and improve the land purchased.
2. That it is also expedient that the Provincial Government should have power to set apart land for special settlement.
3. That the Superintendent be requested to procure the passing of a Bill in the next session of the General Assembly to give effect to the above resolutions.

His Honor the Superintendent laid the following papers on the table :—

- “ Sheep Inspector's Report.”
- “ Report on Surveys.”
- “ Report on Roads.”
- “ Hospital Report.”
- “ Gaol Report.”
- “ Immigration Return.”
- “ Harbour Master's Report.”

Mr. Ormond moved—

“ That the Council do adjourn until next sitting day (Wednesday), at 3 o'clock.”

Mr. Russell seconded the motion.

Motion agreed to, and Council adjourned accordingly.

WEDNESDAY JUNE 5, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Bridge, Johnston, Maney, Dolbel, Tiffen, Routledge, Sutton, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

His Honor the Superintendent laid the following papers on the table:—

“ Report on Light-house on Gaol Reserve.”

“ Report on Portable Guide Lights, Port Ahuriri.”

“ Report on Bridle Track from Petane by Bluff to Tongio.”

“ Report on Mohaka Ferry Punt.”

“ Report on Breastwork, Maori Island.”

“ Report on reclamation of Napier Swamp.”

Mr. Tiffen to move to-morrow—

“ For leave to bring in a Bill to be entitled the “ Meanee Toll-gate Act, 1872.”

Mr. Russell to move to-morrow—

“ To bring in a Bill to grant power to the Superintendent to erect a Toll-gate.”

Mr. Routledge to move on Friday next—

“ For leave to bring in a Bill to be intituled “ The Napier Harbour Bridge Bill, 1872.

Mr. Sutton to move on next sitting day—

“ For a return of all monies expended in the Town of Napier as grants in aid for town roads.”

Mr. Ormond moved—

“ That Mr. Sutton be elected Chairman of Committees for the day.”

Mr. Kinross seconded the motion.

Motion agreed to, and Mr. Sutton elected Chairman.

Mr. Ormond, pursuant to notice, moved—

“ That the Council do resolve itself into a Committee of Ways and Means to consider the estimated revenue for the year ending June 30, 1873, and that the Speaker do now leave the chair.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council went into Committee of Ways and Means.

His Honor the Superintendent then made his Financial Statement, and laid the following papers on the table:—

“ Estimates of Revenue, Estimates of Expenditure, and Special Estimates for 1872-3.”

“ Comparative Statement shewing amounts realized, estimated and due to the 30th June, 1872, of the Estimated Revenue, on account of Ordinary, Territorial, and Miscellaneous, for the financial year.”

“Comparative Statement shewing sums voted—Expenditure to 31st May, 1872; Estimated Expenditure for June; excess of Expenditure over vote; sums paid for services not specially provided for, and excess of vote over expenditure.”

“Abstract of Expenditure from 1st July, 1871, to 31st May, 1872,” and probable expenditure during June, 1872.”

“Hawke’s Bay Sheep Act, 1871—Return of Receipts and Expenditure from 1st July, 1871, to 31st May, 1872, and estimated Receipts and Expenditure during June, 1872.”

“Education—Return of grants, rates, and rents, for educational purposes; also expenditure during the year.

“Toll-gate Act, 1867—Return of Receipts and Disbursements from 1st July, 1871, to 31st May, 1872, and estimated Receipts and Disbursements for June, 1872.”

“Immigration—Return of sums received during the current year to 31st May, 1872, on account of refund immigrants’ promissory notes.”

Mr. Ormond moved—

“That the Chairman do report progress and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond, pursuant to notice, moved—

“That the Council do go into Committee of Supply.”

Mr. Russell seconded the motion.

Motion agreed to, and Council went into Committee accordingly.

The Chairman put the first item on the Estimates for consideration.

Mr. Ormond moved—

“That the Chairman do report progress, and ask for leave to sit again to-morrow.”

Agreed to.

The Chairman reported progress, and asked leave to sit again to-morrow.

Leave granted.

Mr. Sutton moved—

“That the Council do adjourn until Thursday, 6th instant, at 3 o’clock.”

Mr. Routledge seconded the motion.

Motion agreed to, and Council adjourned accordingly.

THURSDAY, JUNE 6, 1872.

The Speaker took the chair at 3 o’clock.

Present—Messrs. Lambert, A’Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Dolbel to move on next sitting day—

“To ask His Honor the Superintendent why the sum voted by the Council last session, for building a ferry punt for the Mokaka crossing, has not been expended.”

Mr. Sutton to move on next sitting day—

“For leave to introduce a Bill to amend the “Wholesale Dealers’ License Act, 1871.”

Mr. Johnston to move on next sitting day—

“ To ask His Honor the Superintendent why the sum of £150, voted last session towards the formation of the road from the Main South Road to the Seventy-Mile Bush, has not been expended.

Mr. Sutton to move on next sitting day—

“ For copy of any contract which may have been entered into for the erection of Waitaha Bridge.”

Lieut.-Col. Lambert to move on next sitting day—

“ That His Honor the Superintendent will be pleased to cause to be laid before the Council a return giving the names of all persons liable to the Education Rate who have not yet paid it.

Mr. Tiffen, pursuant to notice, moved—

“ For leave to bring in a Bill to be entitled the “ Meanee Toll-gate Act, 1872.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Tiffen moved—

“ That the Bill be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Tiffen moved—

“ That the Bill be printed.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Tiffen to move on Thursday, the 13th inst.—

“ The second reading of the ‘ Meanee Toll-gate Act, 1872.’”

Mr. Russell, pursuant to notice, moved—

“ For leave to bring in a Bill to grant power to the Superintendent to erect a Toll-gate.”

Mr. A’Deane seconded the motion.

Motion agreed to.

Mr. Russell moved—

“ That the ‘ Te Aute Road Toll-gate Bill be read a first time.’”

Mr. A’Deane seconded the motion.

Motion agreed to.

Mr. Russell moved—

“ That the Bill be printed.”

Mr. A’Deane seconded the motion.

Motion agreed to.

Mr. Russell to move on Wednesday, the 12th inst.—

“ That the ‘ Te Aute Road Toll-gate Bill ’ be read a second time.”

Mr. Sutton, pursuant to notice, moved—

“ For a return of all monies expended in the Town of Napier as grants in aid for town roads, and, by permission of the Council, added the words ‘ within the present financial year.’”

Mr. Ormond seconded the motion, laying the return called for on the table.



Mr. Ormond, pursuant to notice, moved—

- “ 1. That it is desirable the Provincial Government should be empowered to set apart blocks of the waste lands of the Province of Hawke's Bay, and to sell the same on deferred payment in sections of not more than 200 acres, or less than 40 acres, to any one person, to be paid for by instalments extending over a period of five years, the purchaser being required to occupy and improve the land purchased.
2. That it is also expedient that the Provincial Government should have power to set apart land for special settlement.
3. That the Superintendent be requested to procure the passing of a Bill in the next session of the General Assembly to give effect to the above resolutions.

Mr. Bridge seconded the resolution.

Resolution agreed to unanimously.

Mr. Ormond to move on next sitting day—

- “ That the Council resolve itself into a Committee of the whole House to consider a resolution for the sale of land on deferred payments, and for setting aside and disposing of land for special settlements.”

The Council went into Committee of Ways and Means, when the following items were passed :—

**ORDINARY AND MISCELLANEOUS—**

	£	s.	d.	£	s.	d.
Auctioneers and Publicans' Licenses .....	1100	0	0			
Pilot, Harbor, Wharf Dues, Boat Licenses.....	1000	0	0			
Brand and Pound Fees .....	30	0	0			
Slaughter Licenses .....	120	0	0			
Wholesale Spirit Dealers' Licenses .....	150	0	0			
Immigrants' Promissory Notes .....	500	0	0			
Miscellaneous and Incidental .....	50	0	0			
Estimated Balance in hands of Provincial Treasurer on June 30, 1872 .....	5400	0	0			
				8350	0	0

**TERRITORIAL—**

Crown Land Sales, Assessments and Leases on Runs.....	11,000	0	0			
Duties under Native Lands Act .....	1500	0	0			
				12,500	0	0

**SPECIAL—**

Education Rate .....	900	0	0			
Rent Educational Reserves.....	183	0	0			
Sheep Assessment and Dipping Fees .....	900	0	0			
Rent Toll Bar, Tareha's Bridge.....	1500	0	0			
Rent Harbor Reserves.....	100	0	0			
				3583	0	0
Total Revenue .....	£24,433	0	0			

Mr. Ormond moved—

- “ That the Chairman do report progress.”

Agreed to.

The Chairman reported progress.

Mr. Russell to move on next sitting day but one—

- “ That the assessments of the runs situated in the Patoka district be appropriated, for the next year, to the part raising of the amount of £400, voted in 1868 by the Council in its resolution on the Loan Amendment Act, for the purpose of compensating the owners and making the road from Puketapu to Patoka by the Taupo line; and that any deficiency afterwards remaining be taken from the land fund (if any accrue) from that district, until it is wholly recovered.”

Mr. Russell to move on next sitting day but one—

“That this Council authorise His Honor the Superintendent to appropriate a sum of money out of the Toll-gate funds to metal about 70 chains of the road from Taradale towards the Waiohiki pah.”

Mr. Maney to move in Committee of Supply—

“That the Superintendent be requested to place on the Estimates the sum of £100 as a grant in aid for the purpose of making a road from the end of the Papakura Block to Ohiti.”

Mr. Johnston to move on next sitting day—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Sheep Act.’”

Lient.-Colonel Lambert to move on next sitting day but one—

“That His Honor the Superintendent will cause to be laid before the Council a return shewing the number of dogs registered, with the names of their owners, since the last meeting of the Council.”

The Council went into Committee of Supply.

The Chairman put the first item on the Estimates for consideration.

1.—JUDICIAL.

*Gaol Department.*

	£	s.	d.	£	s.	d.
Gaoler (Warden), at £185 per annum .....	185	0	0			
1 Turnkey at £130 per annum.....	130	0	0			
2 Turnkeys at £115 per annum .....	230	0	0			
1 Overseer hard-labour Prisoners, at £110 per annum .....	110	0	0			
Rations for Prisoners.....	420	0	0			
Contingencies .....	220	0	0			
				1295	0	0

*Police.*

Napier—1 Inspector, also Inspector of Weights and Measures, at £230 per annum .....	230	0	0			
1 Sergeant, at £140 per annum .....	140	0	0			
2 Privates, at £110 per annum .....	220	0	0			
Waipawa—1 Corporal, at £125 per annum .....	125	0	0			
1 District Constable, at £30 per annum.....	30	0	0			
Wairoa—1 Private, at £110 per annum.....	110	0	0			
Meanees—1 District Constable, at £50 per annum .....	50	0	0			
Horse Allowance for Inspector, at £52 per annum .....	52	0	0			
Horse Allowance for Policeman at Waipawa, at £36 per annum .....	36	0	0			
Rations for Prisoners .....	20	0	0			
Expenses of Prisoners .....	25	0	0			
Contingencies .....	60	0	0			
Night Watchman at the Spit .....	28	10	0			
District Constable at Hampden .....	20	0	0			
District Constable at Clive and Havelock .....	50	0	0			
District Constable at Porangahau .....	20	0	0			
				1216	10	0

2.—HOSPITAL AND CHARITABLE—

Maintenance of Hospital .....	600	0	0			
Charitable Aid .....	250	0	0			
				850	0	0

*Coroner's Department.*

Contingencies .....	10	0	0			
				10	0	0

3.—ADMINISTRATIVE—

*Superintendent's Department.*

Superintendent at £425 per annum.....	425	0	0			
Superintendent's Clerk, also Clerk of the Council, at £300 per annum.....	300	0	0			

Messenger, also Messenger to the Provincial Council, at £110 per annum.....	110 0 0	
Contingencies .....	25 0 0	860 0 0
	<hr/>	
<i>Law Officer's Department.</i>		
Provincial Solicitor .....	100 0 0	100 0 0
	<hr/>	
<i>Treasury.</i>		
Provincial Treasurer, at £300 per annum .....	300 0 0	
Contingencies for Department .....	20 0 0	320 0 0
	<hr/>	
<b>4.—HARBOR DEPARTMENT—</b>		
Harbor Master and Pilot .....	200 0 0	
2 Boatmen, at £120 per annum .....	240 0 0	
Extra Men, in addition to Pilot's crew, when required .....	25 0 0	
Contingencies .....	75 0 0	
Mail Boating Service .....	25 0 0	
Pilot Service for Wairoa .....	100 0 0	665 0 0
	<hr/>	
<b>5.—SURVEY DEPARTMENT—</b>		
Provincial Surveyor, also Provincial Engineer, at £400 per annum.....	400 0 0	
Travelling Allowance to Provincial Surveyor ...	100 0 0	
Draughtsman, at £250 per annum .....	250 0 0	
Additional Draughtsman, at £200 per annum ...	200 0 0	
Survey Laborers.....	150 0 0	
Survey Contingencies .....	50 0 0	
Contract Surveys .....	1000 0 0	2150 0 0
	<hr/>	
<b>6.—LEGISLATIVE—</b>		
<i>Provincial Council.</i>		
Speaker, at £2 for each sitting day, and for seven days afterwards .....	75 0 0	
Country Members, at £1 per each sitting day ...	200 0 0	
Council Library .....	20 0 0	
Contingencies .....	20 0 0	
Printing Minutes of Council, Council Papers, Acts, &c. ....	100 0 0	415 0 0
	<hr/>	
<i>Returning Officer's Department.</i>		
Contingencies .....	40 0 0	40 0 0
	<hr/>	
<b>7.—MISCELLANEOUS—</b>		
General Printing and Advertising .....	150 0 0	150 0 0
	<hr/>	
Mr. Ormond moved—		
“ That the Chairman do report progress, and ask for leave to sit again to-morrow.”		
Agreed to.		
The Chairman reported progress, and asked leave to sit again to-morrow.		
Leave granted.		
Mr. Ormond moved—		
“ That the Council do adjourn until next sitting day, Friday, 7th instant, at 3 o'clock.”		
Mr. Sutton seconded the motion.		
Motion agreed to, and Council adjourned accordingly.		

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FRIDAY, JUNE 7, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Dolbel to move on next sitting day—

“That His Honor the Superintendent request the Provincial Engineer to survey a practical line for a dray road from Wharerangi Valley to Petane.”

Mr. Sutton to move on next sitting day—

“That this Council is of opinion that the District Court, as existing in this Province, should be dispensed with, and that the Speaker be requested to forward this resolution to the General Government.”

Mr. Kennedy, on behalf of Mr. Routledge, moved—

“For leave to bring in a Bill to be intituled ‘The Napier Harbour Bridge Bill, 1872.’”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Kennedy moved—

“That the Bill be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Kennedy moved—

“That the Bill be printed.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Kennedy to move—

“That the ‘Napier Harbor Bridge Bill’ be read a second time on Tuesday, the 11th inst.”

Mr. Dolbel, pursuant to notice, moved—

“To ask His Honor the Superintendent why the sum voted by the Council last session, for building a ferry punt for the Mokaka crossing, has not been expended.”

His Honor the Superintendent, in reply, stated that such a punt as would be required would cost £100; a steam winch £20 more; and this sum he had not been authorised to expend, besides the Provincial Engineer had reported that the place was not suitable for a punt of this description.

Mr. Sutton, pursuant to notice, moved—

“For leave to introduce a Bill to amend the ‘Wholesale Dealers’ License Act, 1871.’”

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the Bill be read a first time.”

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the Bill be printed.”

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the ‘Wholesale Dealers License Act, 1872,’ be read a second time on Tuesday, the 11th inst.”

Mr. Johnston, pursuant to notice, moved—

“To ask His Honor the Superintendent why the sum of £150, voted last session towards the formation of the road from the Main South Road to the Seventy-Mile Bush, has not been expended.”

His Honor the Superintendent, in reply, stated that the money had been spent in the terms of the vote.

Mr. Sutton to move—

“For copy of any contract which may have been entered into for the erection of Waitaha Bridge.”

Not being seconded, it lapsed.

Lieut.-Col. Lambert, pursuant to notice, moved—

“That His Honor the Superintendent will be pleased to cause to be laid before the Council a return giving the names of all persons liable to the Education Rate who have not yet paid it.

His Honor the Superintendent said the return would be laid on the table.

Mr. Ormond, pursuant to notice, moved—

“That the Council resolve itself into a Committee of the whole House to consider a resolution for the sale of land on deferred payments, and for setting aside and disposing of land for special settlements, and, by permission of the Council, adding the words ‘resolution circulated during recess.’”

Mr. Sutton seconded the motion.

Motion agreed to, and Council went into Committee accordingly.

Mr. Bridge moved—

“In paragraph 1, of clause 4, that the figure 20 in the first line be struck out, and five (5) inserted.”

Mr. Buchanan moved, as a further amendment—

“That the price shall be a fixed price of 10s. per acre.”

Mr. Rhodes moved—

“That 20s and 40s be altered to 5s and 60s.”

Mr. A’Deane moved—

“That the minimum and maximum prices shall be relatively 10s and 40s.”

On a division being called for, the Council divided.

Ayes—6.		Noes—7.
Messrs. A’Deane		Messrs. Buchanan
Russell		Colenso
Lambert		Rhodes
Tanner		Dolbel
Ormond		Tiffen
Kiross		Johnston
		Bridge

Amendment negatived.

