

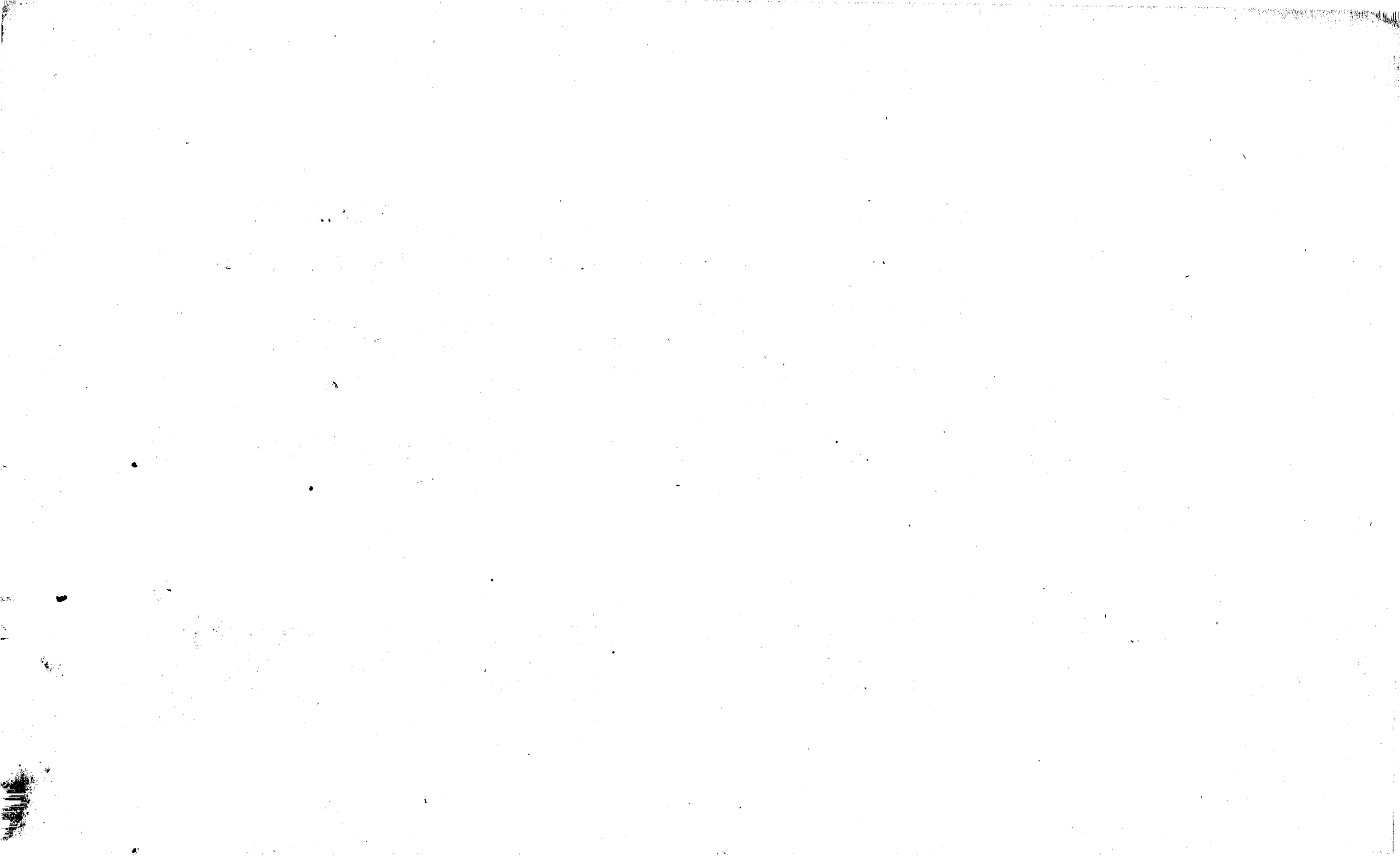
OTAGO ORDINANCES.

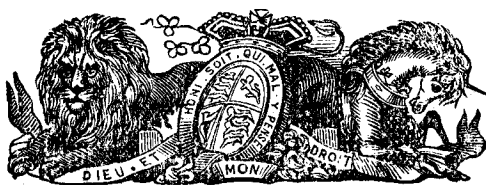
SESSION XVIII., 1864.

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* Disallowed by the Governor. † Assented to by the Governor. ‡ Left to their operation.
Information for the disposal of the other Ordinances was not received prior to this going through
the press.





THE CRIMINALS ORDINANCE 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 132.

ANALYSIS :

- | | |
|---|---|
| <p>Title.</p> <p>1. Suspected persons may be arrested.</p> <p>2. Punishment on suspected persons being convicted.</p> <p>3. Forfeiture of property.</p> <p>4. Additional punishment for convicted persons remaining after expiration of sentence.</p> <p>5. Penalty for harbouring.</p> <p>6. Master liable if persons improperly brought to Otago.</p> <p>7. Power to grant search warrants.</p> | <p>8. Power to search.</p> <p>9. Summary jurisdiction.</p> <p>10. Words of Ordinance sufficient statement of offence.</p> <p>11. Oral proof.</p> <p>12. Recovery of penalties.</p> <p>13. Appeal.</p> <p>14. Interpretation clause.</p> <p>15. Duration of Ordinance.</p> <p>16. May be amended in present Session.</p> <p>17. Short Title.</p> |
|---|---|

AN ORDINANCE *to prevent the influx of Criminals into the Province of Otago.* Title.

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

1. It shall be lawful for any Justice of the Peace or any constable at any time after the passing of this Ordinance having reasonable cause to suspect that any person has at any time been found guilty of any capital or transportable felony by a court of competent jurisdiction in the United Kingdom of Great Britain and Ireland or any British Possession other than New Zealand and that his sentence or sentences have not expired or that he has not received an unconditional pardon and has at any time subsequent to the first day of August one thousand eight hundred and sixty-one come into this Province forthwith and without any warrant for such purpose to

Suspected persons may be arrested.

cause such suspected person to be apprehended and taken before any two Justices of the Peace to be dealt with as hereinafter mentioned : Provided that it shall be lawful for any Justice of the Peace to take bail for the appearance of such suspected person before such Justices in such sum and with or without such sureties as such Justice may deem expedient.

Punishment on suspected persons being convicted.

2. It shall be lawful for any two Justices of the Peace before whom any such suspected person shall have been brought on proof that such person has come into the Province of Otago contrary to the provisions of this Ordinance to convict him thereof and at their discretion either to take bail that such person shall leave New Zealand within ten days after his conviction or to cause such person to be conveyed in custody to the country or possession from whence he came or to sentence such person if a male to be kept to hard labour with or without irons on the roads or other public works of the said Province for any period not exceeding six calendar months or if a female to be imprisoned with or without hard labour in any gaol for any period not exceeding four calendar months.

Forfeiture of property.

3. All property found upon or in possession of any such suspected person as aforesaid shall upon his apprehension be seized and detained and in the event of his being convicted and sentenced as aforesaid shall at the discretion of the convicting Justices be forfeited and sold.

Additional punishment for convicted persons remaining after expiration of sentence.

4. Any person sentenced as aforesaid to hard labour or imprisonment who shall remain in the Province of Otago for three months after the termination of such sentence shall be liable to be again similarly apprehended and sentenced and so on from time to time as often as he shall so remain.

Penalty for harbouring.

5. Any person who shall harbour or conceal any other person whom he shall know or believe to have come into or remained in the said Province contrary to the provisions of this Ordinance shall be subject to a fine not exceeding one hundred pounds or be imprisoned in any gaol house of correction or other prison in the said Province for any period not exceeding six calendar months.

Master liable if persons improperly brought to Otago.

6. Any master mariner or other person commanding navigating or sailing any vessel for the trip or voyage when such vessel shall bring to any port or place in the said Province any such suspected person and known to such master to be suspected shall upon conviction thereof before any two Justices of the Peace for every such offence be liable to a fine not exceeding one hundred pounds or imprisonment for any time not exceeding six calendar months or to both at the discretion of the said Justices.

Power to grant search warrants.

7. It shall be lawful for any Justice of the Peace having information on oath that any person who has arrived in the said Province contrary to the provisions of this Ordinance is harboured in any house or other place within the said Province to grant a general search warrant to any constable for such person and it shall be lawful

for any such constable in virtue of such general search warrant to break enter and search by day or by night any dwelling-house tenement or other place wherein such person may be suspected to be concealed and to apprehend any person whom such constable shall have reasonable cause for suspecting to have arrived or remained in the said Province contrary to the provisions hereof and also to apprehend all persons found in or about such dwelling-house tenement or other place whom such constable shall have reasonable grounds for suspecting and believing to have knowingly harboured and concealed such suspected person and all persons found and apprehended as aforesaid shall be forthwith taken before any Justice of the Peace to be dealt with as herein provided.

8. It shall be lawful for any Justice of the Peace or Constable to enter on board any vessel and having reasonable cause to suspect that any person having been found guilty and being under sentence as aforesaid is on board such vessel to search any and every part thereof and apprehend any person found therein contrary to the provisions of this Ordinance. Power to Search.

9. It shall be lawful for any two or more Justices to hear and determine in a summary way all cases arising under this Ordinance in the manner directed by the "Justices of the Peace Act 1853," and the Act of the Imperial Legislature intituled the "Summary Convictions Act 1848," and at their discretion to fix and determine all the fines penalties punishments and forfeitures hereby imposed. Summary jurisdiction

10. Every summons information conviction and warrant of commitment under the provisions of this Ordinance shall be deemed valid in which the offence charged or alleged in the same respectively shall be set forth in the words of this Ordinance. Words of Ordinance sufficient statement of offence.

11. Oral proof that any person was in any country within three years immediately preceding his being charged with offending against any of the provisions of this Ordinance known to have been or commonly deemed or reported to have been found guilty of any felony in the United Kingdom or any British possession other than New Zealand or to have been serving any sentence of transportation or imprisonment for such offence or the production of any paper purporting to be a *Government Gazette* or *Police Gazette* published within such period in any of the Australian Colonies and containing the name of any person charged with offending against any of the provisions of this Ordinance described in such paper as a convicted prisoner of the Crown or transported felon shall for the purposes of this Ordinance be taken as a good *prima facie* evidence that such person was found guilty of felony as aforesaid and that his sentence or sentences have not expired or that he has not received an unconditional pardon and proof that any person so found guilty was apprehended in the Province of Otago at any time after the passing of this Ordinance not having a fixed and known place of residence shall be deemed good *prima facie* evidence that such person arrived in Otago subsequent to the time mentioned in the first clause in this Ordinance unless the contrary be proved. Oral proof.

Recovery of penalties.

12. Whenever any pecuniary penalty shall have been imposed under the provisions of this Ordinance and the person convicted shall not forthwith pay the same into the hands of the convicting Justices it shall be lawful for such Justices to direct that such person be imprisoned with or without hard labour as they shall see fit for a period not exceeding two calendar months if the penalty be not above twenty pounds and for a period not exceeding four calendar mouths if the penalty be above twenty pounds and not above fifty pounds and for a period not exceeding six calendar months if the penalty be above fifty pounds and such person shall be detained and kept to hard labour unless such respective penalties shall be sooner paid.

Appeal.

13. Any person who shall feel himself aggrieved by the judgment of any Justice or Justices adjudicating or before whom he was convicted may appeal from any such judgment or conviction in manner prescribed by an Act of the General Assembly of New Zealand passed in the twenty-fourth year of the reign of Her present Majesty intituled "An Act to Improve the Administration of the Law so far as respects summary proceedings before Justices of the Peace."

Interpretation clause

14. On the construction of this Ordinance wherever in describing or referring to any person matter or thing any word importing the singular number or masculine gender is used the same shall be applied to several persons as well as one person and females as well as males and several matters and things as well as one matter and thing upon or with respect to which any offence may be committed.

Duration of Ordinance

15. This Ordinance shall be in force for a period of one year from the passing thereof and until the end of the then next sitting of the Provincial Council.

May be amended in present Session.

16. This Ordinance may be amended in the present Session of the Provincial Council.

Short title.

17. This Ordinance may be cited and referred to as "The Criminals Ordinance 1864."

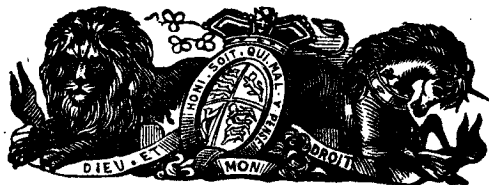
Passed the Provincial Council, April 11, 1864.

J. L. C. RICHARDSON,
Speaker.

CHARLES SMITH,
Clerk of Council.

Assented to on behalf of the Governor at Dunedin, this thirteenth day of April, one thousand eight hundred and sixty-four.

JOHN HYDE HARRIS,
Superintendent of the Province of Otago.



PROVINCIAL PUBLIC NOTICES
ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 133.

ANALYSIS :

Title.

Preamble.

1. Provision made for the publication of certain notices, required by law to be advertised in

Newspapers by certain Departments of the Provincial Government of Otago.

2. Short Title.

AN ORDINANCE to provide for the Publication of certain Notices required
by Law to be Advertised in Newspapers by certain Departments
of the Provincial Government in Otago. Title.

WHEREAS by divers Ordinances of the Superintendent and Preamble.
Provincial Council of Otago it is required that certain
notices and advertisements should be advertised in newspapers
published in Dunedin and elsewhere in the said Province : And
whereas the Superintendent of the said Province is about to autho-
rise the publication of certain other notices advertisements and
matters in an advertising sheet attached as a supplement to the
Government Gazette of the said Province : And whereas it is ex-
pedient that the publication of notices and advertisements by
Departments of the Provincial Government of Otago should be
made by advertising the same in such advertising sheet and that
so much of any Ordinance as requires the publication of notices
and advertisements by the Superintendent of Otago or by any Depart-
ment of the Provincial Government or by any officer of such depart-
ment in Newspapers published in the Province of Otago should
be repealed :—

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

Provision made for the publication of certain Notices required by law to be advertised in Newspapers by certain Departments of the Provincial Government of Otago.

1. In any case in which by any Ordinance of the Superintendent and Provincial Council of Otago in force at the coming into operation of this Ordinance it is provided that any notice advertisement accounts or other matters shall be advertised or published in a newspaper published in Dunedin or in any other part of the said Province it shall be sufficient for all intents and purposes if such notice advertisement accounts or other matters be advertised and published in any advertisement sheet published as a supplement or appendix to the *Government Gazette* of the Province of Otago anything in any such Ordinance as aforesaid to the contrary notwithstanding and if such notice advertisement accounts or other matter be advertised and published in such advertisement sheet as aforesaid it shall not be necessary to publish or advertise such notice advertisement accounts or other matter in any Newspaper published in Dunedin or elsewhere in the said Province: Provided that such notices advertisements accounts and other matters if published or advertised in such advertisement sheet as aforesaid in lieu of any Newspaper shall be advertised and published at the same periods and dates and at the same intervals and shall be repeated the same number of times and in every respect in the same manner as if published in a Newspaper published in Dunedin or elsewhere in the said Province.

Short Title.

2. This Ordinance may be referred to and cited as the "Provincial Public Notices Ordinance 1864."

Passed the Provincial Council, June 13, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, this fourteenth day of June, One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.



OTAGO LOAN ORDINANCE, 1862, AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 134.

ANALYSIS :

Title.
Preamble.

1. Short Title.
2. Section 4 of Recited Ordinance Repealed.

AN ORDINANCE to amend "*The Otago Loan Ordinance, 1862.*" Title

WHEREAS it is expedient to amend "*The Otago Loan Ordinance, 1862.*" Preamble.

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

1. This Ordinance may be referred to and cited as "*The Otago Loan Ordinance, 1862, Amendment Ordinance, 1864.*" Short Title.

2. The Fourth Section of "*The Otago Loan Ordinance, 1862,*" is hereby repealed. Section 4 of recited Ordinance repealed.

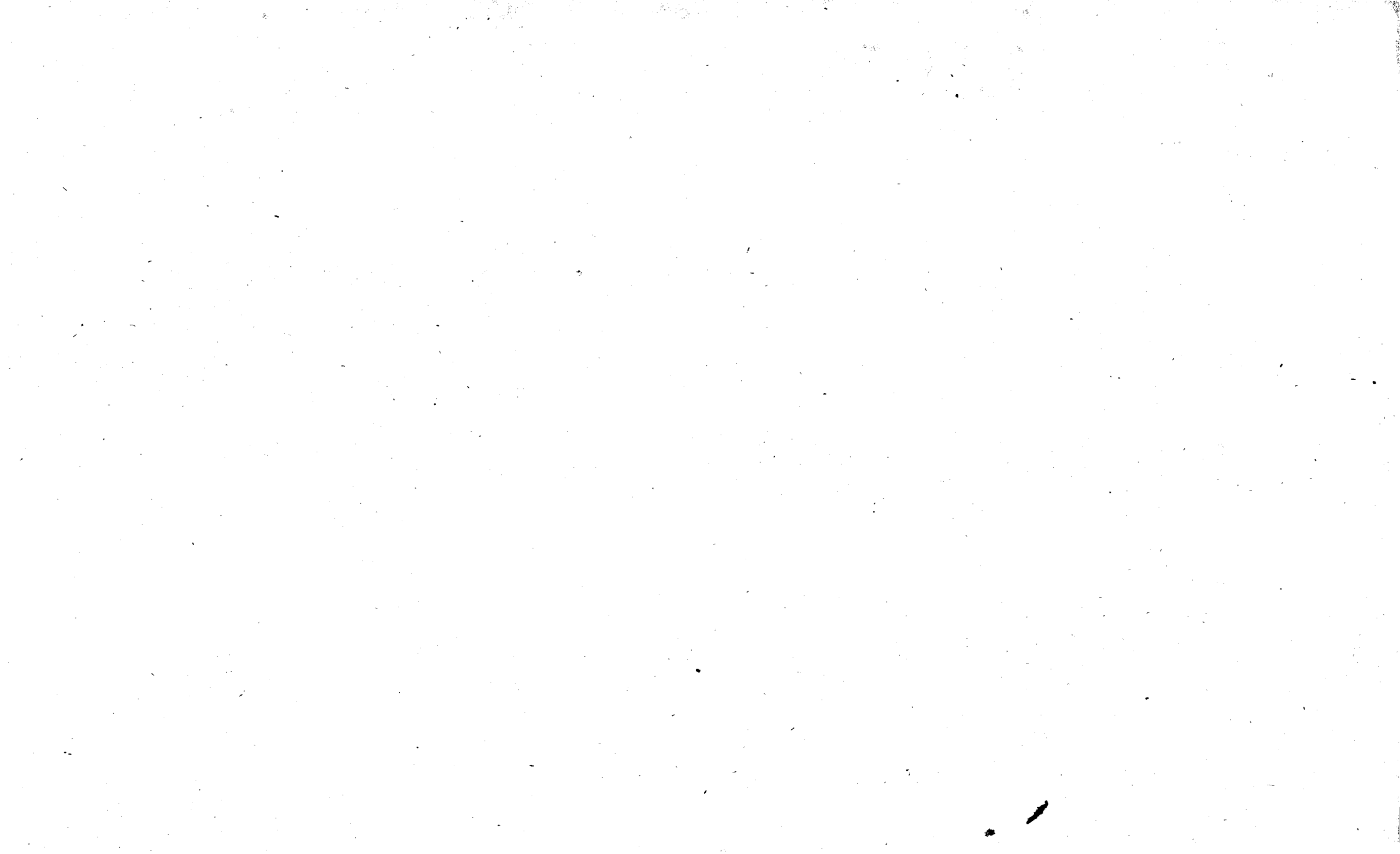
Passed the Provincial Council, May 17, 1864.