On Mr. Rhodes’ amendment being put, a division was called for.

Ayes—4.		Noes—10.
Messrs. Colenso		Messrs. A’Deane
Rhodes		Russell
Dolbel		Buchanan
Sutton		Bridge
		Tiffen
		Lambert
		Tanner
		Ormond
		Johnston
		Kennedy

Amendment negatived.

On Mr. Buchanan's amendment being put, a division was called for.

<p>Ayes—2. Messrs. Buchanan Johnston</p>	<p>Noes—13. Messrs. A'Deane Russell Lambert Tanner Ormond Kinross Colenso Rhodes Dolbel Bridge Kennedy Tiffen Sutton</p>
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Amendment negatived.

Mr. Bridge's amendment was then put and agreed to.

Mr. Colenso moved—

“ That in sub-section 5, clause 4, to expunge the words ‘ at the same time,’ in the first line, and to insert in lieu thereof the following, ‘ on the same day.’ ”

Agreed to.

Mr. Sutton moved—

“ That in clause 4, sub-section 5, in the last line, after the last word, the following be added:—‘ Provided that such competition shall be open to applicants.’ ”

Agreed to.

Mr. Sutton moved—

“ In sub-section 6, of clause 4, to leave out all the words from bidder, in third line, to the word ‘ the ’ in the sixth line ; also, all words from ‘ shall ’ to be in sixth line.”

Agreed to.

Mr. Sutton moved—

“ That the Chairman do report progress, and ask for leave to sit again on next sitting day.”

Agreed to.

The Chairman reported progress, and asked leave to sit again next sitting day.”

Leave granted.

Lieut.-Colonel Lambert moved—

“ That No. 2 of Standing Rules and Orders be suspended.”

Mr. Sutton seconded the motion.

Motion agreed to.

Lieut.-Colonel Lambert moved—

“ That Monday next be made a sitting day.”

Mr. Sutton seconded the motion.

Motion agreed to.

Lieut.-Colonel Lambert moved—

“ That the Council do adjourn until Monday, 10th instant, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

MONDAY, JUNE 10, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Kinross gave notice—

“That he will move in Committee of Supply that the Superintendent be requested to place a sufficient sum on the Estimates for a punt on the Wairoa ferry.

Mr. Sutton to move on next sitting day—

“That whereas it is expedient that licenses issued under the authority of the ‘Wholesale Spirits License Act, 1871,’ should terminate on 31st December in each year, the Provincial Treasurer is authorised to issue licenses to persons already licensed, upon payment to him of such fractional part of £10 as may be due from the expiring of the present licenses, to December 31, 1872.”

Mr. Ormond to move on next sitting day—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Police Act, 1872.’”

Mr. Ormond to move on next sitting day—

“That it is advisable to let the reserve known as the Market Reserve, situate in Hastings, Emerson, and Tennyson-streets.”

Mr. Bridge to ask—

“His Honor the Superintendent to place on the table a return of the Road Boards that have availed themselves of the sums allotted to each out of the £1200 grant by the General Government, and whether it is the intention of the General Government to advance a similar sum for the year ending June, 1873.”

Mr. Russell’s motions were postponed until after the Orders of the Day were disposed of.

Mr. Johnston, pursuant to notice, moved—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Sheep Act.’”

Mr. Dolbel seconded the motion.

Motion agreed to.

Mr. Johnston moved—

“That the Bill be read a first time.”

Mr. Bridge seconded the motion.

Motion agreed to.

Mr. Johnston moved—

“That the Bill be printed.”

Mr. Bridge seconded the motion.

Motion agreed to.

Mr. Johnston to move on Thursday, the 13th inst.—

“That the ‘Hawke’s Bay Sheep Amendment Act, 1872,’ be read a second time.”

Lieut.-Colonel Lambert, pursuant to notice, moved—

“That His Honor the Superintendent will cause to be laid before the Council a return shewing the number of dogs

registered, with the names of their owners, since the last meeting of the Council."

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel, pursuant to notice, moved--

"That His Honor the Superintendent request the Provincial Engineer to survey a practical line for a dray road from Wharerangi Valley to Petane."

Mr. Maney seconded the motion.

His Honor the Superintendent said he would comply with the request as far as possible.

Mr. Sutton, in moving the motion in reference to the District Court, moved--

"That the motion be considered in Committee of the whole House."

Mr. Maney seconded the motion.

Motion agreed to, and Council went into Committee accordingly. The Chairman reported progress.

The Council went into Committee on Deferred Payment Land Resolution.

On the motion of Mr. Ormond, the consideration of clause 9 was postponed.

Mr. Colenso moved--

"That in clause 11 the words "30 days" be expunged, and the words "3 calendar months" be inserted.

Agreed to.

Mr. Ormond moved--

"That in clause 17, in the last line but two, the words "regulating aforesaid" be struck out, and the words "Waste Land Regulation Act, 1868," be inserted.

Agreed to.

Mr. Colenso moved--

"That in sub-section 3, of conditions of endowment on license to occupy, the words "30 days" be struck out, and the words "3 calendar months" inserted, and that in form C all the words after "annexed," in 7th and 8th lines, be struck out, and in form D the last line be struck out."

Agreed to.

Mr. Ormond moved--

"That the Chairman report progress, and ask for leave to sit again next sitting day."

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond moved--

"That the Council do adjourn until half-past seven o'clock."

Mr. Sutton seconded the motion.

Motion agreed to.

The Council met pursuant to adjournment.

The Council went into Committee of Supply.



Insurance on Government Buildings .....	86	0	0
Materials for Prison Labor, &c. ....	20	0	0
Expenses Weights and Measures.....	5	0	0
Miscellaneous Contingencies.....	300	0	0
Subsidy to Line of Coaches .....	100	0	0

Mr. Kennedy moved that this item be struck out.

On a division being called for, the Council divided.

<p>Ayes—6.</p> <p>Messrs. Colenso Rhodes Russell Kennedy Dolbel Sutton</p>	<p>Noes—9.</p> <p>Messrs. Kinross Routledge Johnston Bridge A'Deane Lambert Ormond Buchanan Tanner</p>
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Motion negatived.

Mr. Sutton moved—

“That the item subsidy to line of coaches be reduced to £50.”

On a division being called for, the Committee divided.

<p>Ayes—7.</p> <p>Messrs. Colenso Rhodes Russell Kennedy Buchanan Dolbel Sutton</p>	<p>Noes—8.</p> <p>Messrs. Kinross Routledge Ormond Lambert A'Deane Tanner Bridge Johnston</p>
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Motion negatived.

Subsidy to Line of Coaches.....	100	0	0
Grant for settling Land Claims at Hampden .....	150	0	0
Compensation for use of Land for Road near Havelock.....	20	0	0
Athenæum .....	100	0	0
Botanical Gardens.....	200	0	0
Compensation to Matthew Hill for Land taken for road .....	10	0	0
To complete purchase of Land at Waitangi .....	150	0	0
Grant in Aid of Education Fund.....	1100	0	0
Grant in aid of Acclimatization Society .....	200	0	0
Government Offices, Firewood, &c. ....	50	0	0
Bonus to Ferry at Waihua, at £25 per annum ...	25	0	0
Bonus to Ferry at Waikari at £10 per annum ...	10	0	0
Bonus to Ferry at Mohaka, at £25 per annum ...	25	0	0
Bonus to Ferry at Wairoa, at £20 per annum ...	20	0	0
Gratuity to Mr. Peacock for work and expenses collecting Immigration Promissory Notes	25	0	0
	2746	0	0

#### 8.—PUBLIC WORKS AND UNDERTAKINGS—

Maintenance of Public Buildings.....	200	0	0
Maintenance of Public Fences .....	20	0	0
Maintenance of Pumps and Wells .....	30	0	0
Maintenance of grounds around Public Offices ...	20	0	0
Hospital addition .....	100	0	0
Strengthening Cells in Gaol .....	100	0	0
Tank for Gaol .....	15	0	0
Shifting Lights for entering Harbor at night .....	50	0	0
Recovering and Renewing Moorings .....	300	0	0
Erection Building and purchase Light for Napier Bluff.....	300	0	0
Maintenance Light for year .....	100	0	0
Clearing and improving Mangaone River .....	120	0	0
	1355	0	0

Mr. Ormond moved—

“That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Russell's motions were, by permission of the Council, ordered to be placed upon the notice paper of the 11th inst.

Mr. Ormond moved—

“That the Council do adjourn until next sitting day, Tuesday, 11th instant, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

TUESDAY, JUNE 11, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Lee, Routledge, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Colenso presented a Petition from Mr. P. Dolbel praying that his losses, owing to the Hau Hau raids, be considered, and moved it be read.

Mr. Maney seconded the motion.

Agreed to, and Petition read.

Mr. Colenso moved—

“That the Petition be received.”

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Colenso moved—

“That the Petition be printed.”

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Colenso to move on next sitting day—

“That a Select Committee be appointed to consider and report upon the Petition of Philip Dolbel, to consist of Messrs. Rhodes, Tiffen, Tanner, Kennedy, Maney, and the mover.”

Mr. Colenso to move in Committee of Supply—

“That His Honor the Superintendent be requested to place on the Estimates the sum of £100 (one hundred pounds) as a grant in aid towards making a road from the river Tuki Tuki to the Tarawera District.”

Mr. Lee to move on next sitting day—

“That His Honor the Superintendent be requested to obtain a report by Mr. Bold as to the practicability of a good dray road between Petane and Wairoa, in lieu of the present track.”

Mr. Tiffen to move on next sitting day—

“That a Select Committee be appointed to take evidence and to report as to the practicability of a line of road for wheel traffic from Napier to Taupo plains via Wharerangi, Pukititiri, and the Ripia Valley. Such committee to consist of Messrs. Buchanan, Dolbel, Tanner, Maney, and the mover.”

Mr. Sutton, pursuant to notice, moved—

“That whereas it is expedient that licenses issued under the authority of the ‘Wholesale Spirits License Act, 1871,’ should terminate on 31st December in each year, the Provincial Treasurer is authorised to issue licenses to persons already licensed, upon payment to him of such fractional part of £10 as may be due from the expiring of the present licenses, to December 31, 1872.”

Mr. Lee seconded the motion.

Motion agreed to.

Mr. Ormond, pursuant to notice, moved—

“For leave to bring in a Bill to amend the ‘Hawke’s Bay Police Act, 1863.’”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Act be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Bill be printed.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond to move on Thursday, the 13th inst.—

“That the ‘Hawke’s Bay Police Amendment Act’ be read a second time.”

Mr. Ormond, pursuant to notice, moved—

“That it is advisable to let the reserve known as the Market Reserve, situate in Hastings, Emerson, and Tennyson-streets.”

Mr. Lee seconded the motion.

Mr. Sutton moved—

“That the following words be added:—‘Provided the revenue accruing therefrom be vested in the Town Board or Corporation, should such be established in Napier.’”

This was negatived, and, on the original motion being put, a division was called for.

Ayes—9.		Noes—8.
Messrs. Dolbel		Messrs. Tiffen
Russell		Kennedy
Ormond		Kinross
Tanner		Lee
Rhodes		Routledge
A’Deane		Bridge
Johnston		Sutton
Lambert		Maney
Colenso		

Motion agreed to.

Mr. Bridge, pursuant to notice, asked—

“His Honor the Superintendent to place on the table a return of the Road Boards that have availed themselves of the sums allotted to each out of the £1200 grant by the General Government, and whether it is the intention of the General Government to advance a similar sum for the year ending June, 1873.”

His Honor the Superintendent replied that the return would be laid upon the table.

Mr. Russell, pursuant to notice, moved—

“That the assessments of the runs situated in the Patoka district be appropriated, for the next year, to the part recovery of the amount of £400, voted in 1868 by the Council in its resolution on the Loan Amendment Act, for the purpose of compensating the owners and making the road from Puketapu to Patoka by the Taupo road; and that any deficiency afterwards remaining be taken from the land fund (if any accrue) from that district, until it is wholly recovered.”

Mr. Maney seconded the motion.

Motion negatived.

Mr. Russell, pursuant to notice, moved—

“That this Council authorise His Honor the Superintendent to appropriate a sum of money out of the Toll-gate funds to metal about 70 chains of the road from Taradale towards the Waiohiki pah.”

Mr. Maney seconded the motion.

Mr. Dolbel moved, as an amendment—

“That the following words be added:—‘And also £50 to make permanant work on the Taipo road.’”

This motion was withdrawn, and, by permission of the Council, Mr. Russell added the words “Puketapu by Redclyffe,” and struck out the words “the Waiohiki pah.”

On the amended motion being put, a division was called for, and the Council divided.

Ayes—11.	Noes—5.
Messrs. Lambert	Messrs. Tiffen
Colenso	Tanner
Rhodes	Kennedy
Routledge	Sutton
Russell	Lee
Johnston	
Bridge	
Dolbel	
Ormond	
Kinross	
Maney	

Motion, as amended by Mr. Russell, agreed to.

Mr. Routledge asked—

“For leave to postpone the second reading of the ‘Harbor Bridge Bill, 1872,’ till next sitting day.

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Sutton, pursuant to notice, moved—

“That the ‘Wholesale Dealers Licensing Act,’ be read a second time”

Mr. Kinross, *pro forma*, seconded the motion.

Mr. Rhodes moved—

“That the Council do adjourn until half-past seven o’clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

Mr. Sutton moved—

“That the ‘Wholesale Dealers Licensing Act’ be read a second time.”

Agreed to.

Mr. Sutton moved—

“That the Council do go into Committee on the Act.”

Mr. Kennedy seconded the motion.

Agreed to.

The Council went into Committee on the “Wholesale Dealers Licensing Act, 1872.”

Mr. Sutton moved—

“That the following be inserted as clause 1, in lieu of clause 1, and that the Schedule be struck out:—‘That all words in clause 1 in the Wholesale Spirits Dealers Licensing Act, 1871, after the words Hawke’s Bay, in the 10th line, be repealed.’”

Agreed to.

Mr. Sutton moved—

“That the Chairman report progress and the Bill as amended.”

Agreed to.

The Chairman reported progress, and handed the Bill as amended to the Speaker.

Mr. Sutton to move on Thursday next—

“That the ‘Wholesale Dealers Licensing Act, 1872,’ be read a third time.”

Mr. Ormond asked—

“For permission to postpone going into Committee on the Special Settlement resolution until next sitting day.”

Agreed to.

The Council went into Committee of Supply.

The Chairman put the first item for consideration.

Main Road Havelock to Waipukurau..... 2500 0 0

Mr. Tiffen moved—

“That main road Havelock to Waipukurau, £2000, be substituted.”

Mr. A’Deane moved as a further amendment—

“That main road Havelock to Waipukurau £2200; Waipukurau to Southern Boundary of Province £300.”

Agreed to.

Te Aute Road to 70-Mile Bush .....	300	0	0
Louisa Creek to Hampden .....	300	0	0
Grant in aid of Wallingford Bridge.....	600	0	0
Napier to Pohui .....	200	0	0
Oero Road .....	100	0	0
Patoka to Mangaone, by Pakiaka .....	100	0	0
Road by Peka Peka to Pukititiri .....	500	0	0
Petane to Wairoa .....	150	0	0
Inland Track—Wairoa to Waihua .....	100	0	0
Road Overseers .....	250	0	0
Road Contingencies .....	200	0	0
Roads to give access to Bush Lands to be sold on deferred payments .....	300	0	0
Grant in aid of Roads and Road Boards.....	400	0	0
Town Roads .....	200	0	0
Waitaha Bridge .....	130	0	0

On the motion of Mr. Maney—

Grant in aid Papakura Block to Ohiti .....

100 0 0

Was passed.

On the motion of Mr. Kinross—

Ferry Punt, Wairoa River.....

190 0 0

Was passed.

Mr. Ormond moved—

“That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Dolbel to move in Committee of Supply—

“That His Honor the Superintendent be requested to place a sufficient sum on the Estimates to build and fit a ferry punt for the Mohaka crossing.”

Mr. Routledge to move in Committee of Supply—

“That the Superintendent be requested to place upon the Estimates the sum of £30 for the erection of a lock-up at the Spit.”

Mr. Routledge moved—

“That the Council do adjourn until next sitting day, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

WEDNESDAY JUNE 12, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Colenso, Rhodes, Bridge, Johnston, Dolbel, Kennedy, Kinross, Tiffen, Sutton, Lee, Routledge, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Dolbel presented a Petition from the natives of Tongoio, having reference to the fencing off of a certain road, and moved it be read.

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel moved—

“That the Petition be received.”

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel moved—

“That the Petition be printed.”

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Dolbel to move on Friday—

“That this Council do resolve itself into a Committee of the whole House to consider the Petition of the Tongoio and Arapawanui natives.

His Honor the Superintendent laid the following papers on the table:—

“Education Return, showing names of persons unable to pay the rate.”

“Return of Dogs Registered.”

Mr. Dolbel to move on next sitting day—

“To ask His Honor the Superintendent if any steps have been taken towards carrying out the resolution passed last session, by the Provincial Council, in reference to that

block of land for special settlement on the North bank of the Mohaka river."

Mr. Ormond to move on next sitting day—

"Whereas the 'Provincial Audit Act, 1866,' provides that unless an address to the Superintendent be sent to the Council, a recommendation to grant a sum of money sufficient to meet the unauthorised expenditure shall be passed by an absolute majority of the entire number of the members of the Provincial Council. The Provincial Auditor shall commence suits in the Supreme Court to recover the penalties recoverable under the said Act, for signing and issuing special orders for the issue of money without appropriation: And whereas it is necessary to release the Superintendent from the penalties to which he is liable for such unauthorised expenditure; the Council requests the Superintendent to submit to the Council a recommendation to grant a sum of money sufficient to meet the said unauthorised expenditure."