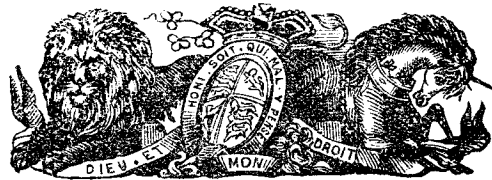
J. L. C. RICHARDSON,
Speaker.

CHARLES SMITH,
Clerk of Council.

Dunedin, 14th June, 1864.—I hereby declare that I reserve this BILL for the signification of the Governor's pleasure thereon.

JOHN HYDE HARRIS,
Superintendent of the Province of Otago





OTAGO HARBOUR LOAN ORDINANCE, 1862, AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 135.

ANALYSIS :

| | | |
|-----------|--|---|
| Title. | | 1. Short Title. |
| Preamble. | | 2. Section 4 of recited Ordinance repealed. |

AN ORDINANCE *to amend* “*The Otago Harbour Loan Ordinance* Title.
1862.”

WHEREAS it is expedient to amend “*The Otago Harbour* Preamble.
Loan Ordinance, 1862.”

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

1. This Ordinance may be referred to and cited as “*The Otago* Short title.
Harbour Loan Ordinance 1862 Amendment Ordinance 1864.”

2. The fourth section of “*The Otago Harbour Loan Ordinance* Section 4 of recited
1862” is hereby repealed. Ordinance repealed.

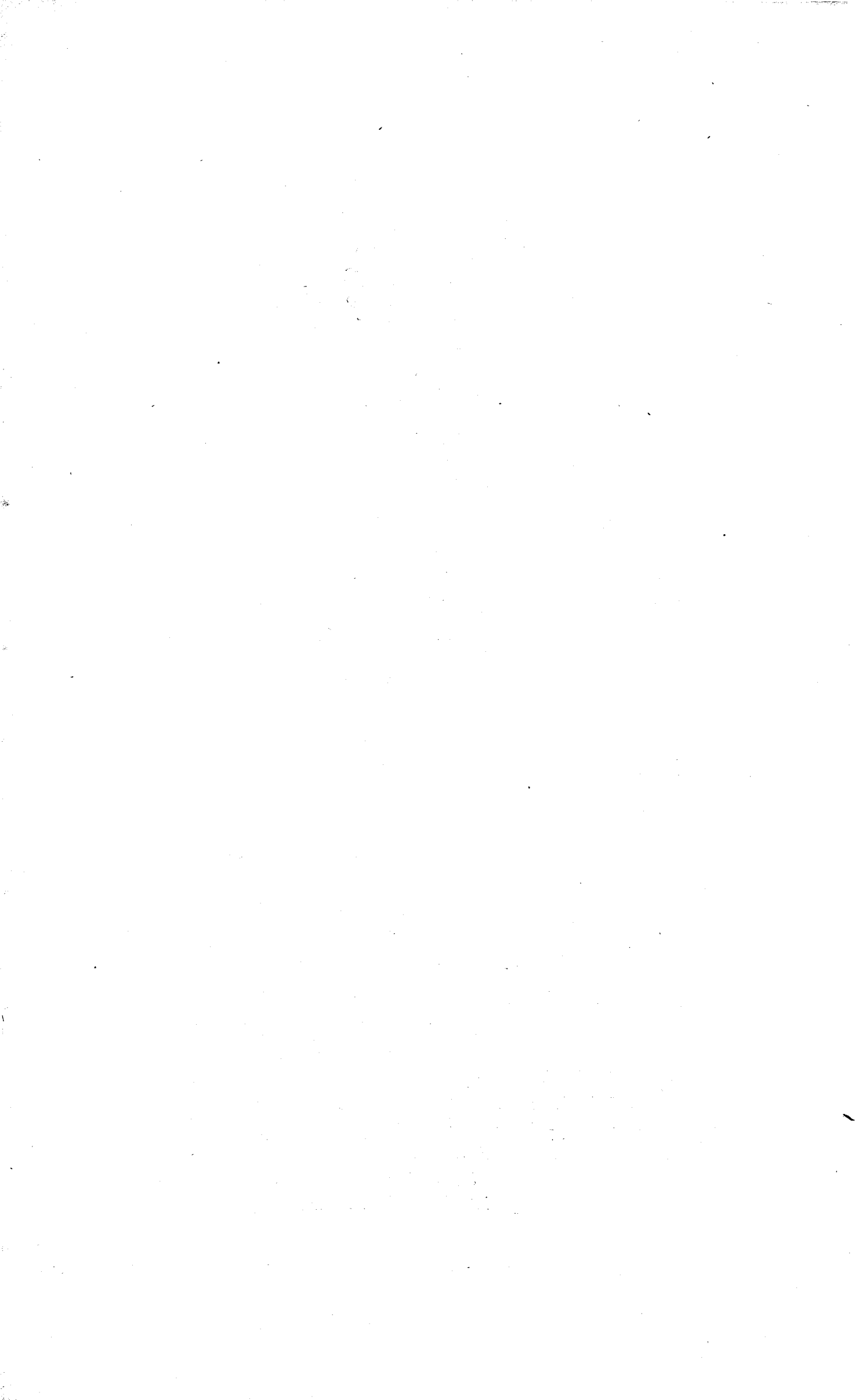
Passed the Provincial Council May 30, 1864.

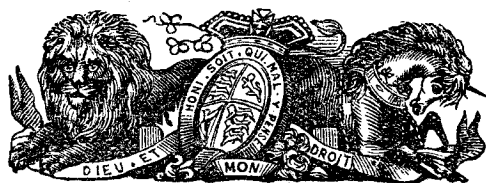
J. L. C. RICHARDSON,
Speaker.

CHARLES SMITH,
Clerk of Council.

Dunedin, 14th June, 1864—I hereby declare that I reserve this
BILL for the signification of the Governor's pleasure thereon.

JOHN HYDE HARRIS,
Superintendent of the Province of Otago.





OTAGO PUBLIC BUILDINGS LOAN ORDINANCE, 1862, AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 136.

ANALYSIS :

Title.
Preamble.

1. Short Title.
2. Section 4 of recited Ordinance Repealed.

Title.

AN ORDINANCE to Amend "*The Otago Public Buildings Loan Ordinance 1862.*"

Preamble.

WHEREAS it is expedient to Amend "*The Otago Public Buildings Loan Ordinance, 1862,*"—

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

1. This Ordinance may be referred to and cited as "*The Otago Public Buildings Loan Ordinance, 1862, Amendment Ordinance, 1864.*" Short title.

2. The Fourth Section of "*The Otago Public Buildings Loan Ordinance, 1862,*" is hereby repealed. Section 4 of recited Ordinance Repealed.

Passed by the Provincial Council, May 30, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

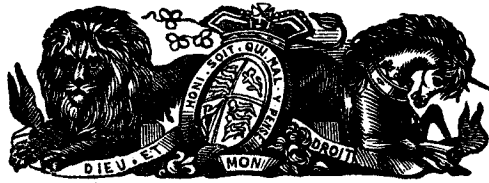
Clerk of Council.

Dunedin, 14th June, 1864—I hereby declare that I reserve this BILL for the signification of the Governor's pleasure thereon.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.





APPROPRIATION ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 138.

ANALYSIS.

Title.

Preamble.

- | | |
|--|---|
| <ol style="list-style-type: none"> 1. Certain Sums to be applied out of Provincial Revenues to the services of the six months commencing 1st April 1864, and ending 30th September 1864. 2. There shall be applicable, for the service of the half-year ending 30th September 1864, the sum of £14,257 out of sums to be raised under "The Otago Harbor Loan Ordinance, 1862." 3. There shall be applicable, for the service of the half-year ending 30th September 1864, the sum | <ol style="list-style-type: none"> of £42,730 5s out of sums to be raised under "The Otago Loan Ordinance, 1861," and "The Otago Loan Ordinance, 1861-2." 4. There shall be applicable, for the service of the half-year ending 30th September 1864, the sum of £106,808 14s 1d out of sums to be raised under "The Otago Loan Ordinance, 1862." 5. Treasurer to pay monies under Warrant of Superintendent, and to be allowed Credit for all monies so paid. 6. Short Title. |
|--|---|

AN ORDINANCE to appropriate certain Sums out of the Ordinary Revenue of the Province of Otago, and other Monies, for the service of the six months ending the thirtieth day of September, One thousand eight hundred and sixty-four.

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

1. Out of the Revenues of the said Province there may be issued and applied for defraying the charge of the Government of the said Province for the six months commencing upon the first day of April One Thousand Eight Hundred and Sixty-four and ending upon the thirtieth day of September One Thousand Eight Hun- Certain sums to be applied out of Provincial Revenues to the service of the six months commencing 1st April 1864, and ending 30th September 1864.

dred and Sixty-four the sum of two hundred and nineteen thousand five hundred and twenty-one pounds thirteen shillings or any sums not exceeding the several sums for the several purposes next hereafter particularly specified that is to say :—

I.—SUPERINTENDENT AND EXECUTIVE COUNCIL.

| No. | SALARIES AND WAGES. | £ | s. | d. | £ | s. | d. |
|-----|--|-----|----|----|------|----|----|
| | Division No. 1. | | | | | | |
| | SUPERINTENDENT. | | | | | | |
| 1 | Superintendent - - - | 500 | 0 | 0 | | | |
| 1 | Secretary to Do. - - - | 200 | 0 | 0 | | | |
| | | | | | 700 | 0 | 0 |
| | Division No. 2. | | | | | | |
| | EXECUTIVE. | | | | | | |
| 1 | Provincial Secretary - - - | 300 | 0 | 0 | | | |
| 1 | Provincial Treasurer - - - | 300 | 0 | 0 | | | |
| 1 | Secretary of Public Works - - - | 300 | 0 | 0 | | | |
| 3 | Non-Official Members - - - | 300 | 0 | 0 | | | |
| | | | | | 1200 | 0 | 0 |
| | Total Superintendent carried to total Provincial Council - - - | | | | 1900 | 0 | 0 |

II.—PROVINCIAL COUNCIL.

| No. | | £ | s. | d. | £ | s. | d. |
|---|--|------|----|----|------|----|----|
| SALARIES AND WAGES. | | | | | | | |
| Division No. 3. | | | | | | | |
| PROVINCIAL COUNCIL. | | | | | | | |
| 1 | Speaker | 100 | 0 | 0 | | | |
| 1 | Chairman | 50 | 0 | 0 | | | |
| 1 | Clerk and Librarian | 175 | 0 | 0 | | | |
| 1 | Office Keeper | 33 | 6 | 8 | | | |
| 1 | Charwoman | | | | | | |
| 1 | Sergeant-at-Arms | 12 | 10 | 0 | | | |
| | | | | | 370 | 16 | 8 |
| Division No. 4 | | | | | | | |
| AUDITOR'S DEPARTMENT. | | | | | | | |
| 1 | Auditor | 250 | 0 | 0 | | | |
| 1 | Deputy Auditor | 150 | 0 | 0 | | | |
| | | | | | 400 | 0 | 0 |
| Salaries and Wages, Provincial Council | | | | | 770 | 16 | 8 |
| Division No. 5. | | | | | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | |
| PROVINCIAL COUNCIL. | | | | | | | |
| | Temporary Accommodation | 500 | 0 | 0 | | | |
| | Expenses of Country Members | 1400 | 0 | 0 | | | |
| | Do. Select Committees | 100 | 0 | 0 | | | |
| | Temporary Assistance and Contingencies | 100 | 0 | 0 | | | |
| | | | | | 2100 | 0 | 0 |
| Total Departmental Contingencies, | | | | | 2100 | 0 | 0 |
| Salaries and Wages | | | | | 770 | 16 | 8 |
| Total Provincial Council | | | | | 2870 | 16 | 8 |
| Amount brought forward, total Superintendent | | | | | 1900 | 0 | 0 |
| Amount carried forward, to total Provincial Secretary | | | | | 4770 | 16 | 8 |

III.—PROVINCIAL SECRETARY.

| No. | | £ | s. | d. | £ | s. | d. |
|--------------------------------|--------------------------------|---------|-----------|----|------|----|----|
| SALARIES AND WAGES. | | | | | | | |
| Division No. 6. | | | | | | | |
| PROVINCIAL SECRETARY'S OFFICE. | | | | | | | |
| 1 | Under Secretary | - | - | - | 250 | 0 | 0 |
| 1 | Clerk | - | - | - | 150 | 0 | 0 |
| 1 | Do. | - | - | - | 115 | 0 | 0 |
| 1 | Assistant Clerk | - | - | - | 42 | 0 | 0 |
| 1 | Office Keeper | - | - | - | 80 | 0 | 0 |
| 1 | Messenger | - | - | - | 60 | 0 | 0 |
| | | | | | 697 | 0 | 0 |
| Division No. 7 | | | | | | | |
| SOLICITOR'S OFFICE. | | | | | | | |
| 1 | Solicitor | - | - | - | 300 | 0 | 0 |
| 1 | Clerk | - | - | - | 150 | 0 | 0 |
| | | | | | 450 | 0 | 0 |
| Division No. 8. | | | | | | | |
| LAND DEPARTMENT. | | | | | | | |
| 1 | Chief Commissioner | - | - | - | 350 | 0 | 0 |
| 1 | Do. Clerk | - | - | - | 200 | 0 | 0 |
| 3 | Clerks | at L250 | per annum | | 250 | 0 | 0 |
| 3 | Do. | at L225 | " | | 337 | 10 | 0 |
| 2 | Do. | at L200 | " | | 200 | 0 | 0 |
| 1 | Do. to Treasurer | - | - | - | 167 | 10 | 0 |
| 1 | Messenger | - | - | - | 25 | 0 | 0 |
| | | | | | 1530 | 0 | 0 |
| Division No. 9. | | | | | | | |
| SURVEY. | | | | | | | |
| 1 | Chief Surveyor | - | - | - | 350 | 0 | 0 |
| 1 | Geodesical do. | - | - | - | 225 | 0 | 0 |
| 4 | District do. | at L350 | per annum | | 700 | 0 | 0 |
| 5 | Assistant do. | at L280 | " | | 700 | 0 | 0 |
| 6 | Sub- do. do. | at L230 | " | | 690 | 0 | 0 |
| 1 | Chief Draughtsman | - | - | - | 200 | 0 | 0 |
| 2 | Assistant do. | at L250 | per annum | | 250 | 0 | 0 |
| 2 | Do. do. | at L225 | " | | 225 | 0 | 0 |
| 2 | Do. do. | at L200 | " | | 200 | 0 | 0 |
| 1 | Do. do. | at L180 | " | | 90 | 0 | 0 |
| 1 | Apprentice do.- | - | - | - | 30 | 0 | 0 |
| 2 | Lithographic Draughtsmen, £300 | - | - | - | 300 | 0 | 0 |
| 1 | do. Printer | - | - | - | 125 | 0 | 0 |
| 1 | do. do. | - | - | - | 90 | 0 | 0 |
| 1 | Apprentice do. | - | - | - | 22 | 10 | 0 |
| | | | | | 4197 | 10 | 0 |
| Carry Forward | | | | | 6874 | 10 | 0 |