Mr. Ormond to move on next sitting day—

"That the Superintendent requests the Provincial Council to grant the sum of six hundred and fifty-six pounds fifteen shillings and eleven pence, to meet the unauthorised expenditure from the 1st May, 1871, to the 31st May, 1872, the same unauthorised expenditure having been incurred on account of the services hereinafter mentioned:—

	£	s.	d.
Ngaruroro and Petane Bridges .....	32	3	0
Superintendent's Department .....	24	3	4
Napier Athenæum .....	50	0	0
Grant to Capt. Carter .....	100	0	0
Dog Registration .....	12	0	0
General Printing and Advertising .....	90	17	3
Provincial Council .....	269	5	0
Coroners' Contingencies.....	5	0	0
Returning Officer's Department.....	73	7	4

£656 15 11

Mr. Ormond to move on next sitting day—

"For leave to bring in a Credit Act, 1872."

Mr. Kennedy to ask on next sitting day—

"Whether it is the intention of the Superintendent to lease the reserve between Tennyson, Hastings, and Emerson-streets, and, if so, whether it is the intention that it should be subdivided and leased by auction."

Mr. Colenso, pursuant to notice, moved—

"That a Select Committee be appointed to consider and report upon the Petition of Philip Dolbel, to consist of Messrs. Rhodes, Tiffen, Tanner, Kennedy, Maney, and the mover. Report to be brought up on next sitting day after Friday, 14th inst."

Mr. Russell seconded the motion.

Motion agreed to.

Mr. Tiffen, pursuant to notice, moved—

"That a Select Committee be appointed to take evidence and to report as to the practicability of a line of road for wheel traffic from Napier to Taupo plains via Wharerangi, Pukititiri, and the Ripia Valley. Such committee to consist of Messrs. Buchanan, Dolbel, Tanner, Maney, and the mover."

Mr. Routledge seconded the motion.

Motion agreed to.

Mr. Lee, pursuant to notice, moved—

“That His Honor the Superintendent be requested to obtain a report by Mr. Bold as to the practicability of a good dray road between Petane and Wairoa, in lieu of the present track.” Omitting, by permission of the Council, the words “Mr. Bold.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Russell, pursuant to notice, moved—

“That the ‘Te Aute Road Toll-gate Bill’ be read a second time.”

Mr. Sutton seconded the motion.

Mr. A’Deane moved as an amendment—

“That the ‘Te Aute Road Toll-gate Act, 1872,’ be read a second time this day six months.”

Lieut.-Colonel Lambert seconded the amendment.

On a division being called for, the Council divided.

Ayes—10.		Noes—4.
Messrs. Ormond		Messrs. Russell
A’Deane		Sutton
Lambert		Kennedy
Johnston		Lee
Bridge		
Rhodes		
Colenso		
Dolbel		
Kinross		
Routledge		

Amendment agreed to.

Mr. Routledge, pursuant to notice, moved—

“That the ‘Napier Harbor Bridge Bill’ be read a second time.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Rhodes moved—

“That the Council do adjourn until half-past seven o’clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

Mr. Ormond moved—

“That Mr. Routledge’s motion on the Harbor Bridge Bill be considered presently.”

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That Mr. A’Deane be elected Chairman of Committees for this evening.”

Mr. Colenso seconded the motion.

Motion agreed to.

Council went into Committee on resolution for sale of land on deferred payments and special settlements.

Mr. Ormond moved—

“That in clause 9, in the 4th, 5th, 6th, and 7th lines, the following words be struck out:—‘The sum deposited with Resident Magistrate shall be forfeited and paid into the



Public Account, and shall form part of the Consolidated Revenue of the Colony and;" and all the words after decision in the 12th line be struck out."

Agreed to.

Mr. Buchanan moved—

"That sub-section 2 of clause 4 be recommitted."

Agreed to.

Mr. Buchanan moved—

"That the following words be added to sub-section 2 of clause 4:—'Provided that the Blocks shall be as far as possible of a rectangular shape, the circumscribing lines of which shall be directed to the cardinal point of the compass.'"

Agreed to.

Mr. Ormond moved—

"That the Chairman report the resolution to the Speaker."

Agreed to.

The Chairman reported the Resolution to the Speaker.

Mr. Ormond moved—

"That the Resolution be adopted."

Mr. Routledge seconded the motion.

The Resolution was agreed to unanimously.

The Council went into Committee of Supply on the Special Estimates.

On the motion of Mr. Ormond, the consideration of the items under the head of Sheep Department were postponed until after the second reading of the Sheep Act Amendment Act.

*Education—*

Capitation Money for Scholars .....	£1000	0	0
Bonus to Teachers .....	650	0	0
Inspector of Schools .....	100	0	0
Grant in aid of Buildings .....	300	0	0
Books and Maps for Schools .....	100	0	0
Expense of Collecting Rate .....	50	0	0
Total.....	£2200	0	0

His Honor the Superintendent placed the following items on the Estimates:—

Road Tuki Tuki to Tarawera District .....	£100	0	0
Ferry Punt at Mohaka .....	120	0	0
Lock-up, Spit.....	30	0	0

Mr. Ormond moved—

"That the Chairman report the Estimates, and ask for leave to sit again next sitting day on Special Estimates."

Agreed to.

The Chairman reported the Estimates to the Speaker, and asked for leave to sit again next sitting day on Special Estimates.

Leave granted.

The Council went into Committee on the Harbour Bridge Bill, when the following alterations were made:—

"In the 1st clause, in the second line, the words 'River Tutae-kuri' were struck out, and the words 'Inner Harbour' inserted. In the 2nd line, after the word 'connect,' the words 'the Battery Point' were inserted, and the words 'Gough Island' were struck out; and, in the 4th and 5th lines, the following words were struck out:—'River where it flows into the Harbor of Napier, and the word 'Inner' was inserted."

“ In clause 2, in the blank in the 3rd line, the words ‘ Provincial Engineer ’ were inserted.”

Clause 3 was postponed.

“ In clause 5 the words ‘ or evading ’ were struck out.”

Clauses 6 and 7 were postponed.

Mr. Routledge moved—

“ That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond moved—

“ That the Council do adjourn until next sitting day, at 3 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

THURSDAY, JUNE 13, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A 'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Kennedy presented a Petition from 48 inhabitants of Napier, praying that the Resolution passed requesting the Superintendent to deal with the Reserve known as Market Reserve be reconsidered, and moved it be read.

Mr. Routledge seconded the motion.

Motion agreed to.

Mr. Kennedy moved—

“ That the Petition be received.”

Mr. Routledge seconded the motion.

Mr. Colenso, in opposing the motion, used the phrase “ no gentlemanly member would take the course pursued.”

Mr. Kennedy moved—

“ That these words be taken down,” which was done by the Clerk accordingly.

The Council adjourned for half-an-hour.

The discussion of the debate was resumed by Mr. Colenso, expressing the following remarks:—“ In rising to the question of privilege I have to say that the words I used in the warmth of the debate, if unparliamentary, I withdraw heartily,” which were accepted by the Council.

On Mr. Kennedy's motion, "that the Petition be received," being put, a division was called for, and the Council divided.

<p>Ayes—11.</p> <p>Messrs. A'Deane Maney Rhodes Kinross Tiffen Kennedy Lee Routledge Sutton Ormond Johnston</p>	<p>Noes—6.</p> <p>Messrs. Dolbel Colenso Bridge Tanuer Russell Lambert</p>
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Petition received.

Mr. Colenso to ask—

"His Honor the Superintendent whether any steps were taken during the last sitting of the General Assembly relative to the great necessity of our repossessing the right to lay off roads to various sections in the several country districts."

Mr. Sutton to move on next sitting day—

"For leave to introduce a Bill authorising the Superintendent to convey to trustees, for the purpose of public recreation, that portion of the Town of Napier, known as Clive Square."

Mr. Dolbel, pursuant to notice, moved—

"To ask His Honor the Superintendent if any steps have been taken towards carrying out the resolution passed last session, by the Provincial Council, in reference to that block of land for special settlement on the North bank of the Mohaka river."

His Honor the Superintendent, in reply, stated that he had communicated with the General Government on this matter, and, on enquiry, found that the land required to form the settlement was required by the natives for their own wants.

Mr. Ormond, pursuant to notice, moved—

"Whereas the 'Provincial Audit Act, 1866,' provides that unless an address to the Superintendent be sent to the Council, a recommendation to grant a sum of money sufficient to meet the unauthorised expenditure shall be passed by an absolute majority of the entire number of the members of the Provincial Council. The Provincial Auditor shall commence suits in the Supreme Court to recover the penalties recoverable under the said Act, for signing and issuing special orders for the issue of money without appropriation: And whereas it is necessary to release the Superintendent from the penalties to which he is liable for such unauthorised expenditure; the Council requests the Superintendent to submit to the Council a recommendation to grant a sum of money sufficient to meet the said unauthorised expenditure."

Mr. Sutton seconded the motion.

Motion agreed to, and Resolution carried by an absolute majority of the members of the Provincial Council.

Mr. Ormond, pursuant to notice, moved—

"That the Superintendent requests the Provincial Council to grant the sum of six hundred and fifty-six pounds fifteen shillings and eleven pence, to meet the unauthorised ex-

penditure from the 1st May, 1871, to the 31st May, 1872, the same unauthorised expenditure having been incurred on account of the services hereinafter mentioned :—

	£	s.	d.
Ngaruroro and Petane Bridges ... ..	32	3	0
Superintendent's Department .....	24	3	4
Napier Athenæum .....	50	0	0
Grant to Capt. Carter .....	100	0	0
Dog Registration .....	12	0	0
General Printing and Advertising ... ..	90	17	3
Provincial Council.....	269	5	0
Coroners' Contingencies.....	5	0	0
Returning Officer's Department.....	73	7	4
	<hr/>		
	£656	15	11

Mr. Sutton seconded the motion.

Resolution agreed to by an absolute majority of the members of the Provincial Council.

Mr. Ormond, pursuant to notice, moved—

“ For leave to bring in a Credit Act, 1872.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“ That the Bill be read a first time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond to move on next sitting day—

“ That the ‘ Credit Act, 1872,’ be read a second time.”

Mr. Kennedy, pursuant to notice, asked—

“ Whether it is the intention of the Superintendent to lease the reserve between Tennyson, Hastings, and Emerson-streets, and, if so, whether it is the intention that it should be subdivided and leased by auction.”

His Honor the Superintendent, in reply, stated that he should take the Resolution passed by the Council as requesting him to lease the reserve. He would certainly not lease it as a whole, but would subdivide it; and it was his intention to lease it by auction.

Mr. Kennedy to move on next sitting day—

“ That this Council do hereby rescind the Resolution passed to enable the Superintendent to lease the Reserve situated between Tennyson, Emerson, and Hastings-streets.”

Mr. Tiffen asked—

“ For leave to postpone the second reading of the ‘ Meanee Toll-gate Act, 1872,’ until next sitting day.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Johnston, pursuant to notice, moved—

“ That the ‘ Hawke's Bay Sheep Amendment Act, 1872,’ be read a second time.”

Mr. Maney seconded the motion.

Mr. Kinross moved—

“ That the Council do adjourn until half-past seven o'clock.”

Mr. Routledge seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

Mr. Tanner moved—

“That the ‘Hawke’s Bay Sheep Amendment Act, 1872,’ be read this day six months.”

Mr. Tiffen seconded the motion.

Motion agreed to.

Mr. Ormond, pursuant to notice, moved—

“That the ‘Hawke’s Bay Police Amendment Act’ be read a second time.”

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Council do go into Committee on the Bill.”

Mr. Routledge seconded the motion.

Motion agreed to, and Council went into Committee accordingly.

Mr. Ormond moved—

“That the following be added to sub-section 2, clause 1:—  
‘Without having first obtained the permission of the Superintendent or Inspector of Police.’”

Agreed to.

Mr. Ormond moved—

“That the following be added to sub-section 3, clause 1:—  
‘Or suburbs situate in Scinde Island.’”

Agreed to.

Mr. Ormond moved—

“That the Chairman report the Bill as amended.”

The Chairman reported progress, and handed the Bill as amended to the Speaker.

Mr. Ormond to move on next sitting day—

“That the ‘Police Act, 1872,’ be read a third time.”

Mr. Sutton moved—

“That the ‘Wholesale Spirit Dealers License Act’ be re-committed.”

Agreed to.

Mr. Sutton moved—

“That the following be inserted in clauses 1 and 2:—‘The first clause of the said Act shall be read and construed as if the concluding words of the said clause,’ viz., ‘and shall continue in force for the term of one year from the date thereof,’ were expunged therefrom. ‘2. Short Title—Wholesale Dealers Licenses Act Amendment Act, 1872.’”

Mr. Sutton moved—

“That the Chairman report the Bill as amended.”

Agreed to.

The Chairman reported the Bill, and handed it, as amended, to the Speaker.

Mr. Sutton moved—

“That the ‘Wholesale Spirits Dealers License Act’ be read a third time.”

Mr. Routledge seconded the motion.

Motion agreed to; Act read a third time, and passed.

The Council went into Committee on the Special Estimates.

*Sheep Department—*

Inspector	...	...	...	...	£300	0	0
Assistant Inspector	...	...	...	...	200	0	0
Second Assistant Inspector	...	...	...	...	150	0	0
Contingencies—Dipping Expenses, &c.	...	...	...	...	120	0	0
Wages Shepherd at Boundary	...	...	...	...	90	0	0
Hut for Shepherd at Boundary	...	...	...	...	20	0	0
Total	...	...	...	...	£880	0	0

Mr. Ormond moved—

“ That the Chairman report the Estimates to the Speaker.”

Agreed to.

The Council went into Committee on the Harbour Bridge Bill.

Mr. Routledge moved—

“ That in clause 10, in the blank in the second line, No. 8 be inserted.”

Agreed to.

Mr. Routledge moved—

“ That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Sutton moved—

“ That the Council do adjourn until next sitting day, at 3 o'clock.”

Motion agreed to, and Council adjourned accordingly.

FRIDAY, JUNE 14, 1872.

The Speaker took the chair at 3 o'clock.

Present—Messrs. Lambert, A 'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Routledge, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Sutton presented a Petition from 104 residents in Napier, in reference to the Clive Square, and moved it be read.

Mr. Kennedy seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“ That the Petition be printed.”

Mr. Lee seconded the motion.

Motion negatived.

Mr. Dolbel to ask on next sitting day—

“ His Honor the Superintendent whether, in his opinion with a view to a settlement being formed at Mohaka, it would not be desirable to purchase the land from the natives for special settlement, according to the resolutions passed by the Provincial Council last session, and that the money should be placed at interest for the benefit of the native proprietors of the said block of land, the said interest to be

paid yearly to them ; if such is His Honor's opinion, that he will be good enough to inform the General Government of the same."

Mr. Dolbel, pursuant to notice, moved—

" That this Council do resolve itself into a Committee of the whole House to consider the Petition of the Tongoio and Arapawanui natives.

Mr. Maney seconded the motion.

Motion agreed to.

The Chairman reported progress.

Mr. Ormond moved—

" That No. 27 of Standing Rules and Orders be suspended.

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

" For leave to bring in an Appropriation Act."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

" That the ' Appropriation Act ' be read a first time."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond to move on next sitting day—

" That the ' Appropriation Act ' be read a second time."

Mr. Ormond moved—

" That No. 2 of Standing Rules and Orders be suspended."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Ormond moved—

" That Saturday, the 15th inst., be made a sitting day."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Colenso, pursuant to notice, asked—

" His Honor the Superintendent whether any steps were taken during the last sitting of the General Assembly relative to the great necessity of our repossessing the right to lay off roads to various sections in the several country districts."

His Honor the Superintendent, in reply, stated that he had got an Act passed through the House of Representatives giving effect to the Resolution, but it was disallowed in the Upper House.

Mr. Sutton, pursuant to notice, moved—

" For leave to introduce a Bill authorising the Superintendent to convey to trustees, for the purpose of public recreation, that portion of the Town of Napier, known as Clive Square."

Mr. Kennedy seconded the motion.

On a division being called for, the Committee divided.

<p>Ayes—9.</p> <p>Messrs. Maney Johnston Bridge Russell Rhodes Sutton Kennedy Kinross Ormond</p>	<p>Noes—6.</p> <p>Messrs. Lambert A'Deane Tanner Lee Colenso Dolbel</p>
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Agreed to.

Mr. Sutton moved—

“That the Bill be read a first time.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Sutton moved—

“That the Bill be printed.”

Mr. Kinross seconded the motion.

Motion agreed to.

Mr. Sutton to move on next sitting day—

“That the Bill be read a second time.”

Mr. Kennedy, pursuant to notice, asked—

“That this Council do hereby rescind the Resolution passed to enable the Superintendent to lease the Reserve situated between Tennyson, Emerson, and Hastings-streets.”

Mr. Sutton seconded the motion.

On a division being called for, the Council divided.

<p>Ayes—5.</p> <p>Messrs. Sutton Kinross Tiffen Lee Kennedy</p>	<p>Noes—10.</p> <p>Messrs. Lambert Russell Ormond A'Deane Tanner Johnston Colenso Dolbel Rhodes Bridge</p>
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Motion negatived.