III.—PROVINCIAL SECRETARY—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---|-------|----|----|-------|----|----|
| | Brought Forward - | | | | 6874 | 10 | 0 |
| | SALARIES AND WAGES. | | | | | | |
| | Division No. 10. | | | | | | |
| | POLICE. | | | | | | |
| 1 | Commissioner - - - | 350 | 0 | 0 | | | |
| 1 | Clerk - - - | 175 | 0 | 0 | | | |
| 1 | Do. - - - | 137 | 10 | 0 | | | |
| 1 | Inspector for three months - - - | 100 | 0 | 0 | | | |
| 4 | Sub-Inspectors at £350 - - - | 700 | 0 | 0 | | | |
| 2 | Mounted Sergeants at 13s. 6d. per diem | 247 | 1 | 0 | | | |
| 9 | Do. at 12s. 6d. per diem- | 1033 | 19 | 0 | | | |
| 1 | Do., 3 months, at 12s. 6d. per diem- | 56 | 17 | 6 | | | |
| 38 | Mounted Constables, six months at, 11s. 6d. per diem - - - | 3998 | 11 | 0 | | | |
| 1 | Do. do., three months - - - | 52 | 6 | 6 | | | |
| 3 | Foot Sergeants, 1st Class, six months at 13s. per diem - - - | 356 | 17 | 0 | | | |
| 12 | Do.; 2nd Class, at 12s. per diem - - - | 1317 | 12 | 0 | | | |
| 88 | Constables, at 11s. per diem - - - | 8857 | 4 | 0 | | | |
| 2 | Do., three months, at 11s. per diem- | 100 | 3 | 0 | | | |
| 2 | Escort Drivers, at 12s. per diem - - - | 219 | 12 | 0 | | | |
| 1 | Quarter-Master Sergeant, at 13s. per diem | 118 | 19 | 0 | | | |
| 1 | Water Police Sergeant, at 13s. per diem | 118 | 19 | 0 | | | |
| 1 | Do. do at 12s. per diem | 109 | 16 | 0 | | | |
| 6 | Do. Constables, at 11s. per diem | 603 | 18 | 0 | | | |
| 1 | Detective in Charge at £260 | 130 | 0 | 0 | | | |
| 1 | Do. at 14s. per diem - - - | 128 | 2 | 0 | | | |
| 2 | Do. at 13s. per diem - - - | 237 | 8 | 0 | | | |
| 4 | Do. 3rd Class at 12s. - - - | 439 | 4 | 0 | | | |
| 1 | Do. 3 months - - - | 54 | 12 | 0 | | | |
| 6 | Female Cooks and Searchers, at £25 per annum - - - | 75 | 0 | 0 | | | |
| | | 19718 | 11 | 0 | | | |
| | Less 4 Foot Constables, 4 months, £268 8s. } Less 1s. per diem, say 20 men, £183 } | 451 | 8 | 0 | | | |
| | | | | | 19267 | 3 | 0 |
| | Division No. 11. | | | | | | |
| | HARBOR DEPARTMENT. | | | | | | |
| | HAR | | | | | | |
| 1 | Harbor Master - - - | 300 | 0 | 0 | | | |
| 1 | Do. Wakatipu - - - | 25 | 0 | 0 | | | |
| 1 | Chief Pilot - - - | 175 | 0 | 0 | | | |
| 6 | Pilots at £300 per annum - - - | 900 | 0 | 0 | | | |
| 1 | Apprentice Pilot - - - | 78 | 15 | 0 | | | |
| 1 | Do. do. - - - | 50 | 0 | 0 | | | |
| 1 | Beach Master, Oamaru - - - | 75 | 0 | 0 | | | |
| 1 | Clerk - - - | 125 | 0 | 0 | | | |
| 1 | Receiver of Pilot Dues - - - | 25 | 0 | 0 | | | |
| 1 | Jetty Keeper, Dunedin - - - | 150 | 0 | 0 | | | |
| 1 | Do., Port Chalmers - - - | 75 | 0 | 0 | | | |
| | Carry Forward - - - | 1978 | 15 | 0 | 26141 | 13 | 0 |

III.—PROVINCIAL SECRETARY—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---|------|----|----|--------|----|----|
| | Brought Forward - | 1978 | 15 | 0 | 26141 | 13 | 0 |
| | SALARIES AND WAGES. | | | | | | |
| | Division No. 11.— <i>Continued.</i> | | | | | | |
| 2 | Clerks to Jetty Keeper, Dunedin, one at £175, one at £150 per annum - | 162 | 10 | 0 | | | |
| 1 | Master of Schooner - | 125 | 0 | 0 | | | |
| 5 | Crew of Pilot Schooner - | 384 | 0 | 0 | | | |
| 5 | Do. Pilot Boats - | 384 | 0 | 0 | | | |
| 5 | Do. Harbor Boat - | 384 | 0 | 0 | | | |
| 1 | Master of Launch - | 125 | 0 | 0 | | | |
| 2 | Crew of Launch - | 150 | 0 | 0 | | | |
| 3 | Signal Masters - | 300 | 0 | 0 | | | |
| 3 | Lighthouse Keepers - | 275 | 0 | 0 | | | |
| 1 | Light Keeper, Dunedin Jetty - | 52 | 0 | 0 | | | |
| 1 | Do., Port Chalmers Jetty - | 25 | 0 | 0 | | | |
| 1 | Inspector of Ballast Lighters - | 37 | 10 | 0 | | | |
| 1 | Carpenter and Storekeeper - | 100 | 0 | 0 | | | |
| | | | | | 4482 | 15 | 0 |
| | Division No. 12. | | | | | | |
| | GOLDFIELDS DEPARTMENT. | | | | | | |
| | Sub-Division No. 1. | | | | | | |
| 1 | Secretary - | 350 | 0 | 0 | | | |
| 1 | Clerk - | 150 | 0 | 0 | | | |
| 1 | Do. - | 100 | 0 | 0 | | | |
| 1 | Draughtsman - | 150 | 0 | 0 | | | |
| 12 | Wardens at £300 - | 3600 | 0 | 0 | | | |
| 13 | Registrars and Receivers, acting also as Clerks, £400 per annum - | 2566 | 13 | 4 | | | |
| 3 | Do., acting as Clerks of Court, £350 per annm. - | 525 | 0 | 0 | | | |
| 1 | Clerk to R. M. Court - | 150 | 0 | 0 | | | |
| 2 | Inspectors of Licenses at £350 per annum - | 350 | 0 | 0 | | | |
| 2 | Do. do., £300 do. - | 300 | 0 | 0 | | | |
| 3 | Bailiffs, acting also as Inspectors of Licenses, £250 - | 333 | 6 | 8 | | | |
| 8 | Do. do., at £200 - | 800 | 0 | 0 | | | |
| | | | | | 9375 | 0 | 0 |
| | MINING SURVEY STAFF. | | | | | | |
| 4 | Mining Surveyors at £400 per annum - | 800 | 0 | 0 | | | |
| 2 | Do. at £350 for six months } - | 583 | 6 | 8 | | | |
| 2 | Do. at £350 for four months } - | | | | | | |
| | | | | | 1383 | 6 | 8 |
| | Sub-Division No. 2. | | | | | | |
| 1 | Chief Gold Receiver - | 50 | 0 | 0 | | | |
| 1 | Gold Receiver, £400 - | 200 | 0 | 0 | | | |
| 1 | Assistant do., £70 - | 35 | 0 | 0 | | | |
| | | | | | 285 | 0 | 0 |
| | Carry Forward | | | | 41,667 | 14 | 8 |

III.—PROVINCIAL SECRETARY—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---|------|----|----|--------|----|----|
| | Brought Forward - | | | | 41667 | 14 | 8 |
| | SALARIES AND WAGES. | | | | | | |
| | Division No. 13. | | | | | | |
| | GAOL, DUNEDIN. | | | | | | |
| 1 | Gaoler, £400 per annum - | 200 | 0 | 0 | | | |
| 1 | Matron, £50 „ - | 25 | 0 | 0 | | | |
| 1 | Clerk and Storekeeper, at £225 per annum | 112 | 10 | 0 | | | |
| 1 | Chief Warder, at £300 per annum - | 150 | 0 | 0 | | | |
| 1 | Overseer of Labor, at L250 per annum | 125 | 0 | 0 | | | |
| 1 | Assistant do., at 11s per day - | 100 | 13 | 0 | | | |
| 1 | Sergeant Warder, at 13s per day - | 118 | 19 | 0 | | | |
| 2 | Do., 2nd Class, at 12s per day - | 219 | 12 | 0 | | | |
| 19 | Warders, at 11s per day - | 1912 | 7 | 0 | | | |
| 1 | Female Warder, at 5s per day - | 45 | 15 | 0 | | | |
| | | | | | 3009 | 16 | 0 |
| | Division No. 14. | | | | | | |
| | PRISON HULK. | | | | | | |
| 1 | Gaoler, also searcher, at L300 per annum | 150 | 0 | 0 | | | |
| 1 | Sergeant (warder), at 12s per diem . | 73 | 2 | 0 | | | |
| 4 | Warders, at 11s per diem - | 268 | 8 | 0 | | | |
| | | | | | 491 | 10 | 0 |
| | Division No. 15. | | | | | | |
| | GEOLOGICAL DEPARTMENT. | | | | | | |
| 1 | Geologist at L1000 per annum - | 500 | 0 | 0 | | | |
| 1 | Assistant Do., at L450 per annum - | 225 | 0 | 0 | | | |
| 1 | Clerk and Meteorologist, at L350 per annum | 175 | 0 | 0 | | | |
| 1 | Draughtsman and Botanical Collector, at L280 per annum - | 140 | 0 | 0 | | | |
| 1 | Laboratory Assistant, at L250 per annum | 125 | 0 | 0 | | | |
| 1 | Office Keeper, at L130 per annum - | 65 | 0 | 0 | | | |
| | | | | | 1230 | 0 | 0 |
| | SALARIES AND WAGES, PROVINCIAL SECRETARY - - - | | | | | | |
| | | | | | 46,339 | 0 | 8 |
| | Division No. 16. | | | | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 1. | | | | | | |
| | PROVINCIAL SECRETARY. | | | | | | |
| | Contingencies - - - | 50 | 0 | 0 | | | |
| | Carry Forward - - - | 50 | 0 | 0 | | | |

III.—PROVINCIAL SECRETARY—*continued.*

| | £ | s. | d. | £ | s. | d. |
|--|-------|----|----|---|----|----|
| Brought Forward - | 50 | 0 | 0 | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | |
| Sub-Division No. 2. | | | | | | |
| PROVINCIAL SOLICITOR | | | | | | |
| Contingencies - | 50 | 0 | 0 | | | |
| Sub-Division No. 3. | | | | | | |
| LAND. | | | | | | |
| Non-Official Members Waste Land Board | 25 | 0 | 0 | | | |
| Rangers of Bush Reserves - | 100 | 0 | 0 | | | |
| Refunds on Land - | 150 | 0 | 0 | | | |
| Contingencies - | 50 | 0 | 0 | | | |
| | 325 | 0 | 0 | | | |
| Sub-Division No. 4 | | | | | | |
| SURVEY. | | | | | | |
| Expenses, Survey Parties - | 5000 | 0 | 0 | | | |
| Instruments - | 100 | 0 | 0 | | | |
| Special Surveyors - | 200 | 0 | 0 | | | |
| Travelling Expenses - | 50 | 0 | 0 | | | |
| Contingencies - | 100 | 0 | 0 | | | |
| | 5450 | 0 | 0 | | | |
| Sub-Division No. 5 | | | | | | |
| POLICE. | | | | | | |
| Gold Fields Allowance - | 1000 | 0 | 0 | | | |
| Travelling Expenses - | 200 | 0 | 0 | | | |
| Transport of Prisoners - | 50 | 0 | 0 | | | |
| Forage - | 1500 | 0 | 0 | | | |
| Purchase of Horses - | 25 | 0 | 0 | | | |
| Shoeing and Farriery - | 250 | 0 | 0 | | | |
| Repairs to Saddlery - | 50 | 0 | 0 | | | |
| Do. Vehicles - | 150 | 0 | 0 | | | |
| Stores and Furniture - | 200 | 0 | 0 | | | |
| Printing, Advertising, and Stationery | 150 | 0 | 0 | | | |
| Transport of Stores - | 50 | 0 | 0 | | | |
| Fuel and Light - | 400 | 0 | 0 | | | |
| Electric Telegraph Messages - | 20 | 0 | 0 | | | |
| Compensation for loss of Clothing and Medical Expenses - | 20 | 0 | 0 | | | |
| Special Detective Service - | 20 | 0 | 0 | | | |
| Rewards - | 25 | 0 | 0 | | | |
| Police Paddocks - | 300 | 0 | 0 | | | |
| Arms and Accoutrements - | 100 | 0 | 0 | | | |
| Contingencies - | 60 | 0 | 0 | | | |
| Temporary Accommodation - | 60 | 0 | 0 | | | |
| Allowance to two Policemen Drill Instructors | 18 | 6 | 0 | | | |
| Prisoners' Rations - | 150 | 0 | 0 | | | |
| | 4798 | 6 | 0 | | | |
| Carry Forward - | 10673 | 6 | 0 | | | |

III.—PROVINCIAL SECRETARY—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---|-------|----|----|---|----|----|
| | Brought Forward - | 10673 | 6 | 0 | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 6 | | | | | | |
| | HARBOR. | | | | | | |
| | Pilot Schooner - - - | 200 | 0 | 0 | | | |
| | Boats - - - | 100 | 0 | 0 | | | |
| | Signals and Flagstaffs - - - | 100 | 0 | 0 | | | |
| | Buoys, Beacons, and Dolphins - - - | 100 | 0 | 0 | | | |
| | Fuel and Lights - - - | 200 | 0 | 0 | | | |
| | Stores - - - | 200 | 0 | 0 | | | |
| | Travelling Expenses - - - | 100 | 0 | 0 | | | |
| | Office Furniture - - - | 40 | 0 | 0 | | | |
| | Contingencies - - - | 50 | 0 | 0 | | | |
| | Fencing Harbor Office - - - | 50 | 0 | 0 | | | |
| | Do. 2 Signal Stations, Port Chalmers | 20 | 0 | 0 | | | |
| | St. Kilda (expenses of) - - - | 50 | 0 | 0 | | | |
| | | 1210 | 0 | 0 | | | |
| | Sub-Division No. 7. | | | | | | |
| | GOLD FIELDS. | | | | | | |
| | Fuel and Light - - - | 375 | 0 | 0 | | | |
| | Office Furniture - - - | 50 | 0 | 0 | | | |
| | Horse Allowance - - - | 400 | 0 | 0 | | | |
| | Travelling Expenses - - - | 100 | 0 | 0 | | | |
| | Contingencies - - - | 150 | 0 | 0 | | | |
| | Field Parties, Surveyors - - - | 175 | 0 | 0 | | | |
| | Instruments - - - | 100 | 0 | 0 | | | |
| | | 1350 | 0 | 0 | | | |
| | Sub-Division No. 8. | | | | | | |
| | GOLD RECEIVER. | | | | | | |
| | Contingencies - - - | 100 | 0 | 0 | | | |
| | Sub-Division No. 9. | | | | | | |
| | GAOL. | | | | | | |
| | Rations - - - | 1750 | 0 | 0 | | | |
| | Stores and Furniture - - - | 150 | 0 | 0 | | | |
| | Library - - - | 20 | 0 | 0 | | | |
| | Fuel and Light - - - | 300 | 0 | 0 | | | |
| | Medicine and Medical Comforts - - - | 125 | 0 | 0 | | | |
| | Tools and Materials for employment of prisoners - - - | 750 | 0 | 0 | | | |
| | Clothing and Bedding - - - | 200 | 0 | 0 | | | |
| | Arms and Ammunition - - - | 400 | 0 | 0 | | | |
| | Relief of Destitute Prisoners Discharged | 25 | 0 | 0 | | | |
| | Contingencies - - - | 150 | 0 | 0 | | | |
| | | 3870 | 0 | 0 | | | |
| | Carry forward - | 17203 | 6 | 0 | | | |

III.—PROVINCIAL SECRETARY—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|--|-------|----|----|-------|----|----|
| | Brought Forward - | 17203 | 6 | 0 | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 10. | | | | | | |
| | PRISON HULK. | | | | | | |
| | Rations - - - | 400 | 0 | 0 | | | |
| | Clothing and Bedding - - - | 200 | 0 | 0 | | | |
| | Stores - - - | 100 | 0 | 0 | | | |
| | Water, Fuel and Light - - - | 100 | 0 | 0 | | | |
| | Arms and Ammunition - - - | 30 | 0 | 0 | | | |
| | Medical Attendance and Medicine - - - | 40 | 0 | 0 | | | |
| | Contingencies - - - | 50 | 0 | 0 | | | |
| | | 920 | 0 | 0 | | | |
| | Sub-Division No. 11 | | | | | | |
| | DISTRICT GAOLS. | | | | | | |
| | Rations, Tools, &c. - - - | 1250 | 0 | 0 | | | |
| | Sub-Division No. 12 | | | | | | |
| | GEOLOGICAL SURVEY. | | | | | | |
| | Field Hands - - - | 150 | 0 | 0 | | | |
| | Field and Travelling Expenses - - - | 250 | 0 | 0 | | | |
| | Laboratory Expenses and Contingencies - - - | 50 | 0 | 0 | | | |
| | Extra Assistance - - - | 100 | 0 | 0 | | | |
| | | 550 | 0 | 0 | | | |
| | Total Departmental Contingencies | | | | 19923 | 6 | 0 |
| | Salaries and Wages - - - | | | | 46399 | 0 | 8 |
| | Division No. 17 | | | | | | |
| | MISCELLANEOUS. | | | | | | |
| | Sub-Division No. 1 | | | | | | |
| | Relief of West Coast Expedition | 259 | 4 | 3 | | | |
| | Sub-Division No. 2 | | | | | | |
| | Commission of Enquiry, Temporary Clerical Assistance - - - | 1000 | 0 | 0 | | | |
| | | | | | 1259 | 4 | 3 |
| | Total Provincial Secretary - - - | | | | 67581 | 10 | 11 |
| | Amount brought forward Total Provincial Council - - - | | | | 4770 | 16 | 8 |
| | Amount carried forward to Total Provincial Treasurer - - - | | | | 72352 | 7 | 7 |

IV.—PROVINCIAL TREASURER.

| No. | | £ | s. | d. | £ | s. | d. |
|---|---|-----|----|----|------|----|----|
| SALARIES AND WAGES. | | | | | | | |
| Division No. 18. | | | | | | | |
| TREASURER'S DEPARTMENT. | | | | | | | |
| 1 | Sub-Treasurer | 250 | 0 | 0 | | | |
| 1 | Clerk to Treasurer | 175 | 0 | 0 | | | |
| 1 | Accountant | 150 | 0 | 0 | | | |
| 1 | Clerk | 137 | 10 | 0 | 712 | 10 | 0 |
| Division No. 19. | | | | | | | |
| SHEEP AND CATTLE INSPECTORS DEPARTMENT. | | | | | | | |
| Sub-Division No. 1. | | | | | | | |
| SHEEP. | | | | | | | |
| 1 | Chief Inspector | 350 | 0 | 0 | | | |
| 1 | Sub-Inspector, Port Chalmers | 100 | 0 | 0 | | | |
| 4 | Do., at L300 per annum | 600 | 0 | 0 | | | |
| 1 | Registrar of Brands and Clerk | 125 | 0 | 0 | 1175 | 0 | 0 |
| Sub Division No. 2. | | | | | | | |
| CATTLE. | | | | | | | |
| 2 | Inspectors, at L350 per annum, for 4 months | 233 | 6 | 8 | | | |
| 1 | Do. | 36 | 0 | 0 | 269 | 6 | 8 |
| Division No. 20. | | | | | | | |
| IMMIGRATION DEPARTMENT. | | | | | | | |
| 1 | Immigration Agent | 200 | 0 | 0 | | | |
| 1 | Clerk | 100 | 0 | 0 | | | |
| 1 | Matron | 50 | 0 | 0 | | | |
| 1 | Assistant Matron | 25 | 0 | 0 | 375 | 0 | 0 |
| Division No. 21. | | | | | | | |
| EDUCATION DEPARTMENT. | | | | | | | |
| Sub-Division No. 1. | | | | | | | |
| 1 | Secretary and Inspector | 250 | 0 | 0 | | | |
| 1 | Clerk | 30 | 0 | 0 | 280 | 0 | 0 |
| Carry Forward | | | | | | | |
| | | | | | 2811 | 16 | 8 |

IV.—PROVINCIAL TREASURER—*continued.*

| | | £ | s | d. | £ |
|---------------------|--|-----|----|----|-----------|
| Brought Forward - | | | | | 2811 16 8 |
| SALARIES AND WAGES. | | | | | |
| Sub-Division No. 2. | | | | | |
| HIGH SCHOOL. | | | | | |
| 1 | Principal - - - | 275 | 0 | 0 | |
| 1 | English Master - - - | 225 | 0 | 0 | |
| 1 | Mathematical Master - - - | 225 | 0 | 0 | |
| 1 | French Do. - - - | 50 | 0 | 0 | |
| 1 | Drill Do. - - - | 25 | 0 | 0 | |
| | Additional Masters - - - | 150 | 0 | 0 | |
| 1 | Charwoman - - - | 25 | 0 | 0 | |
| | | | | | 975 0 0 |
| Sub-Division No. 3. | | | | | |
| DISTRICT SCHOOLS. | | | | | |
| 38 | Teachers - - - | 950 | 0 | 0 | |
| | Do. New Schools - - - | 125 | 0 | 0 | |
| | Do. Goldfields - - - | 250 | 0 | 0 | |
| | Do. Do. New Schools - - - | 100 | 0 | 0 | |
| | | | | | 1425 0 0 |
| Division No. 22. | | | | | |
| HOSPITAL, DUNEDIN. | | | | | |
| 1 | Provincial Surgeon. - - - | 250 | 0 | 0 | |
| 1 | Assistant Do. - - - | 150 | 0 | 0 | |
| 1 | Resident Do. - - - | 150 | 0 | 0 | |
| 1 | Dispenser - - - | 75 | 0 | 0 | |
| 1 | Storekeeper - - - | 100 | 0 | 0 | |
| 1 | Matron - - - | 30 | 0 | 0 | |
| 1 | Midwife - - - | 30 | 0 | 0 | |
| 18 | Attendants { Male, at £100 per annum } { Female, at £50 ; } { } | 675 | 0 | 0 | |
| 1 | Chaplain - - - | 125 | 0 | 0 | |
| | | | | | 1585 0 0 |
| Division No. 23. | | | | | |
| LUNATIC ASYLUM. | | | | | |
| 1 | Surgeon - - - | 50 | 0 | 0 | |
| 1 | Keeper - - - | 100 | 0 | 0 | |
| 1 | Matron - - - | 50 | 0 | 0 | |
| 4 | Attendants, Male, at £100 per annum | 200 | 0 | 0 | |
| 3 | Do. Female, at £50 do. | 75 | 0 | 0 | |
| 1 | Do. do. - - - | 17 | 10 | 0 | |
| | | | | | 492 10 0 |
| Carry Forward - - - | | | | | 7289 6 |

IV.—PROVINCIAL TREASURER—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---|-----|----|----|------|----|----|
| | Brought Forward | | | | 7289 | 6 | 8 |
| | SALARIES AND WAGES. | | | | | | |
| | Division No. 24 | | | | | | |
| | WEIGHTS AND MEASURES. | | | | | | |
| 2 | Inspectors - - - | 50 | 0 | 0 | | | |
| 3 | Assistant Inspectors - - - | 75 | 0 | 0 | | | |
| | | | | | 125 | 0 | 0 |
| | Division No. 25 | | | | | | |
| | QUARANTINE. | | | | | | |
| 1 | Health Officer at £250 per annum, for 9 months | 187 | 10 | 0 | | | |
| 1 | Keeper - - - | 100 | 0 | 0 | | | |
| | | | | | 287 | 10 | 0 |
| | Division No. 26 | | | | | | |
| | STOREKEEPER'S DEPARTMENT. | | | | | | |
| 1 | Storekeeper - - - | 250 | 0 | 0 | | | |
| 1 | Clerk - - - | 100 | 0 | 0 | | | |
| | | | | | 350 | 0 | 0 |
| | Division No. 27 | | | | | | |
| | MISCELLANEOUS. | | | | | | |
| | Inspector of Nuisances | 137 | 17 | 6 | | | |
| | Public Vaccinators - | 50 | 0 | 0 | | | |
| | Market Inspector, at £250 per annum, for 4 months - | 83 | 6 | 8 | | | |
| | Pound Keepers - - - | 125 | 0 | 0 | | | |
| | | | | | 396 | 4 | 2 |
| | Salaries and Wages, Provincial Treasurer | | | | | | |
| | | | | | 8448 | 0 | 10 |
| | Division No. 28 | | | | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No 1 | | | | | | |
| | TREASURER. | | | | | | |
| | Contingencies - - - | 25 | 0 | 0 | | | |
| | Sub-Division No. 2 | | | | | | |
| | SHEEP AND CATTLE INSPECTOR. | | | | | | |
| | Contingencies - - - | 50 | 0 | 0 | | | |
| | Carry Forward - - - | 75 | 0 | 0 | | | |

IV.—PROVINCIAL TREASURER—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|------------------------------------|------|----|----|---|----|----|
| | Brought Forward - | 75 | 0 | 0 | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 3 | | | | | | |
| | IMMIGRATION. | | | | | | |
| | Home Agency, Edinburgh - | 750 | 0 | 0 | | | |
| | Do. London - | 300 | 0 | 0 | | | |
| | Travelling Expenses - | 50 | 0 | 0 | | | |
| | Fuel and Light - | 40 | 0 | 0 | | | |
| | Rations - | 200 | 0 | 0 | | | |
| | Contingencies - | 100 | 0 | 0 | | | |
| | | 1440 | 0 | 0 | | | |
| | Sub-Division No. 4. | | | | | | |
| | EDUCATION. | | | | | | |
| | Travelling Expenses - | 5 | 0 | 0 | | | |
| | Pupil Teachers - | 50 | 0 | 0 | | | |
| | Teachers' Library - | 15 | 0 | 0 | | | |
| | Advance for School Books - | 300 | 0 | 0 | | | |
| | Passage Money, Female Teachers - | 5 | 0 | 0 | | | |
| | District Libraries - | 250 | 0 | 0 | | | |
| | Rents and Purchase of Sites - | 150 | 0 | 0 | | | |
| | Contingencies- - | 25 | 0 | 0 | | | |
| | | 800 | 0 | 0 | | | |
| | Sub-Division No. 5. | | | | | | |
| | HIGH SCHOOL. | | | | | | |
| | Rent of Master's House - | 150 | 0 | 0 | | | |
| | Passage Money - | 250 | 0 | 0 | | | |
| | Fuel and Contingencies - | 75 | 0 | 0 | | | |
| | | 475 | 0 | 0 | | | |
| | Sub-Division No. 6. | | | | | | |
| | HOSPITAL. | | | | | | |
| | Rations - | 2000 | 0 | 0 | | | |
| | Stores and Furniture - | 250 | 0 | 0 | | | |
| | Fuel and Light - | 250 | 0 | 0 | | | |
| | Instruments - | 25 | 0 | 0 | | | |
| | Medicines and Medical Comforts - | 350 | 0 | 0 | | | |
| | Bedding and Clothing - | 125 | 0 | 0 | | | |
| | Contingencies- - | 150 | 0 | 0 | | | |
| | | 3150 | 0 | 0 | | | |
| | Carry Forward - | 5940 | 0 | 0 | | | |

IV.—PROVINCIAL TREASURER—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|--------------------------------------|------|----|----|-------|----|----|
| | Brought Forward - | 5940 | 0 | 0 | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 7. | | | | | | |
| | LUNATIC ASYLUM. | | | | | | |
| | Rations - - - | 500 | 0 | 0 | | | |
| | Stores and Furniture - - - | 125 | 0 | 0 | | | |
| | Fuel and Light - - - | 100 | 0 | 0 | | | |
| | Medicines and Medical Comforts - - - | 75 | 0 | 0 | | | |
| | Bedding and Clothing - - - | 125 | 0 | 0 | | | |
| | Contingencies - - - | 50 | 0 | 0 | | | |
| | | 975 | 0 | 0 | | | |
| | Sub-Division No. 8. | | | | | | |
| | WEIGHTS AND MEASURES. | | | | | | |
| | Standard Weights and Measures - - - | 85 | 0 | 0 | | | |
| | Sub-Division No. 9. | | | | | | |
| | QUARANTINE. | | | | | | |
| | Contingencies - - - | 50 | 0 | 0 | | | |
| | Sub-Division No. 10. | | | | | | |
| | STOREKEEPER. | | | | | | |
| | Contingencies - - - | 12 | 10 | 0 | | | |
| | Total Departmental Contingencies | | | | 7062 | 10 | 0 |
| | Salaries and Wages - - - | | | | 8448 | 0 | 10 |
| | Division No. 29. | | | | | | |
| | IMMIGRATION. | | | | | | |
| | | 4000 | 0 | 0 | | | |
| | | | | | 4000 | 0 | 0 |
| | Division No. 30. | | | | | | |
| | COURTS OF JUSTICE. | | | | | | |
| | Crown Prosecutions. - - - | 174 | 8 | 8 | | | |
| | Witnesses' Expenses - - - | 25 | 0 | 0 | | | |
| | Jurymen - - - | 100 | 0 | 0 | | | |
| | Contingencies - - - | 100 | 0 | 0 | | | |
| | | | | | 399 | 8 | 8 |
| | Carry Forward - | | | | 19909 | 19 | 6 |

IV.—PROVINCIAL TREASURER—*continued.*

| No. | £ | s. | d. | £ | s. | d. |
|-----|--|----|----|-------|----|----|
| | | | | 19909 | 19 | 6 |
| | Brought Forward | | | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | |
| | Division No. 31. | | | | | |
| | STEAM SERVICE. | | | | | |
| | River | - | - | 900 | 0 | 0 |
| | Coastal | - | - | 600 | 0 | 0 |
| | | | | 1500 | 0 | 0 |
| | Division No. 28. | | | | | |
| | GRANTS-IN-AID. | | | | | |
| | Sub-Division No. 1. | | | | | |
| | Grants-in-Aid to the under-mentioned Charitable Institutions, on condition that a statement of transactions and account of receipts and expenditure be furnished quarterly to the Government, and that a sum, equal to one half of the grant, be raised by private subscription; and further, that the Secretary, or some other officer of such institution, shall before the last day of January in each year make a Return verified by his solemn declaration before a Justice of the Peace, to the Treasurer, of the number of persons received during the year preceding, the number of officials and servants, and the vital statistics of such Institution, together with such other and further information as the Superintendent by rules and regulations from time to time may direct:— | | | | | |
| | Lawrence Hospital | - | - | 700 | 0 | 0 |
| | Clyde Do. | - | - | 1200 | 0 | 0 |
| | Wakatipu Do. | - | - | 1000 | 0 | 0 |
| | | | | 2900 | 0 | 0 |
| | Sub-Division No 2. | | | | | |
| | Grants-in-Aid on condition that a statement of transactions and accounts of receipts and expenditure be furnished quarterly to the Government. | | | | | |
| | Benevolent Institutions Building | - | - | 500 | 0 | 0 |
| | Do. do. Maintenance | - | - | 500 | 0 | 0 |
| | Local Committee Industrial Exhibition | - | - | 500 | 0 | 0 |
| | Supplemented Vote | - | - | 500 | 0 | 0 |
| | Acclimatisation Society | - | - | 500 | 0 | 0 |
| | | | | 2500 | 0 | 0 |
| | | | | 5400 | 0 | 0 |
| | Carry Forward | - | - | 26809 | 19 | 6 |

IV.—PROVINCIAL TREASURER—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---|-------|----|----|--------|----|----|
| | Brought Forward | | | | 26809 | 19 | 6 |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Division No. 33. | | | | | | |
| | MISCELLANEOUS. | | | | | | |
| | Sub-Divisions. | | | | | | |
| 1 | Volunteers | 2500 | 0 | 0 | | | |
| 2 | Free Schools | 200 | 0 | 0 | | | |
| 3 | Burial of Paupers | 500 | 0 | 0 | | | |
| 4 | Relief to Destitute | 500 | 0 | 0 | | | |
| 5 | Do. on Gold Fields | 500 | 0 | 0 | | | |
| 6 | Compensation for Destruction of Diseased Cattle | 2000 | 0 | 0 | | | |
| 7 | Expenses of Returning Officers | 100 | 0 | 0 | | | |
| 8 | Advertising | 780 | 0 | 0 | | | |
| 9 | Printing | 1135 | 0 | 0 | | | |
| 10 | Stationery | 882 | 10 | 0 | | | |
| 11 | Fuel and Light | 100 | 0 | 0 | | | |
| 12 | Fire Brigade, Dunedin | 250 | 0 | 0 | | | |
| 13 | Do., Queenstown | 100 | 0 | 0 | | | |
| 14 | Mechanics' Institute, Port Chalmers | 300 | 0 | 0 | | | |
| 15 | Fencing Cemeteries on Gold Field | 200 | 0 | 0 | | | |
| 16 | Purchase of Runs, and Land Compensation | 10000 | 0 | 0 | | | |
| 17 | Extermination of Thistles | 100 | 0 | 0 | | | |
| 18 | Gratuity to Driver (late Pilot) | 500 | 0 | 0 | | | |
| 19 | Collecting Dog Tax | 150 | 0 | 0 | | | |
| 20 | Photographic Views | 65 | 0 | 0 | | | |
| 21 | Temporary Employment | 1000 | 0 | 0 | | | |
| 22 | General Contingencies | 300 | 0 | 0 | | | |
| | | | | | 22162 | 10 | 0 |
| | Division No. 34. | | | | | | |
| | Advance to Treasurer, to cover outstanding Road Orders and Accounts | | | | | | |
| | | 3000 | 0 | 0 | | | |
| | | | | | 3000 | 0 | 0 |
| | Division No. 35. | | | | | | |
| | LOANS. | | | | | | |
| | Repayment of Debentures Loan, 1856 | 2500 | 0 | 0 | | | |
| | Interest on Loan, 1856 | 2050 | 0 | 0 | | | |
| | Sinking Fund Loan, 1856, two years | 1305 | 0 | 0 | | | |
| | Do. Loan, 1861 | 420 | 0 | 0 | | | |
| | Do. Loan, 1862 | 3500 | 0 | 0 | | | |
| | Interest on Loan, 1861 | 840 | 0 | 0 | | | |
| | Bank Interest, Exchange and Interest on Loan, 1862 | 12800 | 0 | 0 | | | |
| | | | | | 23415 | 0 | 0 |
| | Total Provincial Treasurer | | | | 75387 | 9 | 6 |
| | Amount brought forward, total Provincial Secretary | | | | 72352 | 7 | 7 |
| | Amount carried forward to total Secretary for Public Works | | | | 147739 | 17 | 1 |

V.—SECRETARY FOR PUBLIC WORKS.

| No. | | £ | s. | d. | £ | s. | d. |
|-----|--|-----|----|----|------|----|----|
| | SALARIES AND WAGES. | | | | | | |
| | Division No. 36. | | | | | | |
| | PUBLIC WORKS DEPARTMENT. | | | | | | |
| 1 | Clerk | 175 | 0 | 0 | | | |
| 1 | Do. | 125 | 0 | 0 | | | |
| | | | | | 300 | 0 | 0 |
| | Division No. 37. | | | | | | |
| | PROVINCIAL ENGINEER'S DEPARTMENT. | | | | | | |
| 1 | Provincial Engineer | 350 | 0 | 0 | | | |
| 1 | Architect | 225 | 0 | 0 | | | |
| 2 | Assistant Engineers | 350 | 0 | 0 | | | |
| 2 | Draughtsmen | 300 | 0 | 0 | | | |
| 1 | Assistant Draughtsman | 125 | 0 | 0 | | | |
| 2 | Inspectors | 300 | 0 | 0 | | | |
| 2 | Clerks of Works | 250 | 0 | 0 | | | |
| 1 | Accountant | 175 | 0 | 0 | | | |
| 1 | Clerk | 125 | 0 | 0 | | | |
| 1 | Do. | 112 | 10 | 0 | | | |
| 1 | Office Keeper | 60 | 0 | 0 | | | |
| | | | | | 2372 | 10 | 0 |
| | Division No. 38. | | | | | | |
| | ROADS DEPARTMENT. | | | | | | |
| 1 | Chief Road Engineer | 500 | 0 | 0 | | | |
| 1 | Inspecting Do. | 325 | 0 | 0 | | | |
| 1 | Chief Assistant Engineer | 200 | 0 | 0 | | | |
| 3 | Assistant Engineers, at £350 per annum | 525 | 0 | 0 | | | |
| 4 | District Engineers, at £400 | 800 | 0 | 0 | | | |
| 2 | District Road Inspectors £300 | 300 | 0 | 0 | | | |
| 3 | Do. do. £250 | 375 | 0 | 0 | | | |
| 2 | Bridge Inspectors | 250 | 0 | 0 | | | |
| 4 | Road Surveyors at £300 | 600 | 0 | 0 | | | |
| 1 | Do. at £250 | 125 | 0 | 0 | | | |
| 1 | Draughtsman at £300 | 150 | 0 | 0 | | | |
| 2 | Do. at £250 | 250 | 0 | 0 | | | |
| 1 | Accountant at £350 | 175 | 0 | 0 | | | |
| 2 | Clerks at £250 | 250 | 0 | 0 | | | |
| 3 | Paymasters at £300 | 450 | 0 | 0 | | | |
| 1 | Office Keeper | 60 | 0 | 0 | | | |
| | | | | | 5335 | 0 | 0 |
| | Division No. 30. | | | | | | |
| | MARINE ENGINEER'S DEPARTMENT. | | | | | | |
| 1 | Marine Engineer | 500 | 0 | 0 | | | |
| 1 | Assistant do. | 200 | 0 | 0 | | | |
| 1 | Do. do. and Draughtsman | 150 | 0 | 0 | | | |
| 1 | Clerk | 125 | 0 | 0 | | | |
| 1 | Inspector of Works | 150 | 0 | 0 | | | |
| | | | | | 1125 | 0 | 0 |
| | Carry Forward | | | | 9132 | 10 | 0 |