Mr. Ormond, pursuant to notice, moved—

“That the ‘Credit Act, 1872,’ be read a second time.”

Mr. Sutton seconded the motion.

Agreed to.

Mr. Ormond moved—

“That the Council go into Committee on the Bill.”

Mr. Sutton seconded the motion.

Agreed to.

The Council went into Committee on the “Credit Act, 1872.”

Mr. Ormond moved—

“That the Chairman report the Bill.”

Agreed to.

The Chairman reported the Bill, and handed it to the Speaker.

Mr. Ormond to move on next sitting day—

“That the ‘Credit Act, 1872,’ be read a third time.”



Mr. Colenso moved—

“That the ‘Police Act Amendment Act’ be recommitted.

Lieut.-Colonel Lambert seconded the motion.

Motion agreed to.

The Council went into Committee on the “Police Amendment Bill.”

Mr. Colenso moved—

“That the following be inserted after sub-section 2, of clause 1:—‘Every person who shall sweep, cast, throw, or deposit any refuse, papers, decayed fruit, or vegetables, or other light rubbish, or sweepings from their shops, stores, or houses into any street or public thoroughfare in the Town of Napier.

Agreed to.

The Chairman reported progress, and handed the Bill as amended to the Speaker.

Mr. Ormond to move on next sitting day—

“That the ‘Police Act Amendment Act, 1872,’ be read a third time.”

Mr. Sutton to ask on next sitting day—

“The Superintendent whether the rent reserved in the ‘Race-course Act, 1866,’ has been paid to the Provincial Government; if not, what amount is due up to present date.”

Mr. Tiffen, pursuant to notice, moved—

“That the ‘Meanee Toll-gate Act, 1872,’ be read a second time.”

Mr. Dolbel seconded the motion.

Motion agreed to.

Mr. Ormond moved—

“That the Council do adjourn until half-past seven o’clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

The Council met pursuant to adjournment.

The Council went into Committee on the ‘Meanee Toll-gate Act, 1872,’ when the following amendments and additions were made:—

The following were inserted, and numbered as clauses 2, 3, and 4:—

II. The Superintendent may take up on the security provided in the next clause to this Act such sum or sums not exceeding £2500 at a rate of interest not exceeding £8 per centum per annum and apply the same for the purpose of constructing a Road leading from Napier to Taradale.

III. The repayment of such sum of £2500 and the interest thereof shall be a first charge upon the tolls to be raised by virtue of this Act.

IV. The Superintendent may issue debentures for sums of £25 and upwards and this shall be in the form contained in Schedule B to this Act. The interest on the said debentures shall be paid half-yearly at the Provincial Treasury Napier.

And the subsequent clauses were numbered in rotation.

Clause 13 was struck out, and the following inserted as clause 16:—

XVI. All tolls or monies to be received by this Act shall after deducting the costs of collection be applied first in paying the interest on the said debentures secondly in maintenance and repairs of the said

Road and the balance may be applied in paying off the Loan to be raised by virtue of this Act either by purchasing debentures or otherwise as the Superintendent shall direct.

And clause 14 was No. 17.

The following was added as Schedule B:—

SCHEDULE B.

FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

MEANEE TOLL-GATE ACT 1872.

This Debenture entitles the bearer to £            sterling which with interest thereon at the rate of            pounds per centum per annum is hereby secured upon the Tolls referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the            day of            and the            day of            in every year such principal money being payable at            aforesaid on the            day of

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "The Meanee Toll-gate Act 1872."

Dated this            day of

Superintendent.

Mr. Tiffen moved—

"That the Chairman report the Bill."

Agreed to.

The Chairman reported, and handed the Bill, as amended, to the Speaker.

Mr. Tiffen to move on next sitting day—

"That the 'Meanee Toll-gate Act, 1872,' be read a third time."

The Council went into Committee on the "Port Ahuriri Harbor Bridge Bill, when the following amendments and alterations were made:—

"In the Preamble, the first six lines to the word 'Whereas,' were struck out; in the 7th line, the words 'over the river Tutaekuri' were struck out, and the words 'in the Inner Harbor of Napier' inserted; and, in the 10th line, the words 'Public Revenue of the Province' were struck out, and the words 'tolls to be raised under this Act' inserted."

Agreed to.

Clause 6 was struck out.

Clauses 14, 15, 16, 17, were struck out."

The 4th and 5th lines, in clause 18, were struck out, and the following added:—"And thereout in the first instance the interest on the debentures to be raised as aforesaid shall be paid the balance after retaining such sum as the Superintendent shall from time to time think necessary to be applied for keeping the said Bridge in repair shall be applied by the direction of the Superintendent in paying off the Loan authorised to be raised by this Act either by purchase of debentures or in such other mode as the Superintendent shall think expedient, and numbered clause 13."

Clause 19 was numbered 14, and the words "Western Spit Bridge" struck out, and "Port Ahuriri Bridge" inserted.

In the Schedule, "toll" was struck out, and letter "A" inserted,

And for every Sheep, Goat, or Pig... 6d changed to 1d

And for every Vehicle drawn by bullocks ... .. 2s 6d changed to 3s 6d

And for every Vehicle drawn by 1 horse ... .. 2s 6d changed to 1s 6d

And for every Vehicle drawn by 2 horses ... .. 3s changed to 2s

6d added for every additional horse

And Schedule B was added to Bill.

## SCHEDULE B.

## FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

## PORT AHURIRI BRIDGE ACT 1872.

This Debenture entitles the bearer to £            sterling which with interest thereon at the rate of            pounds per centum per annum is hereby secured upon the Tolls referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the            day of            and the            day of            in every year and such principal money being payable at            aforesaid on the            day of

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "The Port Ahuriri Bridge Act 1872."

Dated this            day of

Superintendent.

Mr. Routledge moved—

"That the Chairman report the Bill as amended."

Agreed to.

The Chairman reported the Bill, and handed it, as amended, to the Speaker.

Mr. Routledge to move on next sitting day—

"That the 'Port Ahuriri Harbor Bridge Bill' be read a third time."

Mr. Sutton moved—

"That the Council do adjourn until next sitting day, at 2 o'clock."

Mr. Routledge seconded the motion.

Motion agreed to, and Council adjourned accordingly.

SATURDAY, JUNE 15, 1872.

The Speaker took the chair at 2 o'clock.

Present—Messrs. Lambert, A'Deane, Russell, Tanner, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Sutton, Routledge, Lee, Kinross, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Colenso, pursuant to notice, brought up report of the Select Committee on Mr. Dolbel's petition, and moved it be read.

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Colenso moved—

"That No. 27 of Standing Rules and Orders be suspended."

Mr. Sutton seconded the motion.

Motion agreed to.

Mr. Colenso moved—

"That the report of the Select Committee on Mr. Dolbel's Petition be considered, after the Orders of the Day are disposed of."

Mr. Ormond seconded the motion.

Motion agreed to.

Mr. Dolbel, pursuant to notice, asked—

“ His Honor the Superintendent whether, in his opinion, with a view to a settlement being formed at Mohaka, it would not be desirable to purchase the land from the natives for special settlement, according to the resolutions passed by the Provincial Council last session, and that the money should be placed at interest for the benefit of the native proprietors of the said block of land, the said interest to be paid yearly to them; if such is His Honor’s opinion, that he will be good enough to inform the General Government of the same.”

His Honor the Superintendent, in reply, stated that he had already partly answered this question the other evening. The Government did not think that the land should be taken out of their (the natives) hands, as it was all they had left.

Mr. Sutton, pursuant to notice, asked—

“ The Superintendent whether the rent reserved in the ‘ Race-course Act, 1866,’ has been paid to the Provincial Government; if not, what amount is due up to the present date.”

His Honor the Superintendent, in reply, stated that the rent had been paid up to Dec. 31, 1871, and was not due again until 30th June inst.

Mr. Sutton, pursuant to notice, moved—

“ That the ‘ Clive Square Bill, 1872,’ be read a second time.”

Mr. Lee seconded the motion.

On a division being called for, the Council divided.

<p>Ayes—11.</p> <p>Messrs. Rhodes Tanner Maney Dolbel Kinross Tiffen Ormond Kennedy Sutton Routledge Lee</p>	<p>Noes—3.</p> <p>Messrs. Lambert A’Deane Coleuso</p>
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The Bill was read a second time, and Council went into Committee on the Bill.

Mr. Sutton moved—

“ That the Chairman report progress, and ask for leave to sit again next sitting day.”

Agreed to.

The Chairman reported progress, and asked for leave to sit again next sitting day.

Leave granted.

Mr. Ormond, pursuant to notice, moved—

“ That the ‘ Credit Act, 1872,’ be read a third time.”

Mr. Sutton seconded the motion.

Motion agreed to; Act read a third time, and passed.

Mr. Sutton, by permission of the Council, discharged his motion in reference to the Council going into Committee on the Clive Square Bill next sitting day.

Mr. Ormond, pursuant to notice, moved—

“ That the ‘ Appropriation Act ’ be read a second time.”

Mr. Sutton seconded the motion.

Motion agreed to.

The Council went into Committee on the "Appropriation Act, 1872."

The Chairman reported the Bill, and handed it to the Speaker.

Mr. Ormond moved—

"That No. 2 of Standing Rules and Orders be suspended."

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Ormond moved—

"That next Monday be made a sitting day."

Mr. Colenso seconded the motion.

Motion agreed to.

Mr. Ormond to move on next sitting day—

"That the 'Appropriation Act' be read a third time."

Mr. Tiffen moved—

"That the 'Meanee Toll-gate Act, 1872,' be read a third time."

Mr. Maney seconded the motion.

Motion agreed to; Act read a third time, and passed.

The Council went into Committee on the "Police Amendment Act, 1872," when, on the advice of the Provincial Solicitor, the following words were struck out of sub-section 2, clause 1:—

"Sweep, cast," in the first line; "refuse paper, decayed fruit, vegetable, or other light" in the second, third, and fourth lines; 'from their shops, stores, or houses' in the 4th and 5th lines, and in the last line the word 'within' be substituted for 'in.'

Agreed to.

Mr. Ormond moved—

"That the Chairman report the Bill."

The Chairman reported the Bill, and handed it, as amended, to the Speaker.

Mr. Ormond moved—

"That the 'Police Amendment Act, 1872,' be read a third time."

Mr. Sutton seconded the motion.

Motion agreed to; Act read a third time, and passed.

Mr. Routledge moved—

"That the 'Port Ahuriri Harbor Bridge Bill, 1872,' be read a third time."

Mr. Kinross seconded the motion.

Motion agreed to; Act read a third time, and passed.

Mr. Colenso moved that his adjourned motion in reference to Mr. Dolbel's Petition be considered on next sitting day.

Agreed to.

Mr. Tiffen brought up report of Select Committee as to the practicability of a line of road for wheel traffic from Napier to Taupo plains *via* Wharerangi, Pukititiri, and the Ripia Valley, such committee consisting of Messrs. Buchanan, Dolbel, Tanner, Maney, and the mover, and moved it be read.

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Tiffen moved—

“That the Report be printed.”

Mr. Maney seconded the motion.

Motion agreed to.

Mr. Tiffen to move on next sitting day—

“The consideration and adoption of report of Select Committee on line of road from Napier to Taupo.”

Mr. Ormond moved—

“That the Council do adjourn until next sitting day, at 2 o'clock.”

Mr. Sutton seconded the motion.

Motion agreed to, and Council adjourned accordingly.

MONDAY, JUNE 17, 1872.

The Speaker took the chair at 2 o'clock.

Present—Messrs. Lambert, Tanner, A 'Deane, Colenso, Rhodes, Bridge, Johnston, Maney, Dolbel, Kennedy, Tiffen, Lee, Routledge, Kinross, Sutton, and Ormond.

The minutes of the last meeting were read and confirmed.

Mr. Colenso to move on the fourth sitting day after present one, of June 17—

“That, touching the answer of His Honor the Superintendent to Mr. Colenso's question put on the last sitting day of this Council (viz. on the 15th inst.) relating to the sad anomalous position of many freeholders in this Province, who have at present no road whatever to their respective lands, nor any present legal means of getting any road thereto—although the owners of the sheep-runs surrounding those said freeholds received from the Crown a 5 per cent. acreage on all their purchases in trust to allow of Public Roads being subsequently laid off wherever required,

“It is resolved by this Council:—

“That a return be laid on the table of all such 5 per cent. acreages so granted to all owners of runs, showing the individual and total amount of land so granted in trust, and the amount (if any) used or laid off for roads in the respective blocks.

“2. That in those cases where extensive grants have been made in trust for roads, such land not being used or set aside for any such purpose, so leaving a large acreage of Crown Lands in the possession of the runholder, (as where two or three, or more runs adjoin), it be made a resolution of this Council to place, as to total amount of acreage, all such unpurchased and trust lands in one or more blocks in suitable localities for the purpose of special settlement.

“3. That permission be given to the mover of these resolutions to bring in a Bill the better to facilitate and carry out the foregoing resolution.”

Mr. Colenso, pursuant to notice, moved—

“The adoption of the report of Select Committee on Mr. Dolbel's Petition.”

Mr. Bridge seconded the motion *pro forma*.

Motion agreed to.

Mr. Tiffen, pursuant to notice, moved—

“ That the Report of the Select Committee on line of road from Napier to Taupo be considered, and moved that the Council go into Committee on the Report.”

Mr. Maney seconded the motion.

Motion agreed to, and Council went into Committee accordingly, when the following alterations were made:—

“ In sub-section No. 4, of the Preamble, the word ‘ small ’ in first line; in the second line, the words ‘ the only additional work needed to open up ’ were struck out, and the words ‘ necessary for opening the ’ inserted, and, in the last line, the word ‘ to ’ be struck out; and, after the twentieth line, all the remainder of the Report be struck out, and the following inserted:—“ And that the assistance of the General Government be requested in carrying out the necessary works in part of the Main line to Taupo.”

“ 2. That the Council consider it advisable that in place of purchasing private lands for a road along the banks of the Tutaekuri to Peka Peka, the Superintendent take steps to cause a survey of the Glengarry Road, so far as means will allow to open the same, and place a bridge across the Mangaone at Peka Peka.”

Mr. Tiffen moved—

“ That the Chairman report progress.”

Agreed to.

The Chairman reported the Report as amended.

Mr. Tiffen moved—

“ That the Report, as amended, be adopted.”

Mr. Maney seconded the motion.

Motion agreed to, and Report adopted accordingly.

Mr. Ormond, pursuant to notice, moved—

“ That the ‘ Appropriation Act ’ be read a third time.”

Mr. Sutton seconded the motion.

Motion agreed to; Act read a third time, and passed.

His Honor then prorogued the Council.





# Council Paper.

1872.

## FINANCIAL STATEMENT,

MADE BY HIS HONOR THE SUPERINTENDENT.

MR. CHAIRMAN, —

With the concurrence of the committee, I propose to adhere to the course followed last year, and read a statement of the accounts of the province, which will then be laid upon the table and be available for reference.

It will be convenient to deal first with the accounts of the current year, and I will enter into as little detail as possible, as fuller explanations can be given by me to the committee on other occasions. The estimated revenue for the year was £11,712, and the estimated expenditure for the same period was £11,672; this was without either revenue or expenditure on special accounts. You will be glad to hear that the receipts have considerably exceeded the amount estimated, and that whilst the expenditure authorised has been carried into effect in as strict conformity with the votes of the Council as possible, a considerable balance will remain on hand in aid of the revenue for the coming year.

I now lay on the table a comparative statement shewing the estimated revenue to the 30th June, and the amount realised to the 31st May and expected to be received during the present month; also, a comparative return of the expenditure shewing the sums voted and the amount expended to the 31st May, together with the estimated expenditure for the present month. I will not quote the figures, but may state that the accounts will shew at the end of the present financial year a balance on hand of slightly over £7000. This sum, however, will not all be available, as over-payments have been made in error from the Colonial Treasury, which have to be debited to the province, but when this is done there will still remain a balance of £5,400 in the provincial chest on the 30th June.

There are some special items to which I will now make reference. The expenditure under the heading of sheep department has been heavy, owing to the erection of a fence at the boundary of the province to secure, so far as possible, against the introduction of scab into the district. You will remember there was a considerable balance, on the 30th June last, to the credit of the sheep accounts, and this sum, aided by the assessment and

fees received during the year, has provided for the expenditure incurred, leaving the account with a very small sum to its credit on 30th June next. I lay a return showing the receipts and expenditure for the year on the table.

The expenditure on education for the year shows a steady increase in the attendance at the schools, particularly during the last two quarters, and although the Education Rate and endowments have been aided during the year by nearly £600, from grant in aid and last year's balance, the whole has been, or will be, absorbed in providing for the increasing requirements of the public schools. I lay a return of the receipts and expenditure upon the table.

A return of the receipts and expenditure under the Toll Gate Act, for the current year, I now place upon the table; it calls for no special comment.

A return of the sums received during the year on account of promissory notes due by immigrants, I herewith lay before you; although a considerable sum has been recovered, a very large amount still remains unpaid, and in many cases the law will have to be enforced before the amounts due will be paid.

Although not provided for out of provincial funds, the Road Board grants may properly be referred to in a statement of this nature, and I am glad to be able to inform you that the Road Board system is gradually getting into working order throughout the province, and on the whole is being carried out with very satisfactory results.