V.—SECRETARY FOR PUBLIC WORKS—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|--|------|----|----|------|----|----|
| | Brought Forward | | | | 9132 | 10 | 0 |
| | SALARIES AND WAGES. | | | | | | |
| | Division No. 40. | | | | | | |
| | ROADS COMMISSION. | | | | | | |
| 1 | Chairman, £500 per annum for 4 months | 166 | 13 | 4 | 166 | 13 | 4 |
| | Division No. 41. | | | | | | |
| | RECREATION GROUNDS. | | | | | | |
| 1 | Gardener - - - - - | 125 | 0 | 0 | 125 | 0 | 0 |
| | Salaries and Wages, Secretary for Public Works | | | | 9424 | 3 | 4 |
| | Division No. 42. | | | | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 1. | | | | | | |
| | PUBLIC WORKS. | | | | | | |
| | Contingencies - - - - - | 25 | 0 | 0 | | | |
| | Sub-Division No. 2. | | | | | | |
| | ENGINEER. | | | | | | |
| | Office Rent - - - - - | 224 | 0 | 0 | | | |
| | Fuel and Light - - - - - | 50 | 0 | 0 | | | |
| | Chainmen - - - - - | 25 | 0 | 0 | | | |
| | | 299 | 0 | 0 | | | |
| | Sub-Division No. 3. | | | | | | |
| | ROADS. | | | | | | |
| | Travelling and Field Expenses - - - - - | 2500 | 0 | 0 | | | |
| | Temporary Assistants - - - - - | 225 | 0 | 0 | | | |
| | Horse Allowance to Engineers and Inspectors 15, at £25 each - - - - - | 375 | 0 | 0 | | | |
| | Office Rent - - - - - | 225 | 0 | 0 | | | |
| | Office Furniture and Fittings - - - - - | 25 | 0 | 0 | | | |
| | Instruments - - - - - | 50 | 0 | 0 | | | |
| | Road Roller - - - - - | 30 | 15 | 0 | | | |
| | Contingencies - - - - - | 50 | 0 | 0 | | | |
| | | 3480 | 15 | 0 | | | |
| | Carry forward - - - - - | 3804 | 15 | 0 | | | |

V.—SECRETARY FOR PUBLIC WORKS—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|--|------|----|----|-------|----|----|
| | Brought Forward - | 3804 | 15 | 0 | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 4. | | | | | | |
| | MARINE ENGINEER. | | | | | | |
| | Travelling and Survey Expenses - | 500 | 0 | 0 | | | |
| | Instruments - | 100 | 0 | 0 | | | |
| | Repairs to Instruments - | 10 | 0 | 0 | | | |
| | Temporary Assistants - | 50 | 0 | 0 | | | |
| | Survey of Otago Harbor - | 200 | 0 | 0 | | | |
| | Contingencies - | 165 | 0 | 0 | | | |
| | | 1025 | 0 | 0 | | | |
| | Sub-Division No. 5. | | | | | | |
| | RECREATION GROUNDS. | | | | | | |
| | Planting, &c., of Recreation Ground, South | | | | | | |
| | Dunedin - | 1000 | 0 | 0 | | | |
| | Do. - Do. North Dunedin | | | | | | |
| | Do. - Do. Port Chalmers | | | | | | |
| | Do. - Botanical Gardens | | | | | | |
| | Total Departmental Contingencies | | | | 5829 | 15 | 0 |
| | Salaries and Wages - | | | | 9424 | 3 | 4 |
| | | | | | 15253 | 18 | 4 |
| | Division No. 43. | | | | | | |
| | WORKS AND BUILDINGS. | | | | | | |
| | Sub-Division No. 1. | | | | | | |
| | HARBORS. | | | | | | |
| | Removing Snags, Clutha - | 750 | 0 | 0 | | | |
| | Moorings, Moeraki - | 90 | 0 | 0 | | | |
| | Do. Clutha - | 50 | 0 | 0 | | | |
| | Do. Oamaru - | 50 | 0 | 0 | | | |
| | Towards Removing Rock, Clutha River | 300 | 0 | 0 | | | |
| | Do. Do. Manuherikia | 52 | 0 | 0 | | | |
| | Replacing Buoy, Queenstown - | 10 | 0 | 0 | | | |
| | Apparatus for Lighthouses - | 3450 | 0 | 0 | | | |
| | | 4752 | 0 | 0 | | | |
| | Sub-Division No. 2. | | | | | | |
| | JETTIES. | | | | | | |
| | Taiari Mouth - | 400 | 0 | 0 | | | |
| | Molyneux Town - | 610 | 0 | 0 | | | |
| | Dunedin - | 50 | 0 | 0 | | | |
| | Port Chalmers - | 100 | 0 | 0 | | | |
| | Queenstown - | 500 | 0 | 0 | | | |
| | Pomahaka - | 160 | 0 | 0 | | | |
| | Clutha (Ferry) - | 140 | 0 | 0 | | | |
| | | 1960 | 0 | 0 | | | |
| | Carry Forward - | 6712 | 0 | 0 | | | |

V.—SECRETARY FOR PUBLIC WORKS—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|-----|--|-------|----|----|---|----|----|
| | Brought Forward | 6712 | 0 | | | | |
| | DEPARTMENTAL CONTINGENCIES. | | | | | | |
| | Sub-Division No. 3. | | | | | | |
| | FERRIES. | | | | | | |
| | Inch Clutha | 250 | 0 | 0 | | | |
| | Sub-Division No. 4. | | | | | | |
| | BRIDGES. | | | | | | |
| | Gentle Annie | 2500 | 0 | 0 | | | |
| | Waikouaiti | 1995 | 10 | 0 | | | |
| | Trotter's Creek | 395 | 0 | 0 | | | |
| | Lower Taieri | 150 | 0 | 0 | | | |
| | North Do. | 382 | 0 | 0 | | | |
| | Upper Do. | 3500 | 0 | 0 | | | |
| | Tokomairiro | 649 | 0 | 0 | | | |
| | Kawarau, Clutha River | 10000 | 0 | 0 | | | |
| | Woolshed | 150 | 0 | 0 | | | |
| | Puketapu | 500 | 0 | 0 | | | |
| | | 20221 | 10 | 0 | | | |
| | Sub-Division No. 5. | | | | | | |
| | PUBLIC BUILDINGS (MISCELLANEOUS.) | | | | | | |
| | Market Place | 6595 | 0 | 0 | | | |
| | Do. Drainage | 800 | 0 | 0 | | | |
| | Turnpikes | 1509 | 17 | 7 | | | |
| | Gold Fields Buildings | 2082 | 0 | 0 | | | |
| | Central Police Station | 50 | 0 | 0 | | | |
| | District Police Stations | 645 | 10 | 0 | | | |
| | Dog Kennels | 24 | 0 | 0 | | | |
| | Hospital, Dunedin | 100 | 0 | 0 | | | |
| | Do. Wakatipu | 100 | 0 | 0 | | | |
| | Lunatic Asylum | 110 | 0 | 0 | | | |
| | Gaol | 10 | 0 | 0 | | | |
| | Provincial Buildings | 25 | 0 | 0 | | | |
| | Immigration Barracks | 100 | 0 | 0 | | | |
| | Geological Buildings | 140 | 0 | 0 | | | |
| | Pilot Stations | 115 | 0 | 0 | | | |
| | Court House, Dunedin | 200 | 0 | 0 | | | |
| | Do. Oamaru | 50 | 0 | 0 | | | |
| | Do. West Taieri | 120 | 0 | 0 | | | |
| | Do. Hawkesbury | 15 | 0 | 0 | | | |
| | Do. Tokomairiro | 510 | 0 | 0 | | | |
| | Hulk, "Thomas and Henry" | 400 | 0 | 0 | | | |
| | Weighbridge | 45 | 0 | 0 | | | |
| | Travelling Crane | 303 | 0 | 0 | | | |
| | Boat Sheds | 225 | 0 | 0 | | | |
| | Harbor Office and Store, Port Chalmers | 480 | 0 | 0 | | | |
| | Carry Forward | 14754 | 7 | 7 | | | |

V.—SECRETARY FOR PUBLIC WORKS—*continued.*

| No. | | £ | s. | d. | £ | s. | d. |
|--------------------------------------|--|-------|----|----|---------|----|----|
| | Brought Forward | 14754 | 7 | 7 | | | |
| DEPARTMENTAL CONTINGENCIES. | | | | | | | |
| Sub-Division No 5— <i>continued.</i> | | | | | | | |
| | Signal Station, Port Chalmers | 285 | 0 | 0 | | | |
| | Dead House Do. | 10 | 0 | 0 | | | |
| | Stockyard Do. | 100 | 0 | 0 | | | |
| | Kerosene Store, Queenstown | 30 | 0 | 0 | | | |
| | North Dunedin Cemetery | 500 | 0 | 0 | | | |
| | Registrar of Deeds Office | 10 | 0 | 0 | | | |
| | Railway Survey | 750 | 0 | 0 | | | |
| | Snow Poles | 1400 | 0 | 0 | | | |
| | Monument to Captain Cargill | 1515 | 0 | 0 | | | |
| | Works not provided for | 100 | 0 | 0 | | | |
| | | 19454 | 7 | 7 | | | |
| Sub-Division No. 6. | | | | | | | |
| TELEGRAPHS. | | | | | | | |
| | Tokomairiro to Wakatipu | 8640 | 0 | 0 | | | |
| Sub-Division No. 7. | | | | | | | |
| ROADS. | | | | | | | |
| | Kaikorai | 50 | 0 | 0 | | | |
| | Port Chalmers to Purakanui | 100 | 0 | 0 | | | |
| | Peninsula Beach to Portobello | 100 | 0 | 0 | | | |
| | Supplemented Roads | 1000 | 0 | 0 | | | |
| | | 1250 | 0 | 0 | | | |
| | | | | | 56,527 | 17 | 7 |
| | Total Secretary for Public Works | | | | 71,781 | 15 | 11 |
| | Amount brought forward, total Provincial Treasurer | | | | 147,739 | 17 | 1 |
| | Total | | | | 219,521 | 13 | 0 |

There shall be applicable, for the service of the half-year ending 30th September, 1864, the sum of £14,257 out of sums to be raised under "The Otago Harbor Loan Ordinance, 1862."

2. Out of the sum of fifty thousand pounds by "The Otago Harbor Loan Ordinance 1862" authorised to be issued for the improvement of the Harbor of Otago and for the construction and maintenance of Docks Piers and other works therein there shall and may be issued and applied the sum of fourteen thousand two hundred and fifty-seven pounds to be appropriated towards or for the services next hereinafter mentioned that is to say any sum or sums of money not exceeding fourteen thousand two hundred and fifty-seven pounds to defray the probable expenditure in the improvement of the said Harbor under the said Ordinance during the

six months commencing upon the first day of April One Thousand Eight Hundred and Sixty-four and ending upon the thirtieth day of September One Thousand Eight Hundred and Sixty-four :—

| No. | | £ | s. | d. | £ | s. | d. |
|-----|---------------------------|------|----|----|-------|----|----|
| | Reclamation Contract - - | 6000 | 0 | 0 | | | |
| | Bond and Water Street - - | 520 | 0 | 0 | | | |
| | Jetty Shed - - - | 640 | 0 | 0 | | | |
| | Stuart Street Jetty - - | 643 | 0 | 0 | | | |
| | Water Works - - - | 378 | 0 | 0 | | | |
| | Ratray Street Pier - - | 5600 | 0 | 0 | | | |
| | Pitching do. - - - | 476 | 0 | 0 | | | |
| | | | | | 14257 | 0 | 0 |

3. Out of the sum of fifty thousand pounds by the "Otago Loan Ordinance 1861" and "The Otago Loan Ordinance 1861-2" authorised to be raised for the public service of the said Province and for providing a Sinking Fund for the liquidation of the public debt of the said Province there shall and may be issued and applied the sum of forty-two thousand seven hundred and thirty pounds five shillings to be appropriated towards or for the services next hereinafter mentioned : That is to say any sum or sums not exceeding the sum of forty-two thousand seven hundred and thirty pounds five shillings to defray

There shall be applicable, for the service of the half-year ending 30th September, 1864, the sum of £42,730 5s. 0d. out of sums to be raised under "The Otago Loan Ordinance, 1861," and "The Otago Loan Ordinance, 1861-2."

| No. | | £ | s. | d. | £ | s. | d. |
|-----|----------------------------------|-------|----|----|-------|----|----|
| | TELEGRAPHS. | | | | | | |
| | Telegraphs through Otago - | | | | 10860 | 10 | 0 |
| | FERRIES. | | | | | | |
| | Beaumont and Teviot - - | | | | 6500 | 0 | 0 |
| | ROADS. | | | | | | |
| | Main Road through Dunedin - | | | | 8599 | 15 | 0 |
| | Southern Trunk to Clutha Mouth - | 1000 | 0 | 0 | | | |
| | West Taieri to Waihola - - | 520 | 0 | 0 | | | |
| | Kawarau to Frankton - - | 15250 | 0 | 0 | | | |
| | | | | | 16770 | 0 | 0 |
| | | | | | 42730 | 5 | 0 |

Under the said last mentioned Ordinance during the six months commencing upon the first day of April One Thousand Eight Hundred and Sixty-four and ending on the thirtieth day of September One Thousand Eight Hundred and Sixty-four.

There shall be applicable, for the service of the half-year ending 30th September, 1864, the sum of £106,808 14s. 1d., out of sums to be raised under "The Otago Loan Ordinance 1862."

4. Out of the sum of five hundred thousand pounds by "The Otago Loan Ordinance 1862" authorised to be raised for the purpose of forming roads in the said Province improving inland navigation erecting public buildings and undertaking other works essential to the well-being of the community there shall and may be issued and applied the sum of one hundred and six thousand eight hundred and eight pounds fourteen shillings and one penny to be appropriated towards or for the services next hereinafter

mentioned : That is to say any sum or sums of money not exceeding one hundred and six thousand eight hundred and eight pounds fourteen shilling and one penny to defray the probable expenditure of :—

| No. | ROADS. | £ s. d. | £ s. d. |
|-----|---------------------------------------|-----------|-----------|
| | NORTHERN TRUNK. | | |
| | Dunedin to Waikouaiti - - - | 8550 0 0 | |
| | Waikouaiti to Waihemo - - - | 11200 0 0 | |
| | Waihemo to Oamaru - - - | 3385 0 0 | |
| | | | 23135 0 0 |
| | SOUTHERN TRUNK. | | |
| | Dunedin to Taieri Ferry - - - | 4130 0 0 | |
| | Taieri Ferry to Tokomairiro - - - | 2800 0 0 | |
| | Tokomairiro to Clutha - - - | 8185 0 0 | |
| | Clutha Ferry to Mataura - - - | 2000 0 0 | |
| | | | 17115 0 0 |
| | NORTHERN INTERIOR. | | |
| | Oamaru to Wanaka - - - | 1050 0 0 | |
| | Palmerston to Manuherikia - - - | 3100 0 0 | |
| | | | 4150 0 0 |
| | CENTRAL INTERIOR. | | |
| | Saddle Hill to West Taieri - - - | 4900 0 0 | |
| | West Taieri to Dunstan - - - | 2880 0 0 | |
| | Tokomairiro to Tuapeka - - - | 1200 0 0 | |
| | Tuapeka to Dunstan - - - | 700 0 0 | |
| | Dunstan to Wanaka - - - | 300 0 0 | |
| | | | 9980 0 0 |
| | SOUTHERN INTERIOR. | | |
| | Popotuna to Matuara - - - | 1000 0 0 | |
| | | | 1000 0 0 |
| | MAIN BRANCH ROADS NORTH. | | |
| | Northern Trunk to Waikouaiti Bay - | 50 0 0 | |
| | Do. to Moeraki - - - | 500 0 0 | |
| | Do. to Port Chalmers - - - | 250 0 0 | |
| | | | 800 0 0 |
| | MAIN BRANCH ROADS CENTRAL. | | |
| | Dunedin to Portobello - - - | 2830 0 0 | |
| | Do. to West Taieri - - - | 500 0 0 | |
| | North East Valley and Timber District | 50 0 0 | |
| | | | 3380 0 0 |
| | MAIN BRANCH ROADS SOUTHERN. | | |
| | Southern Trunk to Kaitangata - - - | 500 0 0 | |
| | | | 500 0 0 |
| | Carry Forward - - - | | 60060 0 0 |

| No. | | £ | s. | d. | £ | s. | d. |
|-----|-----------------------------------|-------|----|----|--------|----|----|
| | Brought Forward - | | | | 60060 | 0 | 0 |
| | MAIN BRANCH ROADS INTERIOR | | | | | | |
| | Landslip Hill to Bengers Burn - | 110 | 0 | 0 | | | |
| | Dunstan to Kawarau - | 855 | 0 | 0 | | | |
| | Lawrence to Gabriel's - | 150 | 0 | 0 | | | |
| | Do. to Wetherstones - | 750 | 0 | 0 | | | |
| | Havelock to Waitahuna - | 150 | 0 | 0 | | | |
| | | | | | 2015 | 0 | 0 |
| | MISCELLANEOUS. | | | | | | |
| | Roads on Goldfields - | 4000 | 0 | 0 | | | |
| | Do. not provided for - | 250 | 0 | 0 | | | |
| | | | | | 4250 | 0 | 0 |
| | SCHOOL BUILDINGS. | | | | | | |
| | High School, Dunedin - | 3800 | 0 | 0 | | | |
| | North Dunedin - | 1005 | 0 | 0 | | | |
| | Central Do. - | 1800 | 0 | 0 | | | |
| | South Do. - | 860 | 0 | 0 | | | |
| | Caversham - | 100 | 0 | 0 | | | |
| | Green Island - | 450 | 0 | 0 | | | |
| | South Clutha - | 464 | 0 | 0 | | | |
| | Oamaru - | 600 | 0 | 0 | | | |
| | North Taieri - | 140 | 0 | 0 | | | |
| | Blueskin - | 250 | 0 | 0 | | | |
| | Waipori - | 270 | 0 | 0 | | | |
| | Hampden - | 1100 | 0 | 0 | | | |
| | Port Chalmers - | 300 | 0 | 0 | | | |
| | Laurence - | 600 | 0 | 0 | | | |
| | Masters' Residences, Dunedin - | 1160 | 0 | 0 | | | |
| | | | | | 12929 | 0 | 0 |
| | TOTAL PUBLIC WORKS | | | | | | |
| | | | | | 79254 | 0 | 0 |
| | LOANS. | | | | | | |
| | To the Town Board, Dunedin - | 25285 | 19 | 7 | | | |
| | Do. do. Port Chalmers - | 2268 | 14 | 6 | | | |
| | Total Loans - | | | | 27554 | 14 | 1 |
| | | | | | 106808 | 14 | 1 |

during the six months commencing upon the first day of April one thousand eight hundred and sixty-four and ending on the thirtieth day of September one thousand eight hundred and sixty-four.

5. The Provincial Treasurer shall issue and pay from time to time any sum or sums of money for the purposes hereinbefore mentioned not exceeding in the whole the sums respectively above specified to such persons and in such proportions as the Superintendent shall by warrant certified by the Auditor or Deputy Auditor and signed by the Superintendent in terms of the "Provincial Audit Act 1861" from time to time direct and such Treasurer shall in his accounts be allowed credit for all sums paid by him in pursuance of such warrants and the receipt of the person to whom such sums shall have been paid shall be to him a full and valid discharge for the sum or sums for which such receipt shall have been given and the amount thereof shall be passed to his credit in account accordingly.

Treasurer to pay monies under warrant of Superintendent, and to be allowed credit for all monies so paid.

Short Title.

6. This Ordinance shall be termed and may be cited and referred to as the "Appropriation Ordinance 1864."

Passed the Provincial Council, June 14, 1864.

J. L. C. RICHARDSON,
Speaker.

CHARLES SMITH,
Clerk of Council.

Assented to on behalf of the Governor at Dunedin, this fourteenth day of June, one thousand eight hundred and sixty-four.

JOHN HYDE HARRIS,
Superintendent of the Province of Otago.



THE LICENSED HAWKERS ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 139.

ANALYSIS

Title.

Preamble

- | | |
|---|--|
| <ol style="list-style-type: none"> 1. Short Title. 2. "Licensed Hawkers Ordinance, 1862," repealed. 3. Hawkers and Pedlars to be licensed. 4. Burden of proof of being licensed. 5. Two sorts of Hawkers' licenses. 6. Application to be made to Resident Magistrate or Justices. 7. Clerk of Petty Session to fix days for hearing applications. 8. Notice of application to be given to Police. 9. Applicant for license to lodge certificates of good character. 10. Resident Magistrate or Justices may grant or refuse applications in their discretion. 11. Recognizance for Hawker using vehicle. 12. List of Certificates granted to be sent to Provincial Treasurer. | <ol style="list-style-type: none"> 13. Fee for personal license and for license to hawk with a vehicle. 14. Certificate and License Fee to be lodged with Provincial Treasurer within thirty days. 15. Appropriation of license fees. 16. Period of License. 17. Seizure of unlicensed person. 18. Hawkers badge. 19. Assumption of Badge by unlicensed person. 20. Refusal to produce license. 21. Forging license. 22. Spirituous liquors not to be carried. 23. Searching Hawkers. 24. Seizure, forfeiture, and sale of liquors. 25. Selling smuggled or stolen goods. 26. Hiring or lending license. 27. Definition of Hawkers. 28. Recovery of penalties. 29. Interpretation clause. Schedules. |
|---|--|

*AN ORDINANCE to amend the Law relating to the Licensing and Title.
Regulating Hawkers and Pedlars.*

WHEREAS it is expedient to amend the "Licensed Hawkers Preamble.
Ordinance, 1862:"

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

1. This Ordinance may be cited and referred to as "The Licensed Short Title.
Hawkers Ordinance, 1864."

Licensed Hawkers
Ordinance, 1862, re-
pealed.

2. On the commencement and coming into operation of this Ordinance "The Licensed Hawkers' Ordinance 1862" shall be repealed except that licenses granted under "The Licensed Hawkers' Ordinance 1862" and existing and being in force at the commencement of this Ordinance shall continue to be in force as mentioned in the third section of this Ordinance and shall have the operation mentioned in the said third section and except so far as may be necessary for supporting or continuing any legal proceedings heretofore taken or hereafter to be taken upon any recognizance entered into under the said Ordinance and except as to the recovery of any penalties for any offence committed against the said repealed Ordinance before the commencement and coming into operation of this Ordinance.

Hawkers and Pedlars
to be licensed.

3. From and after the commencement and coming into operation of this Ordinance it shall not be lawful for any person to carry on the business of a Hawker or Pedlar in any place whatsoever within the Province of Otago without having previously obtained a License as hereinafter directed and if any person shall without having first obtained such License carry on such business within any part of the said Province he shall forfeit and pay on conviction by any Resident Magistrate or any two or more Justices of the Peace a sum not exceeding twenty pounds: Provided always that Licenses granted under "The Licensed Hawkers' Ordinance 1862" and being in force and operation at the commencement of the operation of this Ordinance shall continue in force and operation until the thirty-first day of March One Thousand Eight Hundred and Sixty-five but no longer and the holders of such Licenses shall have the same rights and be subject to the same liabilities as if the said Licenses had been granted under this Ordinance.

Burden of proof of
being licensed.

4. Every person carrying on such business as aforesaid shall be deemed and taken to be unlicensed unless he shall prove to the contrary by the production of his License or otherwise.

Two sorts of Hawkers
licenses.

5. There shall be two descriptions of Hawkers' and Pedlars Licenses the one being in the form in the Schedule annexed to this Ordinance marked A authorising the holder thereof to carry on his own person his wares and merchandise for the purpose of sale and the other in the form in the Schedule annexed to this Ordinance marked B authorising the holder thereof to carry his wares and merchandise for the purpose of sale by pack horse or other animal or by cart or other vehicle or by a boat vessel or craft.

Application to be
made to Resident
Magistrate or Justices.

6. Any Resident Magistrate or two or more Justices of the Peace of the Colony of New Zealand may when sitting in Petty Sessions take into consideration the applications for licenses under this Ordinance and every person desirous of obtaining a license under this Ordinance shall deliver to the Clerk of that Court of Petty Sessions which is holden nearest to the usual place of residence of such person a notice in writing of his intention to apply for the same which notice if the application be for a license authorising the holder to carry on his own person his wares and merchan-

dise for the purposes of sale shall be in the form to the Schedule annexed to this Ordinance and marked A 2 or similar thereto or if the application be for a license authorising the holder to carry his wares and merchandise for the purpose of sale by pack-horse or other animal or by cart or other vehicle or by a boat vessel or craft such notice shall be in the form in the said Schedule hereunto annexed marked B 2 or similar thereto and in either case such application shall not be made hereinbefore and considered by the Court until the required notice shall have been delivered to and lodged with the Clerk of the Court ten clear days at least before the day of application.

7. The Clerks of Courts of Petty Sessions shall on receiving such notice as aforesaid inform the applicant or person delivering such notice of the day on which the application will be considered which day shall not be until after the expiration of ten clear days from the receipt of the notice.

Clerk of Petty Sessions to fix days for hearing applications.

8. The Clerks of Courts of Petty Sessions shall forthwith after the receipt of any such notice transmit a copy thereof to the Police Station nearest their Court.

Notice of application to be given to Police.

9. With the notice of application there shall be delivered to the Clerk of the Court of Petty Sessions a certificate of the good character of the applicant signed by at least three householders resident within three miles of the usual place of residence of the applicant or within five miles of the Court-house.

Applicant for license to lodge certificates of good character.

10. Any Resident Magistrate or any two or more Justices of the Peace in Petty Sessions assembled at the Court to the Clerk of which the notice has been given upon proof that the notice of application has been lodged with the Clerk of the Court at least ten clear days previously may in his or their discretion if he or they shall be satisfied with the character of the applicant grant a certificate in the form C annexed to this Ordinance requiring the Provincial Treasurer or other person authorised in that behalf by the Superintendent to issue on the payment of the fee by this Ordinance required to be paid the License which the applicant has applied for And it shall be lawful for such Resident Magistrate or Justices of the Peace to reject such application or to adjourn the consideration thereof provided that such adjournment do not exceed in the whole fourteen days from the day fixed for the hearing of the application.

Resident Magistrate or Justices may grant or refuse applications in their discretion.

11. Before any Resident Magistrate or Justices shall grant to any applicant for the same a certificate for a License in the said form Schedule B such applicant shall enter into a recognizance before a Resident Magistrate or one or more Justices with two sureties (to be approved of by such Resident Magistrate or Justice or Justices) each in the sum of twenty pounds such recognizance to be in the form and with the conditions set forth in the Schedule hereunder annexed marked D or similar thereto.

Recognizance for Hawker using a vehicle.

List of certificates granted to be sent to Provincial Treasurer.

12. The Clerk of the Bench shall within seven days after the granting of such certificates as aforesaid transmit to the Provincial Treasurer or person acting as such or such other person as may be appointed by the Superintendent to issue Licenses under this Ordinance a list signed by two at least of the said Justices or by the Resident Magistrate specifying the names and residence of every person to whom any such certificate shall have been so granted and the nature of the License authorised by each certificate.

Fee for personal license and for license to hawk with a vehicle.

13. Every person applying for a License under this Ordinance shall before the same is granted pay to the Provincial Treasurer or such other person as may be appointed by the said Superintendent to issue such Licenses the fees following, that is to say—A fee of twenty shillings in the case of a license in the said form A—authorising a holder to carry on his own person his wares or merchandise for sale and a fee of two pounds in case of a License in the said form B authorising the holder to carry his wares and merchandise for sale by pack-horse or other animal or by cart or other vehicle or by boat vessel or craft.

Certificate and license fee to be lodged with Provincial Treasurer within thirty days.

14. Every such certificate shall be null and void unless the sum required to be paid for such License be lodged in the office of the Provincial Treasurer or of such other person as may be appointed in that behalf by the Superintendent within thirty days from the date of such certificate. And the said Provincial Treasurer or other person as aforesaid shall forthwith after the receipt of every such certificate and payment being made of the authorised fee issue and register in his office a License according to the tenor of each such certificate respectively and upon the issue of any such License the Provincial Treasurer or other person acting in that behalf shall cause a notice of the same to be immediately sent for insertion in the *Provincial Government Gazette* specifying in such notice the name of the person and the nature of the License issued but such period of thirty days herein appointed for the payment of the License fee and lodgment of the certificate as aforesaid may be extended for any period the Superintendent with the advice of the Executive Council may think fit on special written application made to him for that purpose.

Appropriation of license fees.

15. All sums so received by the Provincial Treasurer or other person acting in that behalf shall form part of the ordinary revenue of the Province and shall be applied to the public uses of the said Province and in support of the Government thereof in such manner as may be directed by any Ordinance of the Provincial Legislature.

Period of License.

16. Every License granted under the provisions of this Ordinance shall be and continue in force for twelve months from and after the date of the granting thereof and no longer and such License shall have full force and effect throughout the Province of Otago and all Licenses granted under the said hereinbefore repealed Ordinance and existing and being in force and operation at the commencement of the Ordinance shall have full force and operation throughout th

Province of Otago notwithstanding anything in the said repealed Ordinance to the contrary.

17. It shall be lawful for any constable to seize and detain any person found by him carrying on the business of a Hawker or Pedlar within the said Province without having previously obtained such License as aforesaid and to keep him so detained until the day next after the day on which he shall have been so seized for the purpose of being proceeded against for such offence unless the same can be sooner disposed of. Seizure of unlicensed person.

18. Every person to whom any such License as aforesaid shall be granted or who shall carry on the business of a Hawker or Pedlar under the authority of such License shall cause to be written painted or printed in large legible Roman letters upon some conspicuous part of every pack bag box trunk case cart dray waggon boat or other vehicle or conveyance in or with which he shall so carry on such business the words "Licensed Hawker" together with his name at full length and the number of his License and every such person making default therein shall forfeit and pay on conviction for every such offence such sum not exceeding ten pounds as to the convicting Justices shall seem meet. Hawker's badge.

19. If any person who shall not have previously obtained any such License as aforesaid shall write paint or print or cause to be written painted or printed or keep or continue or cause to be kept or continued written painted or printed upon any pack bag box trunk case cart dray waggon boat or other vehicle or conveyance in or with which he shall sell or expose to sale any goods or in or with which he shall convey any goods the words "Licensed Hawker" or any other word or words to that effect he shall forfeit and pay on conviction such sum not exceeding ten pounds as to the convicting Justices shall seem meet. Assumption of badge by unlicensed persons.

20. If any such Hawker or Pedlar having obtained such License or Licenses as aforesaid shall at any time on demand thereof being made of him by any Justice of the Peace or Constable or by any person to whom he shall within twenty-four hours previously have sold or offered to sell any goods neglect or refuse to produce and show to such Justice of the Peace Constable or other person his said License he shall forfeit and pay on conviction for every such offence such sum not exceeding ten pounds as to the convicting Justices shall seem meet. Refusal to produce license.

21. If any person shall forge or counterfeit any such License as aforesaid or travel with produce or show with intent to use the same as a genuine instrument any such forged or counterfeited License to any person entitled under this Ordinance to demand the production of such License such person shall on conviction thereof be punished by commitment to any gaol in the Province with hard labor for any period not exceeding three calendar months. Forging license.

Spirituous liquors not
to be carried.

22. If any person having obtained any such License as aforesaid shall have in his possession or on his cart dray waggon boat or other conveyance any fermented or spirituous liquors he shall forfeit and pay on conviction for every such offence such sum not exceeding twenty pounds as to the convicting Justice shall seem meet.

Searching Hawkers.

23. In case any person shall have reasonable ground for suspecting that any Hawker or Pedlar is carrying fermented or spirituous liquors contrary to the provisions of this Ordinance or otherwise offending against the same it shall be lawful for such person to make oath before any Justice of the Peace at his private residence or elsewhere of the circumstances and if it shall appear to such Justice that reasonable ground for suspicion exists it shall be lawful for such Justice to grant a warrant authorising such person to examine and search the person packs baggage boxes trunks cases carts drays waggons boats or other vehicle of such Hawker or Pedlar therein named or described such warrant to remain in force for such time as shall be therein mentioned and it shall also be lawful for any Justice of the Peace Constable or other Peace Officer having reasonable ground for suspicion as aforesaid without warrant to examine and search the person packs baggage boxes trunks cases carts drays waggons boats or other vehicles or conveyance of any such Licensed Hawker or Pedlar without a warrant for such purpose and upon any such person authorised by warrant as aforesaid or of any such Justice of the Peace Constable or other Peace Officer finding any such fermented or spirituous liquors carried contrary to law to seize the same and such Hawker or Pedlar upon conviction of such offence in a summary way before any two or more Justices of the Peace shall forfeit and pay a sum not exceeding thirty pounds or be confined to hard labor in the common gaol for any period not exceeding six calendar months at the discretion of such Justices and it shall be lawful for the Justices before whom any such conviction takes place to adjudge such fermented and spirituous liquors so seized to be condemned and forfeited and to order the same to be sold by auction by any Chief Constable or Licensed Auctioneer at any place the said Justices may appoint the proceeds to be paid and applied in manner as appointed by law.

Seizure, forfeiture, and
sale of liquors.

24. It shall be lawful for any Justice of the Peace Constable or other Peace officer without warrant to seize all such fermented and spirituous liquors as shall be hawked and conveyed about or exposed to sale in any street road footpath or in any booth tent stall or shed or in any boat or vessel or any other place whatever by any person not licensed according to law to sell the same in such place and the vessels containing the same and all the vessels and utensils used for drinking or measuring the same and any cart dray or other carriage and any horse or horses or other animal or animals employed in drawing or carrying the same as well as any boat or vessel used in the conveyance of such liquors as aforesaid and it shall be lawful for any one or more Justice or Justices of the Peace on his or their own view or if after due enquiry and examination it shall appear to the said Justice or Justices that such liquors were hawked and con-

veyed about for the purpose of being illegally sold or disposed of by retail to adjudge the said liquors and vessels and utensils containing the same and any cart dray or other carriage horse or horses or other animal or animals as well as any boat or vessel used in conveying the same to be condemned and forfeited and the same shall and may be sold and the proceeds thereof paid and applied as appointed by law: Provided that nothing in this Ordinance contained shall prevent any penalty or punishment being inflicted on any person so offending as aforesaid under any other Law Act or Ordinance now or hereafter to be in force in the said Province: Provided further that in all cases where fermented or spirituous liquors shall be carried from one place to another the burden of proving that such fermented or spirituous liquors were not so carried for sale or exposure to sale shall be cast upon the party or parties so carrying them.

25. If any Licensed Hawker or Pedlar shall be convicted of knowingly dealing in or selling any kind of smuggled or contraband goods wares or merchandise or any goods wares or merchandise fraudulently or dishonestly procured either by himself or through the medium of others with his privity and knowledge every such Hawker and Pedlar shall from and after such conviction forfeit his License and for ever thereafter be incapable of obtaining or holding any new License or dealing trafficking or trading under the same over and above all such other forfeitures and incapacities fines and penalties to which he is or shall be by law subject and liable for such illicit and illegal trafficking and dealing ^{Selling smuggled or stolen goods.}

26. If any person shall let out or hire or lend any License to him granted as aforesaid or shall trade with or under color of any License granted unto any person whatsoever or of any License in which his own real name shall not be inserted as the name of the person to whom the same is granted the person letting out hiring or lending any such License and the person so trading with or under color of any License granted to any other person or any License in which his own real name shall not be inserted as the name of the person to whom the same is granted shall each of them forfeit the sum of forty pounds and in case any person shall be convicted or have judgment against him for lending his License to any other person contrary to this Ordinance such his License shall be from thenceforth forfeited and void and he shall be utterly incapable of having any License again granted to him or to trade as aforesaid. ^{Hiring or lending license.}

27. The selling or offering for sale goods carried about on the person or on any animal or in any moveable conveyance whether by land or water in any city town street road or place within the said Province shall be deemed to be carrying on the business of a Hawker or Pedlar within the meaning of this Ordinance: Provided that nothing contained in this Ordinance shall be construed to prevent any person from selling or offering for sale any printed newspaper fish fruit water fuel milk vegetables or victuals of any description or any agricultural produce without having previously obtained any such License as aforesaid nor to prevent the actual ^{Definition of Hawkers}

maker or the children apprentices agents or servants of and residing with the maker of any goods from selling or offering for sale the same without having previously obtained a License as aforesaid nor to prevent the sale without such License of any goods whatever in any market or fair that may be legally established in the said Province or in any house or shop occupied by the person so selling or offering to sell the same.