In my statement of last year, I referred to the settlement of the Wellington debt account under Mr. Curtis's award — the Assistant Treasurer had then rendered accounts, showing a balance of £882 in favor of this province. — A careful examination of the accounts showed, however, that the treasury statement was in error, and that a sum of £3,882 was due to Hawke's Bay under the award, and this sum has since been received. There is still an unsettled claim due by the Province of Wellington to Hawke's Bay on account of sums refunded by Hawke's Bay, to parties who had lodged deposits on account of lands and runs with the Wellington Govern-

ment previous to separation. This claim is now under consideration.

I think that closes all the subjects connected with the Expenditure of the present year, and I will now go on to the Estimates of Revenue and Expenditure for the coming year.

I now lay on the table an Estimate of Revenue for the year ending June 30th 1873, by which I calculate that a total sum of £24,433 will be available, but this includes £3,583 for special expenditure already appropriated by Acts, which leaves a sum of £20,850. This amount has again to be reduced by £2232, being the difference between £8276 chargeable to Hawkes' Bay for interest on loans, inland mails, &c., and £6044 the amount accruing to the province on account of capitation money and special allowance for Native population, leaving £18,618 available for other expenditure. This amount will be fully needed to meet the increasing requirements of the province, and I have prepared and now lay on the table Estimates of Expenditure amounting to £18,642 which will I think provide for what is necessary. A considerably increased expenditure on the main roads is absolutely required in an-

icipation of the largely increased traffic which the supply of timber for the construction of the railway Works will produce; also the intended location of a considerable body of immigrants in the Seventy Mile Bush, and adjoining Ruataniwha District will still further try the main roads, and it is scarcely necessary for me to point out the necessity for making such provision as will enable our settlers to compete successfully for the supply of timber for the railway works. The road estimates have been especially framed with the view of improving the communication to all the bushes in the province, from which suitable timber can be procured. The improved prospects of the colony are evidenced by the renewal of land purchasing, and the applications already made will necessitate a large increase of the survey vote. The increased attendance at the schools will necessitate a liberal grant for educational purposes in aid of the funds likely to be derived from the education rate, and this, I have no doubt, will be willingly granted. I will not detain you longer, as fuller explanation can be given in this Committee and in Committee of Supply.

# RESOLUTIONS

## *To amend the Land Regulations of the Province of Hawke's Bay.*

### Part I. Land on Deferred Payments.

#### “ II. Special Settlement.

##### 1. *Land on Deferred Payments.*

1. IT shall be lawful for the Superintendent for the time being of the Province of Hawke's Bay from time to time by proclamation in the Government *Gazette* of the said Province to set apart out of the waste lands of the Crown in the said Province one or more block or blocks of land not exceeding in the whole 20,000 acres for the purposes of this part of this Act.

Blocks may be set apart for sale on deferred payments.

2. Immediately upon the publication of any such proclamation the regulations for the time being in force relating to the sale letting or occupation of the waste lands of the Crown in the said Province shall cease to apply to the land defined in such proclamation except so far as such regulations relate to the form and dimensions of the sections into which such land shall be divided.

Waste Lands Regulations not to apply to such blocks

3. The land in every block set apart by proclamation as aforesaid shall be sold in the manner and upon the terms following:—

Mode and term of sale.

- (1). The price shall be such price not less than 5s nor more than 40s per acre as the said Superintendent shall fix in the proclamation setting apart any such block except as hereinafter provided.
- (2). No person shall be allowed to purchase less than 40 acres nor more than 200 acres in any one such block either in his own name or in the name of any other person: Provided that the blocks shall be as far as possible of a rectangular shape the circumscribing lines of which shall be directed to the cardinal points of the compass.
- (3). Every person applying to purchase any such land shall deliver to the Commissioner of Crown Lands for the Province of Hawke's Bay a written application in the form A in the first schedule to this Act and shall at the same time pay to the Receiver of Land Revenue for the said Province a deposit equal to one-fifth of the price of the land for which he applies.
- (4). If there shall only be one applicant for any piece of land and he shall be qualified to purchase land in such block to the extent applied for the said Commissioner shall accept the application upon payment of the deposit and shall issue to the applicant a license to occupy in the form B in the said schedule.
- (5). If there shall be more than one such applicant at the same time for the same piece of land the Commissioner of Crown Lands shall receive the applications and the receiver of Land Revenue shall receive the deposits and shall pay them into the Bank at which the public account of the Colony is for the time being kept to a deposit account. And the said Commissioner shall fix a convenient time and place for a sale by auction of the land between the several applicants applied for and shall give notice thereof in the Government *Gazette* of the Province.

- (6). At the same time and place so appointed the said Commissioner by himself or some person appointed by him shall sell the said land by auction to the highest bidder. If the purchaser thereof shall be a person other than one of the applicants he shall pay the Receiver of Land Revenue a deposit of one-fifth of the price bid by him for such land. If the purchaser shall be one of the said applicants he shall pay to the Receiver of Land Revenue such sum if any as shall be needed to make up together with his original deposit one-fifth of the price bid by him and in each case the purchaser shall be entitled to have a license to occupy in the same manner as if he had purchased without auction.
- (7). The deposit of every applicant for land put up to auction and not bought by him shall be returned to him by the Receiver of Land Revenue forthwith after the auction.
- (8). No person who has already purchased any land in any such block shall be permitted to bid in his own name or for his own benefit at any auction of land in such block (unless the extent of land for which he bids shall together with his previous purchase make up not more than 200 acres) and if he shall so bid his bidding shall not be received, and if received shall be void.
- (9). If any land put up for sale by auction under the preceding provisions of this Act shall remain unsold for want of bidders the same shall be again open for purchase on the day next after the holding of the auction and the applications already delivered for the same shall be deemed to have lapsed.
- (10). In order to prevent the same person buying more than 200 acres of land in any one block the said Commissioner of Crown Lands shall keep for each block a register of the names and descriptions of all persons who have purchased any land in such block showing the extent of land purchased by each person and such register shall be kept in alphabetical order.

Conditions of license to occupy to be binding.

4. The conditions set forth in the form of license to occupy in the first schedule to this Act shall be binding upon the purchaser his heirs executors administrators and assigns in the same manner as if embodied in this Act.

Report as to compliance with conditions.

5. At the end of two years from the day of purchase of any land under this part of this Act or as soon as conveniently may be thereafter some person appointed by the Superintendent shall report to the Commissioner of Crown Lands whether or not the purchaser thereof has during the said two years fulfilled the conditions of his license to occupy and if upon such report it shall appear that such purchaser has fulfilled the said conditions the said purchaser shall be entitled to the land with respect to which the report is made on payment of the residue of the purchase money as provided by this Act.

Unfavourable report to annul purchase.

6. If upon such report it shall appear that the purchaser has with respect to any piece of land purchased by him failed to fulfil the conditions of his license to occupy and no appeal against such report shall be had within the time herein limited for such appeal the purchase by such purchaser shall be deemed void from the expiration of the last mentioned time and the deposit paid by such purchaser and the land purchased shall with all improvements thereon be forfeited to Her Majesty.

Appeal against report.

7. Immediately upon the receipt by the said Commissioner of Crown Lands of any such report as is mentioned in the last preceding section he shall send by post or otherwise to the person against whom such report is made at his address if any be known to the said Commissioner and if none then at the land purchased by him a notice in the form C in the said first schedule or to the like effect and if the purchaser shall deem such report false he may within fourteen days after the delivery or posting of the said notice appeal to any Resident Magistrate holding a Court near the place

where the land is situate by giving a written notice to such Resident Magistrate in the form D in the said schedule or to the like effect. The said Resident Magistrate shall forthwith appoint a time and place for hearing the said appeal and shall give notice thereof to the appellant and to the said Commissioner of Crown Lands. At the time and place so appointed he shall sit to hear the appeal and shall examine upon oath all such persons as shall be tendered as witnesses by either party and shall determine whether or not the appellant has within the said period of two years fulfilled the conditions of his license to occupy. The said Resident Magistrate shall have power to administer oaths and to adjourn the sitting from time to time and from place to place. The decision of the said Resident Magistrate shall be final and there shall be no appeal therefrom and the proceedings shall not be removable by certiorari either by the purchaser or by the Commissioner of Crown Lands or Her Majesty the Queen.

8. The Resident Magistrate shall give written notice of his decision to the said Commissioner of Crown Lands and to the appellant. If such decision shall be that the appellant has not within the said period of two years fulfilled the conditions of his license to occupy the Commissioner of Crown Lands shall proceed in the same manner as if the appellant had submitted to the original report. If such decision shall be that the appellant has within the said period fulfilled the said conditions the appellant shall be entitled to the land in respect whereof such decision is made in the same manner as if the report had originally been to the same effect as the decision.

Effect of decision on appeal.

9. Immediately after the making of a report in favor of any purchaser of land under this Act or in case of an appeal immediately after the decision in favor of any purchaser such purchaser shall pay to the said Receiver of Land Revenue the second instalment of purchase money being a sum equal to the whole deposit originally paid by him on purchasing the said land and he shall pay a like sum in like manner at the end of the third fourth and fifth year from the day on which he purchased such land or at such earlier time not before the time when the said second instalment falls due as the purchaser shall think fit.

Payment of further instalments.

10. If any purchaser of land under this part of this Act shall fail to pay any sum of money in the manner required by this part of this Act on or before or within three calendar months after the day on which the same ought to be paid the said land and all improvements thereon and all sums of money already paid for the same shall be forfeited to Her Majesty.

Forfeiture on non-payment.

11. When the whole of the purchase money of any land purchased under this part of this Act has been paid in the manner prescribed by this Act the Governor shall issue to the purchaser thereof a grant from the Crown thereof the purchaser paying such fee and sums of money as shall for the time being be payable in respect of such grant and of the registration of the title of the purchaser under the Land Transfer Act 1870. The title conferred by every such grant shall be deemed to relate back to the day when the payment of the purchase money was completed and that day shall be inserted in the habendum of the grant.

Issue of grant.

12. When any land purchased under this part of this Act has been forfeited to Her Majesty the Commissioner of Crown Lands shall sell the same and the improvements thereon by public auction for cash at such time and place as he shall appoint but not at a price less than ten shillings per acre. At such sale any person may bid and purchase notwithstanding his having purchased land in the same block to the extent of 200 acres.

Sale of forfeited lands.

13. The interest of a purchaser in land under this part of this Act who has not paid the whole of his purchase money shall not be assignable

Interest of purchase not assignable except under provisions of this Act.

at law or in equity except under the provisions of this Act and shall not be capable of being charged encumbered extended or taken in execution in any manner whatever.

Substitution of person for purchaser.

14. If any purchaser of land under this part of this Act who has not paid the whole of his purchase money or his executors or administrators shall desire to assign his interest in land occupied by him under one license to occupy he or they may apply to the said Commissioner of Crown Lands to accept instead of himself some one person as purchaser and if the said Commissioner shall think fit to accept such person and such person shall not be disqualified to purchase land in the same block to the extent of the land proposed to be transferred the said Commissioner shall cancel the existing license to occupy upon the same being produced to him or if the destruction or loss thereof be proved to his satisfaction he may dispense with the production thereof and shall issue to the person accepted a new license on payment of a fee of one pound to occupy in the same terms and of the same date as the original license but with the name of such person substituted as purchaser and thereupon such person shall be deemed to be and to have been from the date of the original purchase the purchaser of the land mentioned in such license and his name shall be entered into the register of purchasers and he shall thereafter be disqualified from purchasing land in the same block in the same manner as if he had been the original purchaser.

Substitution in case of insolvency.

15. If any purchaser of land under this part of this Act who has not paid the whole of his purchase money shall become bankrupt or under the provisions of any Act for the time being in force vest his property in a trustee for the benefit of his creditors the trustee or other person in whom his property shall be vested may transfer the interest of such purchaser therein with the assent of the said Commissioner of Crown Lands in the same manner as the purchaser might have done if he had not become bankrupt or vested his property as aforesaid.

#### Part II.

Blocks may be set apart for special settlement.

16. It shall be lawful for the Superintendent of the Province of Hawke's Bay by proclamation in the Government *Gazette* of the said Province to set aside out of the waste lands within the Province of Hawke's Bay the native title of which has been extinguished any block or blocks for the purpose of special settlement not exceeding in the whole 30,000 acres on such terms as may be sanctioned by the Governor in Council anything in the existing regulations for the management or disposal of the waste lands in the Province to the contrary notwithstanding Provided always that no land shall be sold at a less price than land of a similar description is now sold at under the "Waste Land Regulations Act 1858" and that the proceeds thereof shall be subject to any lien already imposed thereon by any Act of the General Assembly.

Limitation of time for which blocks shall remain set apart.

17. Neither the whole nor any part of any block of land so set aside shall continue so set aside for a period of more than two years from the date of the proclamation whereby the same shall be set aside but every contract made with respect to any such block or any part thereof whilst the same remains so set aside shall be performed notwithstanding that the block has ceased to be so set aside.

Superintendent may contract for settlement of blocks.

18. It shall be lawful for the said Superintendent from time to time to contract with any person or persons company or companies that such person or persons company or companies shall with respect to the whole or any part of any one or more of the said blocks of land place upon any land with respect to which such contract shall be made persons desiring to settle thereon. Provided that the person or persons company or companies with whom such contract shall be made shall be bound thereby to perform and observe and to cause the persons placed by them upon such land to perform and observe the terms sanctioned by the Governor in Council under this part of this Act and the provisions of this part of this Act.

That His Honor the Superintendent be requested to procure the passing of a Bill in the next session of the General Assembly in the terms or to the effect of the above resolutions with such modifications as the Superintendent may think fit to adopt in order to carry out the above resolutions.

THE SCHEDULE.

FORM A.

*Application for Land on Deferred Payment.*

I (name in full) hereby apply to purchase the land hereinafter described that is to say (insert description of land and name of block) under the provisions of the first part of "The Hawke's Bay Waste Lands Act 1872."

And I declare that I have not purchased either in my own name or in the name of any other person any land in the said block (except \_\_\_\_\_ acres held by me under license to occupy dated \_\_\_\_\_).

Signature.

Date.

To the Commissioner of Crown Lands Hawke's Bay.

FORM B.

*License to Occupy.*

(Name in full) having purchased the land described at the foot hereof and paid the deposit of £ \_\_\_\_\_ for the same is hereby authorised to occupy the said land so long as he shall observe the conditions endorsed herein.

Description of land.

Signature.

Commissioner of Crown Lands.

Date (the day on which the deposit was made or in case of sale by auction the day of such sale).

*Conditions to be Endorsed on Licenses to Occupy.*

1. The purchaser must before the \_\_\_\_\_ day of \_\_\_\_\_ (two years from date) build on the said block a house of the value of at least £10 and must within the same period fence or clear crop or lay down in grass one tenth part of the said land.
2. An officer appointed by the Superintendent will as soon as may be after the last mentioned period report whether the previous conditions have been fulfilled. If his report is unfavorable to the purchaser the purchaser may appeal to a Resident Magistrate in the manner provided by the first part of "The Hawke's Bay Waste Lands Act 1872" When it has been decided that the purchaser has fulfilled the previous condition the purchaser shall part the residue of the purchase money by instalments as follows:—£ \_\_\_\_\_ immediately after the decision and a like sum on each of the following days: \_\_\_\_\_ 18 \_\_\_\_\_ 18 \_\_\_\_\_ 18 or earlier if he thinks fit.
3. If the purchaser fails to perform the above conditions or to pay any instalment within three calendar months after it falls due the land and all improvements and all money already paid will be forfeited.
4. If the purchaser or his executors or administrators or a trustee under his bankruptcy shall desire to transfer his land before paying all his purchase money he or they may apply to the Commissioner of Crown Lands to accept another fit person in his place.

FORM C.

To (name in full) Take notice that Mr \_\_\_\_\_ has reported that you have not fulfilled the Condition No. 1 of your license to occupy land in \_\_\_\_\_ Block dated \_\_\_\_\_. If you are dissatisfied with the report you may within thirty days after this notice shall be posted appeal to any Resident Magistrate holding a Court near the land mentioned in your license by delivering to him the notice a form whereof is annexed properly filled up by you (form D to be annexed).

Signature.

Commissioner of Crown Lands.

Date





# Council Paper.

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1872.

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## REPORT OF THE SELECT COMMITTEE, NORTHERN ROAD.

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APPOINTED ON JUNE 11, 1872.

ORDER.—That a Select Committee be appointed to take evidence and report as to the practicability of a line of road for wheel traffic from Napier to Taupo plains via Wharerangi, Pukititiri, and the Ripia Valley. Such committee to consist of Messrs. Buchanau, Dolbel, Tanner, Mauey, and the mover.

Your Committee annex hereto the evidence of Mr. Bold, the Civil Engineer employed by the Public Works Department, who is in charge of road works between Napier and Taupo; and that of Mr. Samuel Graham, of Wharerangi, and beg to report as follows:—

That their opinion is, it would be a work largely in excess of the present means of the Province to attempt to construct a line of road to Taupo by way of the Ripia Valley. They do not attempt to express any opinion whether such line might or not have been the cheapest and most desirable to undertake had not considerable expense been already incurred in another direction.

It will be seen in the valuable evidence given by Mr. Bold that the line of communication from Taupo has, for military reasons which he adverts to, been brought downwards from Taupo as far as Rangimapa and that some expenditure has been incurred even lower down towards Napier. As far as the point named, a practicable route for wheel traffic now exists.

Your Committee, therefore, are of an unanimous opinion that the only problem left to determine is, by what line Rangimapa may be connected with Napier.