Recovery of penalties. 28. All proceedings under this Ordinance shall be had and taken and all fines penalties and forfeitures incurred under the provisions hereof shall be recovered in a summary way and in the manner directed by the "Justices of the Peace Act, 1858" and the Act of the Imperial Legislature intituled "Summary Convictions Act, 1848."

Interpretation of a use. 29. In the construction of this Ordinance unless there be something in the context repugnant thereto any word denoting the singular number or the male sex shall be taken to extend to any other number of persons and things and to both sexes.

Passed by the Provincial Council, May 6, 1864.

J. L. C. RICHARDSON,
Speaker.

CHARLES SMITH,
Clerk of Council.

Assented to on behalf of the Government, at Dunedin, this twenty-seventh day of May, One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,
Superintendent of the Province of Otago.

SCHEDULE

A

Form of License for a Hawker Trading on Foot.

Province of Otago,
New Zealand, to wit. }

WHEREAS there hath been deposited in my office a certificate dated the _____ day of _____, 18____ under the hand of [here insert the name or names of the Resident Magistrate or two Justices of the Peace, and state whether Resident Magistrates or Justices] holding a Court of Petty Sessions at _____ in the said Province requiring me to issue to A B a license authorising and empowering him to carry on his own person goods wares and merchandise for the purpose of sale traveling on foot only without any horse or other animal bearing or drawing burden. And Whereas the said A B hath paid into my office the sum of twenty shillings as the duty of such license :

Now I [here insert the name of the person granting the License, and whether as Provincial Treasurer or other person authorised in that behalf by the Superintendent of Otago] in virtue of the powers vested in me do hereby license the said A B to trade as such Hawker and Pedlar as aforesaid within the Province of Otago and this License shall continue in force until the _____ day of _____ 18____ and no longer.

Given under my hand this _____

day of _____ 18____
C D

[Here state whether Provincial Treasurer or under authority of Superintendent.]

SCHEDULE.

A 2.

Form of Application for License for a Hawker trading on Foot.

To the Clerk of the Bench at

I, A B [*here insert name, residence, and addition*] hereby give notice that it is my intention to apply to the Resident Magistrate or Justices holding a Court of Petty Sessions at _____ on the _____ day of _____ 18____, for a Hawker's and Pedlar's License, authorising me to carry on my person goods, wares, and merchandise, for the purpose of sale, travelling on foot only, without any horse or other animal, bearing or drawing burden within the Province of Otago.

Dated at _____ this _____ day of _____ 18____.

(Signed) _____ A. B.

We, the undersigned, hereby certify that the above-named applicant is a fit and proper person to obtain a Hawker's and Pedlar's License.

(Signed) _____ J. K. of (Residence).

_____ L. M. of (Residence).

_____ C. P. of (Residence).

SCHEDULE.

B.

Form of License for a Hawker trading with Pack or Draught Animals.

Province of Otago, }
New Zealand, to wit. }

WHEREAS there hath been deposited in my office a certificate dated the _____ day of _____ 18____ under the hand of [*here insert the name or names, and state whether the Resident Magistrate or two Justices of the Peace of the said Colony*] holding a Court of Petty Sessions at _____ requiring me to issue to A B a license authorising and empowering him to carry goods, wares, and merchandise, for the purpose of sale by pack-horse [*or by other animal, or by cart or other vehicle, or by boat or other craft, as the case may be*]. And Whereas the said A B hath paid into my office the sum of _____ as the duty of such license: Now I, [*here insert the name of person issuing license, and whether as the Provincial Treasurer or other person authorised on that behalf by the Superintendent of Otago*] in virtue of the powers vested in me do hereby license the said A B to trade as such Hawker or Pedlar as aforesaid and within the said Province of Otago, and this license shall continue in force until the _____ day of _____ 18____ and no longer.

Given under my hand this _____ day of _____ 18____.

C. D.

[*Here insert whether Provincial Treasurer or whether under authority of Superintendent.*]

SCHEDULE.

B 2.

Form of Notice of Application for a License for a Hawker trading with Pack or Draught Animals.

To the Clerk of the Bench at

I, A B, [*here insert name, residence, and addition*] hereby give notice that it is my intention to apply to the Resident Magistrate or Justices holding a Court of Petty Sessions at _____ on the _____ day of _____ 18____, for a Hawker's and Pedlar's License, authorising me to carry goods, wares, and merchandise, for the purpose of sale by pack-horse [*or other animal, or by cart or other vehicle, or by boat or other craft as the case may be*] within the Province of Otago.

Dated at _____ this _____ day of _____ 18____.

(Signed) A. B.

We, the undersigned, hereby certify that the above-named applicant is a fit and proper person to obtain a Hawker's and Pedlar's License, and state our willingness to join him, the said A. B., in the recognizance required to be entered into by him.

J. K. of (Residence).

S. M. of (Residence).

SCHEDULE.

C.

Form of Certificate of Justices authorising a License for a Hawker.

Province of Otago, }
New Zealand, to wit. }

WHEREAS A. B. of _____ has applied to the Justices of the Peace sitting in Petty Sessions on the day of _____ 18____ at _____ for a License to [*here insert whether the license is for trading on foot or with pack, or with draught animals, &c., as the case may be, as in the Schedule A and B :*] Now [*we two of the Justices sitting as aforesaid*] or [*I, Resident Magistrate*] have enquired into the character of the said A. B., and being satisfied that he is a fit person to have such License granted to him, do hereby in virtue of the powers vested in us [*or me*] authorise the Provincial Treasurer to issue to the said A. B. a License authorising and empowering him to trade as such Hawker or Pedlar aforesaid within the said Province unto the day of _____ 18____ and no longer.

Granted by the Court of Petty Sessions [*or by the Resident Magistrate*] the _____ day of _____ 18____

(Signed) E. D., J.P.

E. F., J.P.

[*or Resident Magistrate.*]

SCHEDULE.

D.

Form of Recognizance.

Province of Otago, }
New Zealand to wit. }

BE IT REMEMBERED, that on the _____ day of _____ one thousand eight hundred and _____ A B, of _____ J K, of _____ and L M, of _____ came personally before us D E and F G, Esquires, Justices of the Peace [*or H J, Resident Magistrate*], acting in and for the Province of Otago, and acknowledged themselves to owe to our Sovereign Lady the Queen, to wit, the said A B, the sum of _____ pounds, the said J K the sum of _____ pounds, and the said L M the sum of _____ pounds, of lawful money of Great Britain, to be respectively levied of their several goods and chattels, lands and tenements, to the use of the said Lady the Queen, her heirs and successors, in case default shall be made in the performance of the conditions hereinafter mentioned.

The conditions of this Recognizance are such that whereas A B is to be Licensed pursuant to the "Licensed Hawkers Ordinance 1864" to carry goods wares and merchandise for sale by packhorse [*or other animal, or by cart or other vehicle, or by boat or other craft as the case may be*] within the Province of Otago for a period which will expire on the _____ day of _____ next, if the said A B shall conform in all respects to the provisions of the aforesaid Ordinance during that period then the said Recognizance to be void. But if the said A B shall be lawfully convicted of any offence during the said period against the provisions of the said Ordinance or against the provisions of any other Ordinance in force for the time being relating to Hawkers and Pedlars then this Recognizance shall remain in full force and effect.

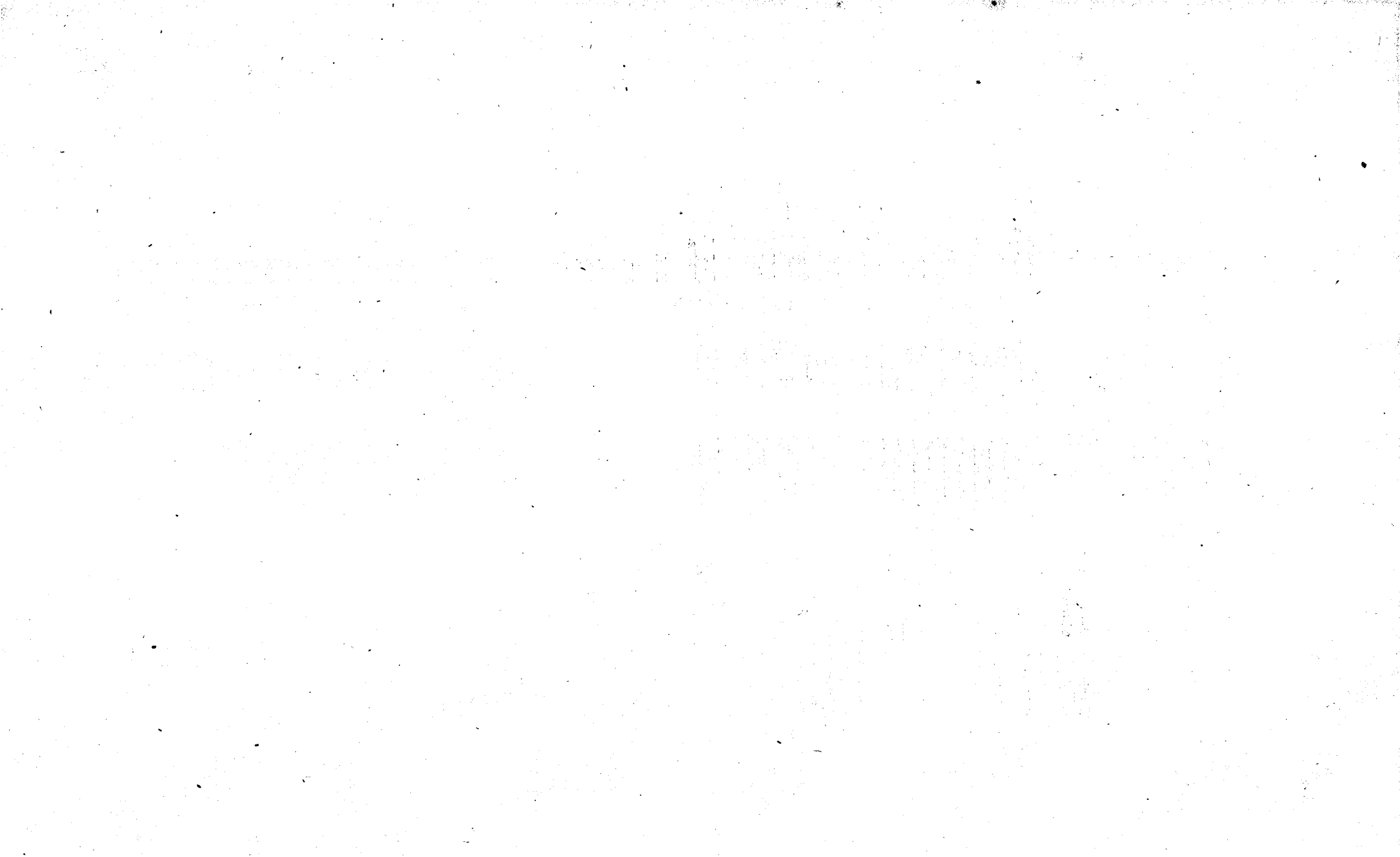
Taken and acknowledged by the above bounden A B, J K, and L M, the day and year first above written. Before me.

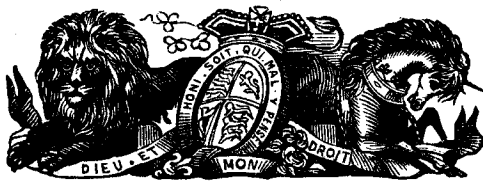
X Y.

J P.

(or R S.)

R M.





THE BREAD ORDINANCE AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII, No. 140.

ANALYSIS :—

Title.

Preamble.

1. Exception of Fancy Bread from Operation of Ordinance, repealed.

2. 7th Section of Bread Ordinance, not to be affected by this Ordinance.

3. Short Title.

AN ORDINANCE to amend the Bread Ordinance 1863.

Title.

WHEREAS by the second section of the Bread Ordinance 1863 ^{Preamble.} it is provided that all bread made for sale within the Province of Otago except fancy bread and rolls shall be made into loaves weighing not less than two pounds or four pounds avoirdupois respectively and that any person who shall make for sale or sell or offer for sale any loaf or loaves of any other weight shall be liable to certain penalties therein mentioned : And whereas it is expedient to repeal so much of the said section as excepts fancy bread from the operation of the said section and to extend and apply the said section and the provisions therein contained and all other provisions contained in the said Ordinance to all bread of whatever kind description or denomination made for sale within the Province of Otago :—

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

Exception of fancy
bread from operation
of Ordinance re-
pealed.

1. So much of the second section of the Bread Ordinance 1863 as excepts "fancy bread" from the operation of the provisions contained in the said section and from the other provisions of the said Ordinance is hereby repealed and from and after the coming into operation of this Ordinance the said section and the provisions therein contained and all other provisions in the said Ordinance contained shall extend and apply to all bread of whatever kind description or denomination made for sale within the Province of Otago except "rolls" notwithstanding anything in the said Ordinance contained: Provided that the term "rolls" whenever used in the said recited Ordinance or in this Ordinance shall be taken and construed to mean "loaves of bread not weighing more than a half-pound avoirdupois."

Seventh section of
Bread Ordinance not
to be affected by this
Ordinance.

2. Nothing in this Ordinance contained shall repeal or affect the seventh section of the said recited Ordinance.

Short Title.

3. This Ordinance may be cited and referred to as "The Bread Ordinance Amendment Ordinance, 1864."

Passed the Provincial Council, June 13th, 1864.

J. L. C. RICHARDSON

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on, behalf of the Governor, at Dunedin, this 14th day of June, one thousand eight hundred and sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.



POLICE REGULATION ORDINANCE, 1862, AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 141.

ANALYSIS :

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| <p>Title.</p> <p>Preamble.</p> <p>1. Short Title.</p> <p>2. Section 3 of "Police Regulation Ordinance, 1862," repealed, and in lieu thereof Commissioner to appoint, suspend, or discharge constables and sergeants.</p> <p>3. Section 4 of same Ordinance repealed. Inspectors and sub-inspectors may be removed by</p> | <p>Superintendent.</p> <p>4. Section 11 also repealed. Penalty on officers assisting, &c., prisoners to escape.</p> <p>5. Penalty on sergeant and officers under him for certain offences.</p> <p>6. How offences to be heard and penalties recovered.</p> <p>7. Construction of Ordinance.</p> |
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AN ORDINANCE to amend an Ordinance intituled the "Police Regulation Ordinance, 1862." Title.

WHEREAS it is expedient to amend the "Police Regulation Ordinance, 1862," in certain particulars: Be it therefore enacted by the Superintendent of Otago with the advice and consent of the Provincial Council thereof as follows:— Preamble.

1. This Ordinance shall be termed and may be cited and referred to as the "Police Regulation Ordinance, 1862, Amendment Ordinance, 1864." Short Title.

2. The third section of the "Police Regulation Ordinance, 1862," is hereby repealed, and in lieu thereof it is enacted as follows: It shall be lawful for the Commissioner of Police to appoint so many Sergeants and Constables as the Superintendent shall from time to time deem necessary for the preservation of peace throughout the Province, and it shall be lawful for such Commissioner without notice to suspend, discharge, or dismiss any such Sergeant or Constable who shall be or become unfit for the discharge of his duties or who shall be found guilty on an enquiry held by the said Commissioner or any one or more of the Justices of the Peace of the Colony of neglect in the discharge of such duties and such Commis- Section 3 of Police Regulation Ordinance repealed, and in lieu thereof Commissioner to appoint, suspend, or discharge constables and sergeants.

sioner may if he think fit, reduce any such Sergeant found guilty of such neglect as aforesaid to an inferior rank in addition to such other punishment as such Sergeant may be liable to under the Regulations in force for the time being for the general government of the Police Force: Provided that in all cases no such discharge or dismissal shall take place until notice shall be given to the Superintendent and that an appeal to the Superintendent in Council shall at all times be allowable.

Sect 4 of the same Ordinance repealed. Inspectors and sub-inspectors may be removed by Superintendent.

3. The fourth section of the "Police Regulation Ordinance, 1862," is hereby repealed, and in lieu thereof it is enacted as follows:—It shall be lawful for the Superintendent from time to time as he shall think fit to remove any inspector or sub-inspector who may be appointed or hold office under this and the said recited Ordinance and upon any vacancies in the said offices or appointments by death removal disability or otherwise to nominate and appoint some other fit and proper persons to fill the same.

Section 11 also repealed.

Penalty on officers assisting, &c., prisoners to escape.

4. The eleventh section of the said recited Ordinance is hereby wholly repealed and in lieu thereof it is enacted as follows:—That any member of the police force of whatever rank he may be who shall take any bribe pecuniary or otherwise either directly or indirectly to forego his duty or who shall in any manner aid abet assist or connive at the escape or at any attempt or preparation to escape from any gaol watchhouse hulk police-station or any other place in which any such prisoner may be legally confined or be otherwise in lawful custody or shall in any way abet assist or connive at the escape of any prisoner from lawful custody shall upon conviction of any such offence before two or more Justices of the Peace forfeit and pay a penalty not exceeding twenty-five pounds: Provided always that nothing herein contained shall affect the liability of any person guilty of any such offence to be proceeded against by indictment.

Penalty on sergeant and officers under him for certain offences.