Two lines specially present themselves for consideration, namely:—

One along the valley of the Esk, or Petane River, and one known as the Glengarry track.

As regards the first named, your Committee have it in evidence that no work has been done by the General Government on that section of the North Road which is situate between Rangimapa and Petane.

That no works likely to be of a permanent or useful character can be constructed along the existing track towards Petane. The said track follows the windings of the Esk, which is confined between two precipitous cliffs, and in consequence any labor spent on a road along its bed, is certain of being wasted and rendered useless by floods.

Travellers along this track have to ford the river forty times, making their route a zigzag one.

For these very grave and (as your Committee hold) conclusive reasons they believe themselves to be confined, by the features of the country, to the selection of some line that shall connect Rangimapa with the head of the Wharerangi Valley, from whence good roads on to Napier already exist.

The length of any line between Rangimapapa and Napier via the canyon of the Esk equals that of any line between the same places via Wharerangi. But in favor of the latter are found the following very important preferences :—

1. The engineering difficulties are incomparably less, and excellent road metal easily to be got, exists along the whole line.
2. The cost of making it available for wheel traffic will not be great, as no heavy cuttings are needed.
3. Its construction would be a great step towards opening the Puketitiri Bush (a work that is already in contemplation) for purposes of settlement under deferred payment.
4. The throwing of a bridge across the Mangaone at Peka Peka would be necessary for opening up the Puketitiri to settlement.
5. The opening up of the line now indicated would set aside the necessity of purchasing private lands for a road to Peka Peka along the banks of the Tutaekuri.

For these reasons your Committee's opinion is in favor of the Glengarry route, and they recommend—

1. That the Taupo line downwards from Rangimapapa be continued to Wharerangi via the Glengarry track, or as near thereto as on survey may be found best, and the assistance of the General Government be requested in carrying out the necessary works as part of the main line to Taupo.
2. That the Council consider it advisable that, in place of purchasing private lands for a road along the banks of the Tutaekuri for a road to Peka Peka, the Superintendent take steps to cause a survey of the Glengarry road, and, so far as means will allow, to open the same and place a bridge across the Mangaone at Peka Peka.

Finally, the Committee point out that the expenditure they recommend will exceed the votes already taken by a sum of £350 only, and that for this additional charge a considerable tract of Waste Crown Lands will be made available for sale.

H. S. TIFFEN,  
Chairman.

June 15, 1872.

# Council Paper.

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1872.

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## SELECT COMMITTEE NORTHERN ROAD.

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JUNE 13TH, 1872.

Present :—Messrs. Tiffen, Dolbel, Maney, and Buchanan.

Mr. Tiffen in the chair. Order of Reference read.

Mr. BOLD, Engineer in the Public Works Department, in charge of Roads in the District of Hawke's Bay, in attendance, states—That he is acquainted with the Country through which the several lines, proposed to connect Napier with Taupo, must pass. That he has had under his superintendence the construction of the line by Petane Valley, Pohui, and Mohaka, known as the Waipunga route, constructive operations having been begun at Pohui; certain improvements were made at Raugimaipapa and Kaiwaka. That portion of the line lying between Raugimaipapa and Taupo Plains was fixed on, as well from its being already occupied by constabulary posts, as because it compared favorably in economy of construction with a line *via* the Ripia Valley. Would not recommend the incurring of any expense in the construction of the line between Petane and Kaiwaka along the Valley of the Petane River, because such works would be liable to be washed away or seriously damaged in times of flood. The River and the Kaiwaka Creek have to be crossed about forty times on this route. Is aware that a preferable line can be formed by crossing the Maungokopikopako Creek and the boundary Creek on Richardso and Troutbeck's Run.

Another alternative line, but requiring a longer detour, and generally known as Marshall's Track, exists.

A line striking across from the main bend of the Esk, crossing the Maungakopikopiko, and meeting Marshall's Track about six miles south of Raugimapa would, he believes, be found the best and most economical. The engineering difficulties, he feels certain, would be the fewest.

Has explored a line between Rangimapa and Glengarry, a bridle track already exists. This track follows a leading range and might be easily and inexpensively converted into a dray track. From Glengarry to Wharerangi would be found the most expensive part of a road in this direction. But along the line metal of a superior quality is to be found. Its length would be about five miles to the end of the Wharerangi valley, and the cost probably (speaking roughly) about £300 a mile throughout, for a roadway of sixteen feet on the solid.

Between the head of the Wharerangi Valley and the present North Road, a distance of about three miles, no difficulties are presented by the features of the country.

Speaking now to the line *via* Puketitiri, between Puketapu and Waipuna a fair road at present exists, save at the crossing of the Mangaone, which would require a pile bridge. From Waipuna through Puketitiri to Pakantutu a bridle track only exists. Thenceforward, through the Ripia Valley to Taupo, full information in detail is contained in Mr. Gill's report of December 8, 1859, and also in a report by Mr. Ross, late Provincial Engineer.

With a Bridge over the Harbor I would suggest a deviation from the ordinary Petane Road by Marshall's track or by the Maungakopikopiko Creek.

In the absence of a Bridge, I would recommend the route known and described already as the Glengarry route. I am of opinion this route will be the best for facilitating communication should a Bridge not be erected across the Harbor.

Committee adjourned till to-morrow at 11 a.m.

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## SELECT COMMITTEE NORTHERN ROAD.

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FRIDAY, JUNE 14TH, 1872.

Present—Messrs. Buchanan, Tiffen, Dolbel, Maney, and Rhodes, Mr. Tiffen in the chair.

SAMUEL GRAHAM, of Wharerangi, examined, states:—Has travelled the road from Wharerangi to Pohui; did so with a one-horse trap. The road is not made after leaving Wharerangi. It took a day and a half for the journey between these places. Camped on the hills for one night only. Had to remove the wheels of the vehicle once only at a creek near Pohui. Believes that the labor of a man for a week would make this spot passable for a coach and two horses. Met with no further obstacle. Reason for my being so long on the road arose from my never having travelled it before. My present acquaintance with the road would enable me to travel the same distance with a cart in twelve hours. The road could be easily kept in repair, as metal is plentiful along the line. On horseback, I could go and return in a day. The road referred to is that known as Glengarry-road. There are no permanent creeks to obstruct, and only one bridge of about eight feet span required on this line to make it quite practicable for wheel traffic. The side cuttings required would not be more than exist on the Puketapu road. A great many miles of the road are quite level, and need no work whatever. Do not think that the track followed by me from Wharerangi to Glengarry is the one described by Mr. Bold. The track along which my cart passed was within a stone's throw of Peka Peka flat.

A bridge over the Mangaone, at Peka Peka, would connect my line with the one to Puketiri.

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## RESOLUTIONS FOR REPORT.

I. That a line to connect Napier with Taupo along the valley of the Ripia, however valuable, would entail an expenditure on Provincial Funds which they are unable to bear.

II. That it is desirable, therefore, on the score of economy, that advantage should be taken of the expenditure already incurred by the General Government on the Waipugna Road downwards from Taupo.

III. That as the Waipugna Road has not been constructed lower down than Raugimaipapa, and as the track via the Petane River up to Rangimaipapa presents features that render its construction almost impossible, the only alternative is open to the Glengarry line of Road as the connecting link.

IV. That the evidence before the Committee tends to show that the Glengarry line is a practicable one, and might be constructed at a comparatively small cost.

V. That by the throwing of a small Bridge across the Mangaone at Peka Peka, the Puketitiri Bush would be rendered easy of access.

VI. That, furthermore, the construction of the Glengarry line would be the means of avoiding expenditure in the purchase of private lands along the banks of the Tutaekuri for keeping open the present line to Peka Peka.

Resolutions carried.

Ordered to report in conformity thereto.

Mr. Buchanan to prepare draft report.

Committee adjourned until 11 a.m. to-morrow.

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## SELECT COMMITTEE NORTH ROAD.

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SATURDAY, 15<sup>TH</sup> JUNE, 1872.

Present—Messrs. Buchanan, Tiffen, and Dolbel.

Mr. Tiffen in the chair.

Draft report brought up by Mr. Buchanan, and adopted.

Committee adjourned.



# Council Paper.

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1872.

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## *To the Honorable the Provincial Council of Hawke's Bay, in Session assembled.*

THE Petition of the undersigned Philip Dolbel, sheepfarmer and settler of the said Province of Hawke's Bay,—

Humbly Sheweth,—

That your Petitioner is, and has long been, the licensed occupier of one of the rough outlying sheep runs, situate at Maungaharuru, on the wild and broken n.w. borders of the Province.

That, during the long continuance of the Native wars and other Native disturbances in the early years of this Province, your Petitioner was repeatedly subjected to many serious losses through frequent visits from Native marauders.

That, during the long Waikato war, himself and his men were continually in danger of their lives, and often experienced serious losses of property through bodies of armed Natives travelling by the way of his sheep-run from the East Coast to Taupo and Waikato.

That, on several occasions himself and his men were obliged to leave their sheep station and to take refuge in the settlement and Block-house at Mohaka, from the threats of those said armed Hauhau Natives; and that on two occasions during that period he was not able to shear more than half the number of his sheep.

That your Petitioner continued to struggle on, sometimes at the run and sometimes at Mohaka, until Te Kooti committed his murderous raid at Mohaka, in which your Petitioner had wool of the value of £200 burnt there; when it was considered wholly unsafe to remain any longer at the said sheep station, as the Hauhau Natives were encamped in the neighbourhood.

That your Petitioner was consequently obliged to desert his sheep station for two years, not being able to induce any shepherd to remain thereon (even for a short time) at any price; and that during this period he had no other alternative than to engage a number of armed men to help him to muster hastily some of his scattered sheep, and to drive them to Puketapu, a distance of 50 miles, to be shorn there.

That notwithstanding all those said losses and difficulties your Petitioner endeavored to hold out and to face them all, until the end of 1870, when, hearing (from the public papers) that Te Kooti was getting weaker, your Petitioner made enquiries of the Government authorities as to his probable safety on his sheep-run at Maungaharuru, and from the answer he received his confidence and hope was strengthened, and he once more ventured to resume the occupation of his old station.

That, thereupon your Petitioner went to a great expense to refit

his station, in the confidence that the old successional Native troubles were at last ended; and that, owing to his stock thereon having so greatly decreased, he began to restock it also in the month of January last; when, on arriving at his station with his men with the new stock for the same, which they were then driving thither, he found the homestead, woolshed, wool, all moveable property, and fences, all wantonly destroyed and then indeed burning;—as before, the work of the said Hauhau natives.

That your Petitioner begs further to call the attention of the Provincial Council to the fact,—that although he had been repeatedly driven from his Station at Maungaharuru by the rebel natives, and that although his losses through them were great, and that it was also considered unsafe for any one to remain thereon, and therefore the sheep were necessarily obliged to be abandoned,—yet, according to Sir George Grey's Regulations of 1853 respecting the Licensing of Sheep Runs, still in force in this Province, his Government License of the said Sheep Run is liable to be determined and cancelled if the acreage assessment or rent is not duly paid when it falls due.

That your Petitioner, suffering under the foregoing heavy and repeated losses from and through rebel natives, such being in no ways nor at any time caused by himself, begs to state, for the consideration of the Provincial Council, that he considers it to be very unfair if Sir George Grey's Land Regulations respecting Sheep Runs should be put in force against him.

Lastly, that your Petitioner humbly hopes that the Provincial Council of Hawke's Bay will be pleased to take into their gracious consideration the great and heavy losses and expenses and many troubles and risk of life your Petitioner has been for a long time subject to; and that the said Provincial Council will be pleased to pass some resolution as they may think fit, for the present help and future protection of your Petitioner.

And your Petitioner will ever pray.

PHILIP DOLBEL.

Napier, June 10, 1872.



# Council Paper.

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1872.

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## *To His Honor the Superintendent and the Provincial Council of Hawke's Bay.*

**T**HIS is our word to you, O Parent, and also to your Council, now assembled in session.

This is our document, setting forth our burden and asking you to grant an attentive hearing to our cry, for we are seeking quiet and peaceable rules.

There is a portion of land, containing about 80,000 acres, which is our own absolute property.

The road through this land is also ours ; it is no new road, but has been used from our ancestors' time down to our forefathers, and still remains open for all to travel on, both Europeans and Natives, and there is no other road by which we can get to our place.

Now, this man, Mr. Towgood, has entirely stopped up this road to our place, by fencing it, and there is no other road by which we can reach our places.

There are Europeans there who travel this road, and they can substantiate our statement, as they have seen it.

We are not aware of the cause for Mr. Towgood's doing this, nor who gave him authority that he should do this thing, on a road which has been in use for so long a time on this land.

And it is through the work of this man, Mr. Towgood, that our place has suffered in value, and the rents paid to us are so low for this land, and we are now in great trouble and suffering through the work of this European.

Although we have subdued our passions against him, and withheld from breaking down his fences, which he had no right to erect, it is because we look to you and the Council of Hawke's Bay to set us right.

We have always let the Government and Europeans have the right to make roads on our land, to any part they may like, without thinking of making any disturbance.

Our hearts are still firm to remain peaceable and quiet with our European friends, so that peace may reign over us all, but this work of Mr. Towgood's is, in our estimation, a challenge to quarrel and fight, so that some of us may fall.

And, therefore, we write to you and the Council to look into this matter and decide our troubles, and give us the means of living by condemning this very bad work of Mr. Twogood's and causing peacefulness to remain with this tribe.

And we will continue to pray and bless you for ever.

HENARE PANGO,  
And 84 others.

# Estimate of Revenue,

Of the PROVINCE of HAWKE'S BAY, from 1st July, 1872  
to the 30th June, 1873.

**ORDINARY AND MISCELLANEOUS—**

	£	s.	d.	£	s.	d.
Auctioneers and Publicans' Licenses .....	1100	0	0			
Pilot, Harbor, Wharf Dues, Boat Licenses.....	1000	0	0			
Brand and Pound Fees .....	30	0	0			
Slaughter Licenses .....	120	0	0			
Wholesale Spirit Dealers' Licenses .....	150	0	0			
Immigrants' Promissory Notes .....	500	0	0			
Miscellaneous and Incidental .....	50	0	0			
Estimated Balance in hands of Provincial Treasurer on June 30, 1872 .....	5400	0	0			
				8350	0	0

**TERRITORIAL—**

Crown Land Sales, Assessments and Leases on						
Runs .....	11,000	0	0			
Duties under Native Lands Act .....	1500	0	0			
				12,500	0	0

**SPECIAL—**

Education Rate .....	900	0	0			
Rent Educational Reserves.....	183	0	0			
Sheep Assessment and Dipping Fees .....	900	0	0			
Rent Toll Bar, Tareha's Bridge.....	1500	0	0			
Rent Harbor Reserves.....	100	0	0			
				3583	0	0

Total Revenue ..... £24,433 0 0



# Estimate of Expenditure

Of the PROVINCE OF HAWKE'S BAY, from 1st July, 1872, to  
the 30th June, 1873.

## 1.—JUDICIAL—

	£	s.	d.	£	s.	d.
<i>Gaol Department.</i>						
Gaoler (Warden), at £185 per annum .....	185	0	0			
1 Turnkey at £130 per annum .....	130	0	0			
2 Turnkeys at £115 per annum.....	230	0	0			
1 Overseer hard-labor Prisoners, at £110 per annum .....	110	0	0			
Rations for Prisoners .....	420	0	0			
Contingencies .....	220	0	0			
				1295	0	0
<i>Police.</i>						
Napier—1 Inspector, also Inspector of Weights and Measures, at £230 per annum .....	230	0	0			
1 Sergeant, at £140 per annum.....	140	0	0			
2 Privates, at £110 per annum.....	220	0	0			
Waipawa—1 Corporal, at £125 per annum.....	125	0	0			
1 District Constable, at £30 per annum .....	30	0	0			
Wairoa—1 Private, at £110 per annum .....	110	0	0			
Meanee—1 District Constable, at £50 per annum	50	0	0			
Horse Allowance for Inspector, at £52 per annum	52	0	0			
Horse Allowance for Policeman at Waipawa, at £36 per annum.....	36	0	0			
Rations for Prisoners .....	20	0	0			
Expenses of Prisoners .....	25	0	0			
Contingencies .....	60	0	0			
Night Watchman at the Spit.....	28	10	0			
District Constable at Hampden.....	20	0	0			
District Constable at Clive and Havelock .....	50	0	0			
District Constable at Porangahau .....	20	0	0			
				1216	10	0

## 2.—HOSPITAL AND CHARITABLE—

Maintenance of Hospital.....	600	0	0			
Charitable Aid .....	250	0	0			
				850	0	0
<i>Coroner's Department.</i>						
Contingencies .....	10	0	0			
				10	0	0

## 3.—ADMINISTRATIVE—

<i>Superintendent's Department.</i>						
Superintendent at £425 per annum .....	425	0	0			
Superintendent's Clerk, also Clerk of the Council, at £300 per annum .....	300	0	0			
Messenger, also Messenger to the Provincial Council, at £110 per annum .....	110	0	0			
Contingencies .....	25	0	0			
				860	0	0
<i>Law Officer's Department.</i>						
Provincial Solicitor, at £100 per annum ..	100	0	0			
				100	0	0
<i>Treasury.</i>						
Provincial Treasurer, at £300 per annum .....	300	0	0			
Contingencies for Department .....	20	0	0			
				320	0	0

## 4.—HARBOR DEPARTMENT—

Harbor Master and Pilot, at £200 per annum.....	200	0	0			
2 Boatmen, at £120 per annum .....	240	0	0			
				440	0	0
Carried forward .....				£4651	10	0

	£	s.	d.	£	s.	d.
Brought forward.....	440	0	0	4651	10	0
Extra Men, in addition to Pilot's crew, when re- quired .....	25	0	0			
Contingencies .....	75	0	0			
Mail Boaring Service .....	25	0	0			
Pilot Service for Wairoa.....	100	0	0			
				665	0	0
<b>5.—SURVEY DEPARTMENT—</b>						
Provincial Surveyor, also Provincial Engineer, at £400 per annum .....	400	0	0			
Travelling Allowance to Provincial Surveyor .....	100	0	0			
Draughtsman, at £250 per annum .....	250	0	0			
Additional Draughtsman, at £200 per annum .....	200	0	0			
Survey Laborers .....	150	0	0			
Survey Contingencies .....	50	0	0			
Contract Surveys .....	1000	0	0			
				2150	0	0
<b>6.—LEGISLATIVE—</b>						
<i>Provincial Council.</i>						
Speaker, at £2 for each sitting day, and for seven days afterwards .....	75	0	0			
Country Members, at £1 per each sitting day.....	200	0	0			
Council Library .....	20	0	0			
Contingencies .....	20	0	0			
Printing Minutes of Council, Council Papers, Acts, &c. ....	100	0	0			
				415	0	0
<i>Returning Officer's Department.</i>						
Contingencies .....	40	0	0			
				40	0	0
<b>7.—MISCELLANEOUS—</b>						
General Printing and Advertising.....	150	0	0			
Insurance on Government Buildings.....	86	0	0			
Materials for Prison Labor, &c.....	20	0	0			
Expenses Weights and Measures .....	5	0	0			
Miscellaneous Contingencies .....	300	0	0			
Subsidy to Line of Coaches .....	100	0	0			
Grant for settling Land Claims at Hampden .....	150	0	0			
Compensation for use of Land for Road near Havelock .....	20	0	0			
Athenæum .....	100	0	0			
Botanical Gardens .....	200	0	0			
Compensation to Matthew Hill for Land taken for road .....	10	0	0			
To complete purchase of Land at Waitangi .....	150	0	0			
Grant in Aid of Education Fund .....	1100	0	0			
Grant in aid of Acclimatization Society .....	200	0	0			
Government Offices, Firewood, &c.....	50	0	0			
Bonus to Ferry at Waihua, at £25 per annum ...	25	0	0			
Bonus to Ferry at Waikari, at £10 per annum ...	10	0	0			
Bonus to Ferry at Mohaka, at £25 per annum.....	25	0	0			
Bonus to Ferry at Wairoa, at £20 per annum.....	20	0	0			
Gratuity to Mr. Peacock for work and expenses collecting Immigration Promissory Notes...	25	0	0			
				2746	0	0
<b>8.—PUBLIC WORKS AND UNDERTAKINGS—</b>						
Maintenance Public Buildings .....	200	0	0			
Maintenance of Public Fences .....	20	0	0			
Maintenance of Pumps and Wells .....	30	0	0			
Maintenance of grounds around Public Offices ...	20	0	0			
Hospital addition.....	100	0	0			
Strengthening Cells in Gaol .....	100	0	0			
Tank for Gaol .....	15	0	0			
Shifting Lights for entering Harbor at night .....	50	0	0			
Recovering and Renewing Moorings.....	300	0	0			
Erection Building and purchase Light for Napier Bluff .....	300	0	0			
Maintenance Light for year .....	100	0	0			
Clearing and improving Mangaone River.....	120	0	0			
Lock-up at Spit .....	30	0	0			
Ferry Punt, Wairoa River .....	190	0	0			
Ferry Punt, Mohaka .....	120	0	0			
				1695	0	0
Carried forward .....				12,362	10	0

	£	s.	d.	£	s.	d.
Brought forward.....				12,362	10	0
<b>ROADS—</b>						
Main Road Havelock to Southern Boundary .....	2500	0	0			
Middle Road.....	300	0	0			
Te Aute Road to 70-Mile Bush.....	300	0	0			
Louisa Creek to Hampden.....	300	0	0			
Grant in aid of Wallingford Bridge .....	600	0	0			
Napier to Pohui .....	200	0	0			
Oero Road.....	100	0	0			
Patoka to Mangaone, by Pakiaka.....	100	0	0			
Road by Peka Peka to Pukititiri .....	500	0	0			
Petane to Wairoa .....	150	0	0			
Inland Track—Wairoa to Waihua .....	100	0	0			
Grant in aid Papakura Block to Ohiti .....	100	0	0			
Grant in aid Road Tukituki to Tarawera District	100	0	0			
Road Overseers .....	250	0	0			
Road Contingencies.....	200	0	0			
Roads to give access to Bush Lands to be sold on deferred payments .....	300	0	0			
Grant in aid of Roads and Road Boards.....	400	0	0			
Town Roads .....	200	0	0			
Waitaha Bridge .....	130	0	0			
				6830	0	0
Total Expenditure.....				£19,192	10	0





# Estimates Special.

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## *Sheep Department—*

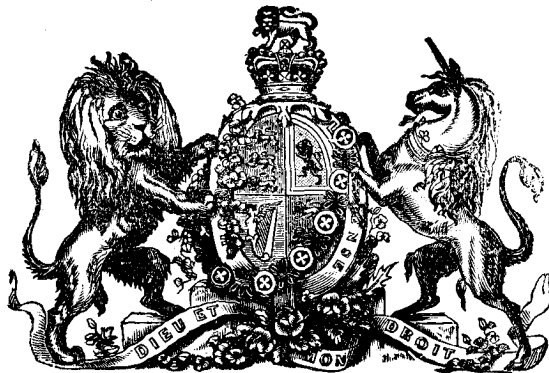
Inspector	...	...	...	...	£300	0	0
Assistant Inspector	...	...	...	...	200	0	0
Second Assistant Inspector	...	...	...	...	150	0	0
Contingencies—Dipping Expenses, &c.	...	...	...	...	120	0	0
Wages Shepherd at Boundary	...	...	...	...	90	0	0
Hut for Shepherd at Boundary	...	...	...	...	20	0	0
					<hr/>		
Total	...	...	...	...	£880	0	0

## *Education—*

Capitation Money for Scholars	...	...	...	...	£1000	0	0
Bonus to Teachers	...	...	...	...	650	0	0
Inspector of Schools	...	...	...	...	100	0	0
Grant in aid of Buildings	...	...	...	...	300	0	0
Books and Maps for Schools	...	...	...	...	100	0	0
Expense of Collecting Rate	...	...	...	...	50	0	0
					<hr/>		
Total	...	...	...	...	£2200	0	0



# Province of Hawke's Bay.



## WHOLESALE DEALERS IN SPIRITUOUS LIQUORS LICENSING ACT AMENDMENT BILL, 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 1.

### ANALYSIS.

Title.	1. Interpretation of clause 1.
Preamble.	2. Short Title.

[Assented to July 31, 1872.]

## AN ACT *to amend the "Wholesale Spirit Dealers' License Act."* Title

**WHEREAS** it is expedient that the before-mentioned Act should Preamble  
be amended.

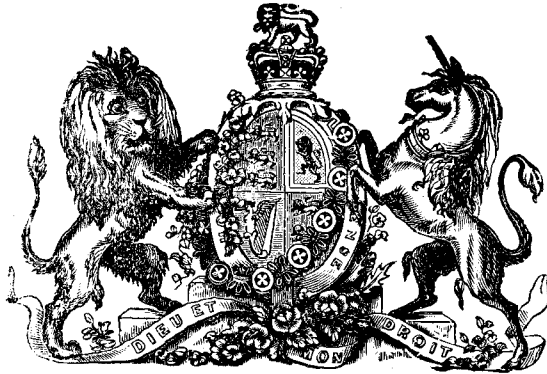
**BE IT THEREFORE ENACTED** by the Superintendent of Hawke's  
Bay, with the advice and consent of the Provincial Council thereof  
as follows:—

I. The first clause of the said Act shall be read and construed as if the Interpretation of clause 1  
concluding words of the said clause viz., "and shall continue in force for  
the term of one year from the date" thereof were expunged therefrom."

II. The Short Title of this Act shall be the "Wholesale Dealers in Short Title.  
Spirituous Liquors Licensing Act Amendment Act 1872."



# Province of Hawke's Bay.



## HAWKE'S BAY POLICE ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 1.

### ANALYSIS.

Preamble.

1. Penalties of certain offences.

2. Mode of recovering penalties  
3. Act to be construed as portion of "Hawke's Bay  
Police Act."

[Assented to July 31, 1872.]

**BE IT ENACTED** by the Superintendent of Hawke's Bay with the advice  
and consent of the Provincial Council thereof as follows—

**I.** Every person who shall within the Province of Hawke's Bay com-  
mit any of the offences next hereinafter specified shall for every such offence  
forfeit and pay a sum not less than Five Shillings and not exceeding Five  
Pounds that is to say

Penalty for certain of-  
fences.

Every person who shall leave any inflammable materials or matters in  
any public shed or place or on any open space near any building  
in the Town of Napier without having first obtained the permis-  
sion of the Superintendent or Inspector of Police.

Every person who shall discharge any firearms or set off any fire-  
works or explosive material on any street highway or public  
place in the Town of Napier or so near thereto as to endanger or  
annoy the passers by without having first obtained the permission  
of the Superintendent or Inspector of Police.

Every person who shall throw or deposit any rubbish or sweepings  
into any street or public thoroughfare within the Town of  
Napier.

Every person who shall permit any cattle horses sheep pigs or goats  
to wander upon any street or public thoroughfare in the Town  
of Napier or suburbs situate in Scinde Island.

Every person who shall wantonly or cruelly beat ill-treat over-drive  
over-load abuse torture or omit to supply with sufficient food or  
water any animal.

Mode of recovering penalties.

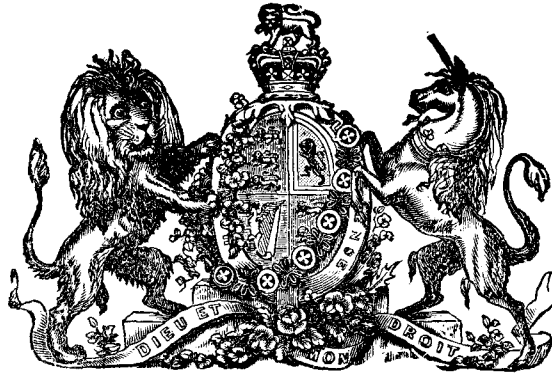
II. All penalties imposed by this Act shall be recovered in a summary way pursuant to the Act in such case made and provided.

Act to be construed as portion of "Hawke's Bay Police Act."

III. This Act shall be read with and construed as forming portion of "The Hawke's Bay Police Act."

IV. The short title shall be "The Hawke's Bay Police Act 1872."

# Province of Hawke's Bay.



## CREDIT ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 3.

### ANALYSIS.

Title.	1. Credit to be allowed Provincial Treasurer for certain charges. 2. Short Title.
Preamble.	

## *AN ACT to credit the Provincial Treasurer with certain charges.*

**WHEREAS** the Treasurer of the Province of Hawke's Bay hath under Warrants under the hand of the Superintendent made certain payments from the 1st May 1871 to the 31st May 1872 in excess of the sums authorised by the "Appropriation Act 1871" to the amount set forth in the Schedule hereto.

**AND WHEREAS** in manner directed by the "Provincial Audit Act 1866" and "Provincial Audit Act Amendment Act 1868" resolutions were duly passed by an absolute majority of the entire number of the members of the Provincial Council requesting the Superintendent to grant the sum of Six Hundred and Fifty-six Pounds Fifteen Shillings and Eleven Pence being the amount of such unauthorised expenditure as aforesaid.

**AND WHEREAS** an address in the terms of the resolution last recited and signed by the Speaker of the Council has been presented to the Superintendent.

**BE IT ENACTED** by the Superintendent of the Province of Hawke's Bay by and with the advice and consent of the Provincial Council thereof as follows :—

1. The Treasurer of the Province shall in his accounts be allowed credit for the said sum of Six Hundred and Fifty-six Pounds Fifteen

Credit to be allowed Provincial Treasurer for certain charges.

Shillings and Eleven Pence being the amount expended on certain services as hereinafter specified.

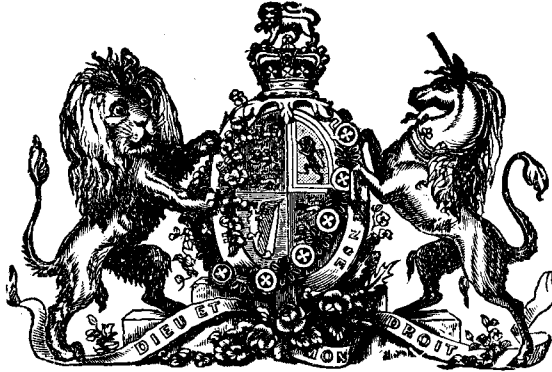
Ngaruroro and Petane Bridges	...	...	...	£32	3	0
Superintendent's Department	...	...	...	24	3	4
Napier Athenæum	...	...	...	50	0	0
Grant to Captain Carter	...	...	...	100	0	0
Dog Registration	...	...	...	12	0	0
General Printing and Advertising	...	...	...	90	17	3
Provincial Council	...	...	...	269	5	0
Coroners' Contingencies	...	...	...	5	0	0
Returning Officer's Department	...	...	...	73	7	4
				<hr/>		
				£656	15	11

Short Title.

2. The Short Title of this Act shall be the "Credit Act 1872."



# Province of Hawke's Bay.



## MEANEE TOLL-GATE ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 4.

### ANALYSIS.

Title.	10. Collector to give security.
Preamble.	11. Lawful for the Superintendent to erect a Weigh-bridge in conjunction with the Toll-gate. Regulation in regard of same.
1. Superintendent authorised to erect Toll-gate.	12. Scale of charges in regard to vehicles weighing over 2 tons.
2. Superintendent may take up £2500 and apply the same for the construction of a road leading from Napier to Taradale.	13. The Superintendent may compound for payment of tolls. Period and rate of such compounding.
3. Repayment first charge upon tolls.	14. In certain cases the collector is subject to penalty.
4. The Superintendent may issue debentures.	15. Penalty for evading toll.
5. Exemption from tolls.	16. Application of money.
6. Exemption from tolls.	17. Short Title.
7. Duties of keeper or collector.	Schedules.
8. Time within which ticket is available.	
9. The Superintendent may lease the Toll-gate. Proviso.	

[Assented to Sept. 5, 1872.]

### AN ACT *to empower the Superintendent to erect a Toll-gate.* Title

**WHEREAS** it is expedient to provide for constructing a road leading from Napier to Taradale within the Province of Hawke's Bay. Preamble

**BE IT THEREFORE ENACTED** by the Superintendent of the Province of Hawke's Bay with the advice and consent of the Provincial Council thereof as follows:—

I. The Superintendent is hereby authorised to erect a Toll-gate and other works necessary thereto at some convenient place between Munn's Point and Puramu Creek and from time to time to appoint and remove keepers for the same and issue regulations for their guidance and to fix by proclamation in the Hawke's Bay Government *Gazette* the day on and after which tolls shall be levied at such Toll-bar and such tolls shall be at the rates set forth in the Schedule to this Act annexed. Superintendent authorised to erect a Toll-gate.

The Superintendent may take up £2500 and apply the same for the construction of a road leading from Napier to Taradale.

II. The Superintendent may take up on the security provided in the next clause to this Act such sum or sums not exceeding £2500 at a rate of interest not exceeding £8 per centum per annum and apply the same for the purpose of constructing a Road leading from Napier to Taradale.

Repayment first charge upon tolls.

III. The repayment of such sum of £2500 and the interest thereof shall be a first charge upon the tolls to be raised by virtue of this Act.

The Superintendent may issue debentures.

IV The Superintendent may issue debentures for sums of £25 and upwards and this shall be in the form contained in Schedule B to this Act The interest on the said debentures shall be paid half yearly at the Provincial Treasury, Napier.

Exemption from tolls.

V. No Toll shall be taken for any horse or carriage belonging to or under hire to any officer of the General or Provincial Government when travelling on public service nor for any animal or vehicle employed in the conveyance of her Majesty's mails nor in respect of animals or vehicles used by policemen on duty for the conveyance of themselves and prisoners in their charge.

Exemption from tolls.

VI. All officers and soldiers of the Queen's service and of the Militia and Volunteer forces of the colony being on duty and their horses and all carriages and horses belonging to her Majesty or employed in her service shall be exempt from the payment of any Tolls made payable by this Act.

Duties of keeper or collector.

VII. The Keeper or Collector shall put up and continue at the Toll-gate a table to be printed or painted in distinct black colors and figures with a white ground of all Tolls there payable and shall renew such table whenever any such letters or figures thereof shall be defaced and the said collector shall also provide tickets denoting the payment of Toll and on such tickets shall be specified the date on which the same ticket shall be delivered one of which tickets shall be delivered gratis to the person paying Toll and on production of such ticket at such Toll-gate the person to whom the same was delivered on producing the same shall during the day of the date of such ticket pass through the said gate without paying any further or additional Toll.

Time within which the ticket is available.

VIII. The driver of any dray cart vehicle horse or cattle who shall have paid Toll at the Toll-gate authorised by this Act and who shall produce a ticket as provided in clause VII shall not be liable to pay any further Toll in respect of the same dray cart vehicle horse or cattle within the same day on which such Toll was originally paid.

The Superintendent may lease Toll-gate. Proviso.

IX. The Superintendent may at any time lease the Tolls by public auction for any period not exceeding one year at one time subject to such conditions and regulations as he may think fit: Provided they are not repugnant to the provisions of this Act and the person to whom such Tolls may be leased shall be deemed to be a Collector appointed by virtue of this Act except as hereinafter provided.

Collector to give security.

X. The Collector shall give to the Provincial Treasurer security for duly accounting for and paying over the money received by him.

Lawful for the Superintendent to erect a Weighbridge in conjunction with the Toll-gate. Regulation in regard of same.

XI. It shall be lawful for the Superintendent to order and cause to be built fixed and erected at the said Toll-gate or at such distance therefrom as he shall think expedient a Weighbridge with a suitable house or other buildings thereto proper for the weighing of waggons or carriages conveying any goods or merchandise whatsoever and by notice on a board for that purpose to be put up at every such Weighing Machine to order and direct all and every such waggons or carriages demanding to pass through such Toll-gate shall at the request of the keeper or collector be weighed together with the loading thereof.

Scale of charges in regard to vehicles weighing over 2 tons.

XII. All waggons and other vehicles with their loadings shall be ascertained to weigh more than two tons shall pay double the

rates of Tolls enumerated in the said Schedule and more than three-and-a-half tons treble the amount.

XIII. The Superintendent may on application compound with any person or persons for any term not exceeding one year nor less than six months at any one time for the Tolls payable in respect of one horse and one cart or other vehicle drawn by one horse passing through the said Toll-gate for the said periods of one year or six months as the case may be for the sums hereinafter mentioned that is to say for one year ten pounds and for six months five pounds and for one cart drawn by two horses for one year twenty pounds: Provided always that such horse and cart or other vehicle shall be the *bona fide* property of the person so compounding.

The Superintendent may compound for payment of tolls. Period and rate of such compounding.

XIV. If any Collector shall not place such board as aforesaid and keep the same there during the time he shall be Collector or shall demand a greater or less Toll from any person than he shall be authorised to do by virtue of this Act or shall refuse to permit or shall in any wise hinder any person from reading the inscription on the Toll-board or shall refuse to tell his name to any person who shall demand the same or shall give a false name or on the legal Toll being paid or tendered shall unnecessarily detain or wilfully obstruct or hinder any passenger from passing through the Toll-gate or make use of any scurrilous language to any passenger or other person then in every such case the Toll Collector shall forfeit for every such offence any sum not exceeding Ten Pounds.

In certain cases collector is subject to penalty.

XV. If any person shall evade or attempt to evade the payment of any of the Tolls by this Act imposed every such person shall for every such offence forfeit and pay any sum not exceeding Five Pounds in addition to the Toll evaded to be recovered in a summary way.

Penalty for evading toll.

XVI. All tolls or monies to be received by this Act shall after deducting the costs of collection be applied first in paying the interest on the said debentures secondly in maintenance and repairs of the said Road and the balance may be applied in paying off the Loan to be raised by virtue of this Act either by purchasing debentures or otherwise as the Superintendent shall direct.

Application of money.

XVII. The Short Title of this Act shall be the "Toll-gate Act 1872."

Short Title.

SCHEDULE A.

	s.	d.	Schedules.
For every dray drawn by bullocks ... ..	2	6	
For every dray cart or other vehicle drawn by more than one horse	1	6	
For every dray cart or other vehicle drawn by one horse ... ..	1	0	
For every horse ass or mule ... ..	0	6	
For every horned or neat cattle per head ... ..	0	1½	
For every sheep goat or pig ... ..	0	0½	

SCHEDULE B.

FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

MEANEE TOLL GATE ACT 1872.

This Debenture entitles the bearer to £        sterling which with interest thereon at the rate of        pounds per centum per annum is hereby secured upon the Tolls

referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the            day of            and the            day of            in every year and such principal money being payable at            aforesaid on the            day of           

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "The Meanee Toll-Gate Act 1872."

Dated this            day of           

Superintendent.

# Province of Hawke's Bay.



## PORT AHURIRI BRIDGE ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 5.

### ANALYSIS.

- |                                                                         |                                                                                  |
|-------------------------------------------------------------------------|----------------------------------------------------------------------------------|
| Preamble.                                                               | 8. Debentures may be issued as required.                                         |
| 1. Bridge to connect Battery Point with Western Spit to be constructed. | 9. Interest to be not more than 8 per cent.                                      |
| 2. Tolls to be levied when bridge is proclaimed open to the public.     | 10. Repayment of amount borrowed and interest chargeable on tolls.               |
| 3. Tolls may be let for period not exceeding one year.                  | 11. Debentures to be for £50 and £100.                                           |
| 4. Tolls recoverable summarily.                                         | 12. Interest payable at Provincial Treasury Napier.                              |
| 5. Penalty for refusing payment of or evading tolls.                    | 13. Collections to be carried to separate account applied to purposes specified. |
| 6. Tolls may be compounded for.                                         | 14. Short Title.                                                                 |
| 7. Debentures for £7000 may be issued by Superintendent.                |                                                                                  |

[Assented to Sept. 5, 1872.]

**WHEREAS** it is expedient that a Bridge should be constructed in the Inner Harbor of Napier in order to connect Gough Island with the Western Spit adjoining the Harbor of Napier and to provide funds by means of a loan for the erection of such Bridge to be raised upon the security of and charged upon the tolls to be raised under this Act and to provide for the making and keeping in repair the said Bridge.

Preamble

**BE IT THEREFORE ENACTED** by the Superintendent of the Province of Hawke's Bay with the advice and consent of the Provincial Council thereof as follows—

I. It shall be lawful for the Superintendent to construct a Bridge and make approaches thereto over the Inner Harbor at a point to connect the road from Battery Point with the Western Spit provided that such Bridge shall be so constructed as not to impede the navigation of the said Inner Harbor.

Bridge to connect Battery Point with Western Spit to be constructed.

II. The Superintendent shall by proclamation in the Provincial Government Gazette notify that the said Bridge is open for the public so soon as he shall have received a certificate under the hand of the Provincial Engineer to the effect that the Bridge is complete and fit for the reception of traffic and thereupon it shall be lawful for the said Superintendent to cause tolls to be levied not exceeding the rates set forth in the Schedule to this Act.

Tolls to be levied when bridge is proclaimed open to the public.

Tolls may be let for period not exceeding one year.

III. It shall be lawful for the said Superintendent from time to time to let the said Bridge and tolls for any term not exceeding one year at such annual rent and on such conditions as he shall think fit.

Tolls recoverable summarily.

IV. All tolls imposed by virtue of this Act shall be recoverable in a summary way.

Penalty for refusing payment of or evading tolls.

V. Any person refusing or attempting to avoid the payment of any toll payable under this Act shall forfeit and pay for every such offence any sum not exceeding £5 to be recoverable in a summary way.

Tolls may be compounded for.

VI. The Superintendent may compound with any person or persons for any term not exceeding one year at any one time for the tolls payable by virtue of this Act for such sum or sums as he shall think fit.

Debentures for £7000 may be issued by Superintendent.

VII. The Superintendent may borrow on debentures under the public seal of the province any sum or sums not exceeding the sum of £7000 for defraying the costs of the said Bridge.

Debentures may be issued as required.

VIII. The Superintendent may take up such sum or sums at any one time and from time to time as the occasion may require.

Interest to be not more than 8 per cent.

IX. The interest to be paid on such sum or sums shall not exceed the rate of eight pounds for every one hundred pounds sterling by the year.

Repayment of amount borrowed and interest chargeable on tolls.

X. The repayment of such sum or sums and the interest thereon shall be a charge upon the tolls to be collected under this Act.

Debentures to be for £50 and £100.

XI. The Debentures shall be issued for sums of £50 and £100 and shall be in the form set forth in the Schedule hereunto annexed.

Interest payable at Provincial Treasury Napier.

XII. The interest on the Debentures shall be paid half-yearly at the Provincial Treasury in Napier.

Collections to be carried to separate accounts and applied to purposes specified.

XIII. All monies to be collected by virtue of this Act after deducting the charges of collection shall be paid to the Provincial Treasurer to be carried to a separate account to be called The Port Ahuriri Bridge Account and thereout in the first instance the interest on the debentures to be raised as aforesaid shall be paid the balance after retaining such sum as the Superintendent shall from time to time think necessary to be applied for keeping the said Bridge in repair shall be applied by the direction of the Superintendent in paying off the Loan authorised to be raised by this Act either by purchase of debentures or in such other mode as the Superintendent shall think expedient.

Short Title.

XIV. The Short Title of this Act shall be "The Port Ahuriri Bridge Act 1872."

#### SCHEDULE A.

<i>Tolls Payable for Each Time of Passing on and across the said Bridge.</i>		s.	d.
For every foot passenger or passenger in a coach plying for hire		0	6
Horse ass or mule	... ..	1	0
For every horned or neat cattle per head	... ..	1	0
For every sheep goat or pig	... ..	0	1
For every dray cart or other vehicle drawn by bullocks	... ..	3	6
For every dray cart or other vehicle drawn by one horse	... ..	1	6
For every dray cart or other vehicle drawn by two horses	... ..	2	0
For each additional horse	... ..	0	6

#### SCHEDULE B.

##### FORM OF DEBENTURE—TRANSFERABLE BY DELIVERY.

##### PORT AHURIRI BRIDGE ACT 1872.

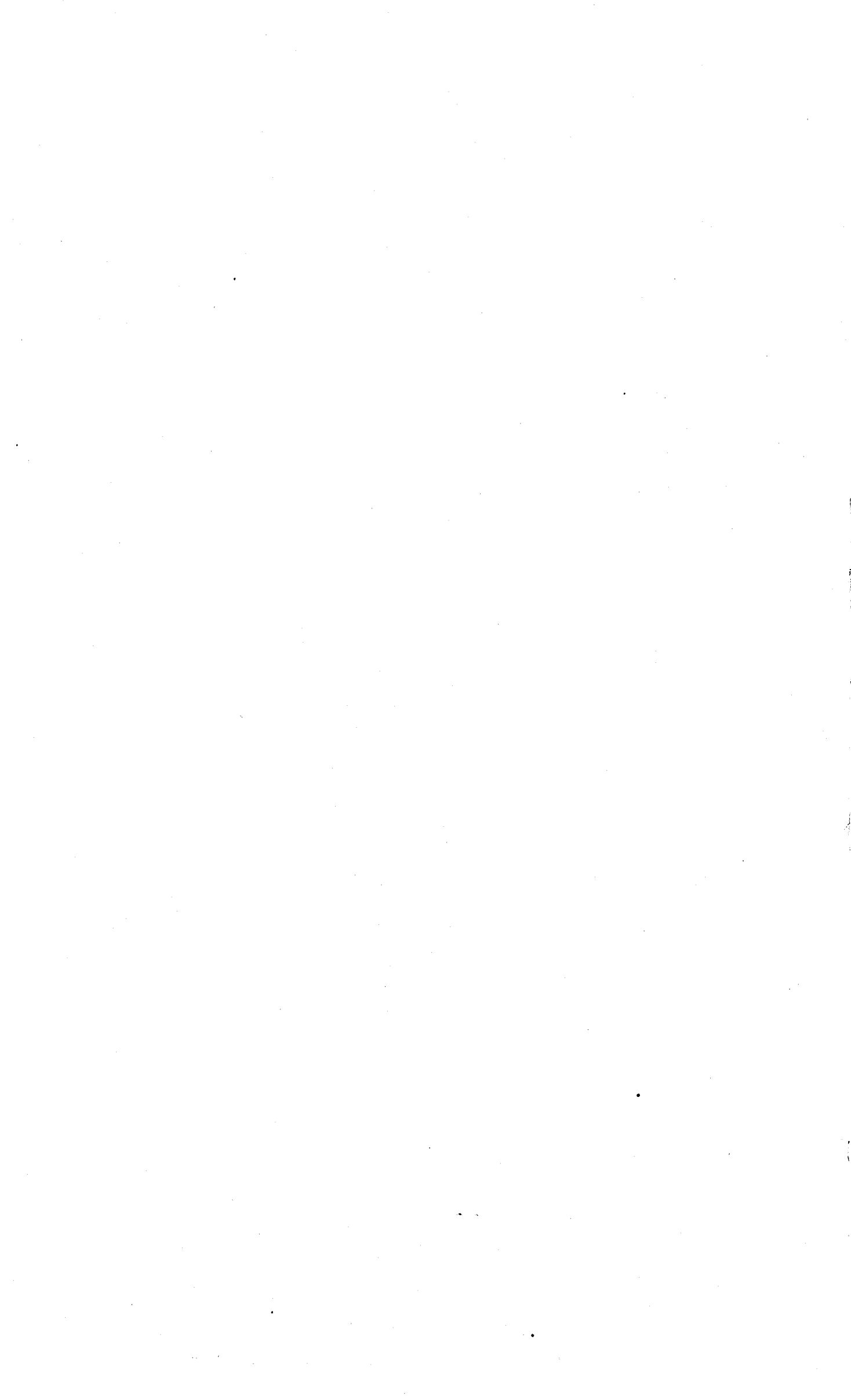
This Debenture entitles the bearer to £       sterling which with interest thereon at the rate of       pounds per centum per annum is hereby secured upon the Tolls

referred to in Schedule A to this Act such interest being payable at the Provincial Treasury Napier on the            day of            and the            day of            in every year and such principal money being payable at            aforesaid on the            day of

Provided however that no holder of this Debenture shall have any claim whatever upon the Provincial Revenue of Hawke's Bay but only upon the Tolls to be collected under "Port Ahuriri Bridge Act 1872."

Dated this            day of

Superintendent.





# Province of Hawke's Bay.



## APPROPRIATION ACT 1872.

IN THE THIRTY-FIFTH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XIX., No. 6.

### ANALYSIS.

<p>Title. Preamble.</p> <p>1. Appropriation of the sum of £22,272 10s to defray the charges of the Government of the Province for the period from 1st July 1872 to 30th June 1873. Specification of charges.</p>	<p>2. Sums appropriated to be issued and paid in accordance with the "Provincial Audit Act 1866" and the "Provincial Audit Acts Amendment Acts 1868 and 1869."</p> <p>3. Short Title.</p>
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AN ACT *to appropriate the Revenue of the Province of Hawke's Bay for the period commencing the 1st day July 1872 and ending the 30th day of June 1873.* Title.

**B**E IT ENACTED by the Superintendent of the Province of Hawke's Bay Preamble.  
by and with the advice and consent of the Provincial Council thereof as follows :—

1. That out of the revenue of the province there may be issued and applied for defraying the charge of the Government of the Province of Hawke's Bay for the term of twelve months commencing on the 1st day of July 1872 and ending the 30th day of June 1873 the sum of Twenty-two Thousand Two Hundred and Seventy-two Pounds Ten Shillings in any sums not exceeding the several sums for the several purposes hereinafter particularly specified that is to say— Appropriation of the sum of £22,270 10s to defray the charges of the Government of the Province for the period from 1st July 1872 to 30th June 1873. Specification of charges.

Total Judicial	...	...	...	...	...	£2511	10	0	
Total Hospital and Charitable	...	...	...	...	...	860	0	0	
Total Administrative	...	...	...	...	...	1280	0	0	
Total Harbor Department	...	...	...	...	...	665	0	0	
Total Survey Department	...	...	...	...	...	2150	0	0	
Total Legislative	...	...	...	...	...	455	0	0	
Total Miscellaneous...	...	...	...	...	...	2746	0	0	
Total Public Works and Undertakings	...	...	...	...	...	8525	0	0	
Total Sheep Department	...	...	...	...	...	880	0	0	
Total Education	...	...	...	...	...	2200	0	0	
							£22,272	10	0

Sums appropriated to be issued and paid in accordance with the "Provincial Audit Act 1866" and the "Provincial Audit Acts Amendment Acts 1868 and 1869."

2. The said several sums hereby appropriated shall be issued and paid for the purposes herein mentioned and in the manner prescribed by the "Provincial Audit Act 1866" and the "Provincial Audit Acts Amendments Acts 1868 and 1869."

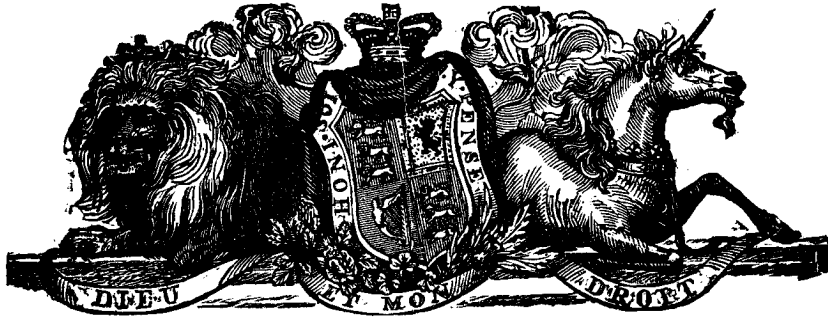
Short Title.

3. The Short Title of this Act shall be the "Hawke's Bay Appropriation Act 1872."

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Province of Hawke's Bay.



VOTES AND PROCEEDINGS

OF THE

PROVINCIAL COUNCIL OF HAWKE'S BAY.

1872.—SESSION XIX.

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1872.