5. Any constable or sergeant or other member of the police force not being an inspector or sub-inspector who shall neglect or refuse to obey and execute any process by the said recited Ordinance directed to be by him executed or who shall desert his post or assault his superior officer or who shall be guilty of insubordination neglect or violation of or absence from duty shall upon conviction of any such offence before any two or more of the Justices of the Peace for the Colony of New Zealand forfeit and pay a penalty not exceeding ten pounds: Provided always that the Commissioner of Police for the time being if holding a commission as such Justice of the Peace may not be one of the Justices of the Peace to hear and determine any information or complaint which may be laid under this section.

How offences to be heard and penalties recovered.

6. All offences against this Ordinance and the said recited Ordinance except where otherwise specially provided shall be heard and determined and all fines and penalties under or by this Ordinance and the recited Ordinance imposed shall be recovered in a

summary way and in a manner directed by the "Justices of the Peace Act 1858" and the Act of the Imperial Parliament intituled the "Summary Conviction Act 1848."

7. This Ordinance and the said recited Ordinance shall be construed and read together as forming one Ordinance except in so far as the said recited Ordinance is repealed hereby or is inconsistent herewith. Construction of Ordinance.

Passed the Provincial Council April 13, 1864.

J. L. C. RICHARDSON,

Speaker.

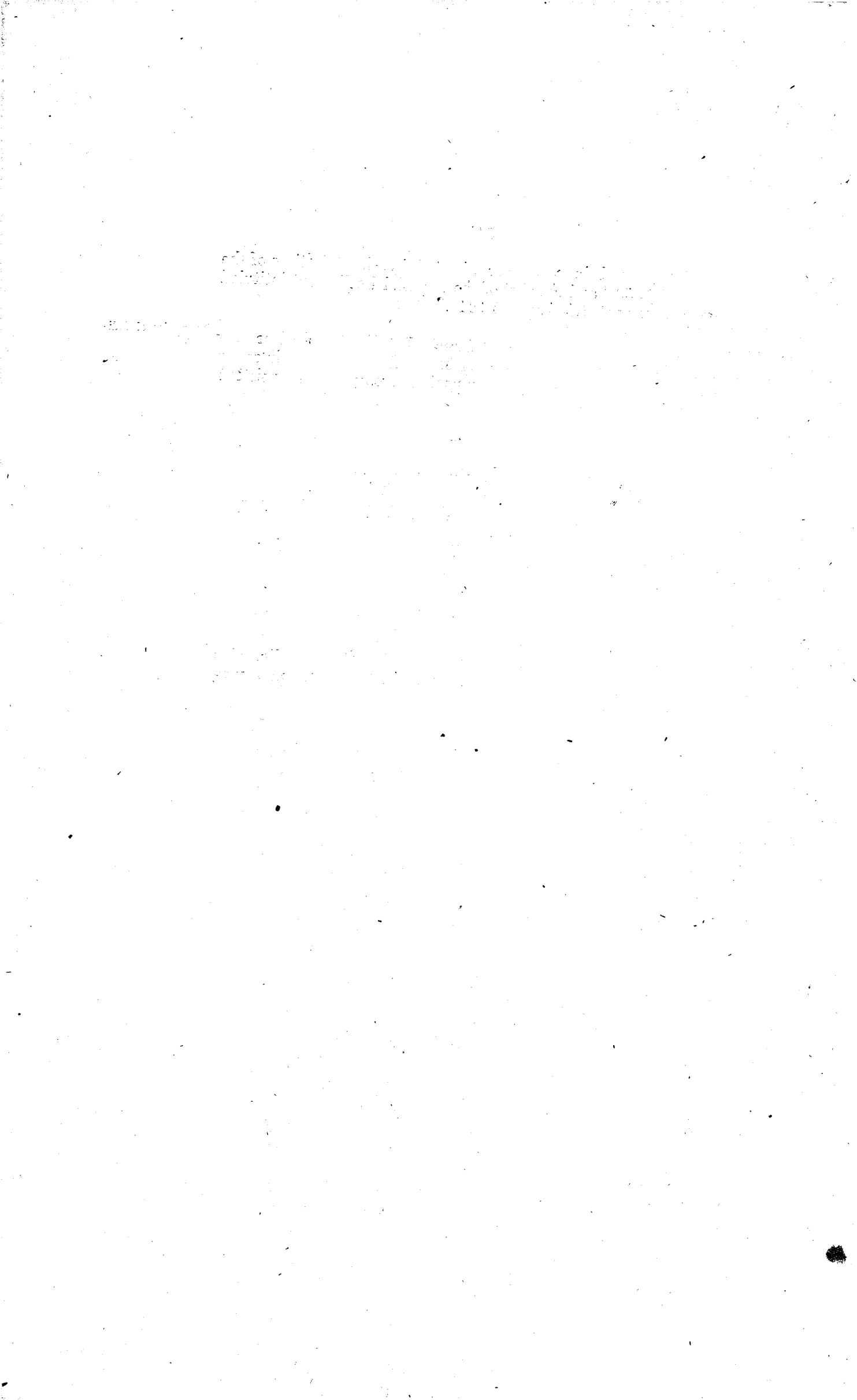
CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, this fourteenth day of June, One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.





THE TURNPIKES ORDINANCE AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 142.

ANALYSIS :

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| <p>Title. Preamble.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Powers of General Road Board under recited Ordinance transferred to Superintendent. 3. Third section repealed and other provision for the appropriation of tolls enacted. 4. Tolls specified in schedule annexed to this Ordinance to be payable in lieu of those specified in schedule in recited Ordinance. | <ol style="list-style-type: none"> 5. Sections 7 and 8 repealed. Toll once paid to clear a return journey, and for Seven Miles distance how to be computed. 6. The 3rd sub-section of section 11 repealed and other provisions in lieu thereof. 7. The 10th sub-section of section 11 repealed and other provision in lieu thereof. 8. Horses, carriages, &c., may be detained for non-payment of tolls. <p>Schedule.</p> |
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AN ORDINANCE *to amend an Ordinance intituled "The Turnpikes Ordinance, 1862."* Title.

WHEREAS it is expedient to amend "The Turnpikes Ordinance, 1862" :— Preamble.

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

1. This Ordinance may be referred to and cited as "The Turn- Short Title.
pikes Ordinance Amendment Ordinance 1864."

2. All the powers authorities and duties by the said recited Or- Powers of General
Road Board under
recited Ordinance
transferred to Super-
intendent.
dinance vested in and imposed upon the General Road Board therein mentioned are hereby transferred to and vested in the Superintendent of the said Province who in the exercise of said powers and authorities shall act with the advice and consent of his Executive Council and wherever in the said recited Ordinance the General Road Board is named the said Ordinance shall be construed and read as if the Superintendent had been named.

The Third Section repealed, and other provisions for the appropriation of tolls enacted.

3. The third section of the said recited Ordinance is hereby repealed and in lieu of the said third section it is enacted that the tolls by the said recited Ordinance authorised to be collected and the rents payable in respect of such tolls by the lessees thereof shall be respectively accounted for and paid to the Provincial Treasurer of the Province of Otago for the time being and together with such monies as shall be from time to time appropriated by the Superintendent and Provincial Council out of the public revenue of the Province for the making maintaining and repairing of any public roads bridges or other works connected therewith shall be applicable to the afore-said purposes and to the necessary expenses incurred in and about the management of the said roads the collection of the said tolls and such other purposes as are authorised by the said recited Ordinance.

Tolls specified in schedule annexed to this Ordinance to be payable in lieu of those specified in schedule in recited Ordinance.

4. In lieu of the tolls specified in the schedule annexed to the said recited Ordinance the tolls specified in the schedule annexed to this Ordinance shall be payable taken demanded and received under this Ordinance and the said recited Ordinance and whenever in the said recited Ordinance the tolls specified in the schedule annexed thereto are named such recited Ordinance shall be construed and read as if the tolls specified in the schedule to this Ordinance annexed were named.

Sections 7 and 8 repealed. Tolls once paid to clear one return journey. Distance how to be computed.

5. The seventh and eighth sections of the said Ordinance are hereby repealed and in lieu thereof it is enacted as follows :—When any toll shall have been once taken in respect of any horse or other animal not drawing or of any horse or other animal drawing any carriage or vehicle at any toll-gate no toll shall be taken in respect of the same horse or other animal or in respect of other horses or animals drawing the same carriage or other vehicle on the same day (which shall in all cases relating to tolls under this Ordinance be computed from twelve of the clock of the night till twelve of the clock in the next succeeding night) for returning once through the same toll-gate or for passing once or returning once through any other toll-gate within the distance of seven miles from the toll-gate at which such toll shall have been taken such distance to be measured along the nearest continuous public road lying between such toll-gates and all roads shall be deemed to be continuous for the purpose of such measurement notwithstanding any portion of a road not a main road may intervene so as to form part of the line of road between such toll-gates but in that case such intervening portion of Road shall be excluded from such measurement.

The 3rd sub-Section of Section eleven repealed and other provision in lieu thereof.

6. The third sub-section of the eleventh section of the said recited Ordinance is hereby repealed and in lieu thereof it is enacted as follows :—“Of or from any Inspector Surveyor or other officer or workman in the employment of any District Road Board or of or from any Officer of the General Government of the Colony of New Zealand or of the Provincial Government of Otago while engaged in executing the duties of his office or.”

7. The tenth sub-section of the said eleventh section of the said Ordinance is hereby repealed and in lieu thereof it is enacted as follows:—"For any horses or carriages of whatever description employed or to be employed in conveying any mails or expresses under the authority of the Postmaster-General or the Provincial Postmaster when exclusively employed in conveying fetching or guarding such mails or expresses or in returning back from conveying or guarding the same having been exclusively employed in conveying fetching or guarding such mails or expresses."

The 10th sub-Section of Section 11 repealed, and other provision in lieu thereof.

8. If any person liable to the payment of the tolls payable under this Ordinance and the said recited Ordinance shall after demand thereof neglect or refuse to pay any such toll the Collector thereof may seize and detain any horse beast cattle carriage or other vehicle in respect of which any such toll is payable or the goods and chattels of such persons so neglecting or refusing to pay and if such toll together with reasonable charges for such seizure and distress shall not be paid within five days the animals goods or chattels seized may be sold and the proceeds applied in payment of such tolls and the charges occasioned by such seizure distress and sale and the surplus (if any) of such proceeds shall be paid on demand to the owner thereof or such toll may in lieu of such distress be recovered before any Resident Magistrate or two or more Justices of the Peace by an order of such Magistrate or Justices he or they are hereby empowered to make on complaint of the toll-gatekeeper or toll collector and such complaint shall be heard and determined in the manner directed by the Act of the Imperial Legislature intituled "The Summary Convictions Act 1848."

Horses, carriages, &c., may be detained for non-payment of tolls.

Passed the Provincial Council, June 8, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of of the Governor at Dunedin this fourteenth day of June, one thousand eight hundred and sixty-four.

JOHN HYDE HARRIS,

Superintendent.

SCHEDULE.

Maximum Rate of Toll to be taken on Main Roads.

- (1.) For every horse or other beast drawing any coach chariot landau barouche chaise phaeton curricule car gig or any such like carriage—one shilling.
- (2.) For every horse or other beast (but two oxen or neat cattle to count as one horse) drawing any waggon wain or other such like carriage—one shilling. When the tire of each wheel is four inches broad or upwards—ninepence.
- (3.) For every horse or other beast drawing any cart or dray on two wheels—sixpence.
- (4.) For every horse mule or ass laden or unladen and not drawing—sixpence.
- (5.) For every drove of horses mules or asses unladen and not drawing—threepence for every head.
- (6.) For every drove of oxen cows or neat cattle the sum of three shillings and four pence per score and so in proportion for any greater or less number.
- (7.) For every drove of calves swine goats sheep or lambs the sum of tenpence per score and so in proportion for any greater or less number.



BUSH FIRES ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 143.

ANALYSIS :

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| Title. | neglect of Owner or Occupier of Land to be made good by him. |
| Preamble. | |
| 1. Short Title. | 4. Proceedings under this Ordinance not to interfere with right to sue for compensation for damage by fire. |
| 2. Penalty for lighting Fire near Crops of Corn, &c. | 5. Summary Proceedings. |
| 3. Damages by Fire to Dividing Fence caused by | |

AN ORDINANCE to restrain the careless use of Fire in the Country ^{Title.}
Districts.

WHEREAS the careless and negligent use of Fire in the Bush ^{Preamble.}
and Country Districts is attended with great danger and
ought to be restrained :

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

1. This Ordinance may be cited and referred to as the "Bush ^{Short Title}
Fires Ordinance 1864."

2. If any person shall except as hereinafter provided in any part ^{Penalty for lighting}
of the Province of Otago ignite in the open air any inflammable ^{Fire near Crops of}
material for any purpose whatsoever within ten yards of any grow- ^{Corn, &c.}
ing crops of corn or hay or of any stubble field or of any stack of

corn or hay or carry any ignited material into any growing crops of corn or hay or into any stubble field or within ten yards of any stack of hay or corn or if any person except as hereinafter provided shall ignite any inflammable material in the open air within the said Province whereby the property of any other person shall be injured or destroyed or if any person shall within the said Province leave any fire which he may have lighted or caused to have been lighted in the open air before the same be thoroughly extinguished every such person as aforesaid shall forfeit and pay for any such offence any sum not exceeding fifty pounds or be imprisoned in any gaol or house of correction either with or without hard labour for any period not exceeding six months. Provided that it shall be lawful for the owner or occupier of any land to burn any straw stubble grass or herbage or to ignite any wood or other inflammable material on such land after he shall have given to the occupiers of all land contiguous to the land from or on which the stubble grass or herbage is intended to be burned or the wood or other inflammable material is intended to be ignited notice in writing at least twenty-four hours before burning or igniting as aforesaid of the time at which it is his intention so to burn or ignite.

Damage by Fire to
Dividing Fence caused
by neglect of Owner or
Occupier of Land to be
made good by him.

3. If the owner or occupier of any land shall clear the same of inflammable materials for the space of fifteen feet from any fence dividing such land from the land of any other owner or occupier and such other owner or occupier shall neglect or omit so to clear his land and any damage from fire shall happen to such dividing fence through such neglect or omission then the owner or occupier of land so neglecting or omitting to clear the same shall at his own cost and charges cause such fence to be repaired and re-erected within the space of one calendar month after the same shall have been so damaged and in case he shall refuse or omit to repair or re-erect the same fence within such space of one calendar month it shall be lawful for the owner or occupier of the land contiguous to the said fence who shall have cleared the same of inflammable material as aforesaid to repair or re-erect such dividing fence and all sums of money which shall or may be so expended or laid out under the provisions of this Ordinance shall be recovered in a summary way before any Resident Magistrate or any two or more of Her Majesty's Justices of the Peace for the Colony of New Zealand and be paid over to the party so repairing or re-erecting such fence.

Proceedings under this
Ordinance not to inter-
fere with right to sue
for compensation for
damage by fire.

4. Nothing in this Ordinance contained shall take away or interfere with the right of any person to sue for and recover at common law or otherwise compensation for or in respect of any damage or injury occasioned by the reckless or negligent use of Fire or shall be construed to give any right to use Fire in the open air otherwise or to any greater extent than is already allowed by law.

Summary Proceedings.

5. All fines and penalties imposed by this Ordinance shall be recoverable and all offences shall be heard and adjudicated before a Resident Magistrate or two or more Justices of the Peace and all proceedings under this Ordinance shall be had and taken in a sum-

mary way in the manner directed by the "Justices of the Peace Act 1858" and the Act of the Imperial Legislature intituled the "Summary Convictions Act 1848."

Passed the Provincial Council, May 4, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, this twenty-seventh day of May, one thousand eight hundred and sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.





DUNEDIN BUILDING ORDINANCE 1862 AMENDMENT ORDINANCE 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 144.

ANALYSIS :

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| <p>Title.</p> <p>Preamble.</p> <p>1. Short Title.</p> <p>2. The second and part of third section of Dunedin Building Ordinance repealed.</p> <p>3. The Dunedin Building Ordinance to extend</p> | <p>to all places within the City of Dunedin as the boundaries thereof are shewn in Schedule.</p> <p>4. Schedule A to the Dunedin Building Ordinance, 1862, repealed, and Schedule A to this Ordinance substituted.</p> <p>Schedule.</p> |
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AN ORDINANCE *to amend an Ordinance intituled the "Dunedin Building Ordinance, 1862."* Title.

BE IT ENACTED by the Superintendent of the Province of Preamble.
Otago, with the advice and consent of the Provincial Council thereof as follows :—

1. The Short Title of this Ordinance shall be the "Dunedin Building Ordinance 1862 Amendment Ordinance 1864." Short Title.

2. The second section of the said "Dunedin Building Ordinance 1862" and so much of the third section of the said Ordinance as enacts that the word "city" where used in the said Ordinance shall mean "the portion or portions of the City of Dunedin to which the "Dunedin Building Ordinance 1862" is made applicable are hereby repealed. The second and part of third section of Dunedin Building Ordinance repealed.

3. The "Dunedin Building Ordinance 1862" shall extend and apply to all parts and places within the City of Dunedin as the boundaries and limits of the said City are specified and set forth in the Schedule annexed hereto numbered 1 : Provided that if at any time hereafter the limits and boundaries of the said City shall be The Dunedin Building Ordinance to extend to all places within the City of Dunedin as the boundaries thereof are shewn in Schedule.

by lawful authority extended beyond the limits and boundaries set forth in the Schedule hereto, numbered 1 then from time to time and as often as such limits and boundaries shall by such authority be extended so as to include other lands this Ordinance immediately upon such extension being made shall apply and extend to such limits and all buildings thereon as if such lands had been included within the Schedule hereto annexed number 1.

Schedule A to the Dunedin Building Ordinance, 1862, repealed, and Schedule A to this Ordinance substituted.

4. The Schedule marked A referred to in the said "Dunedin Building Ordinance 1862" and annexed thereto is hereby repealed and in lieu thereof the Schedule hereto annexed marked A is substituted and whenever in the said Dunedin Building Ordinance 1862 the Schedule marked A annexed to the said Ordinance is referred to the said Ordinance and this Ordinance shall be construed and read as if the Schedule marked A annexed to this Ordinance were referred to.

Passed the Provincial Council, May 30, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, this fourteenth day of June, One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.

SCHEDULE 1.

BOUNDARIES OF THE CITY OF DUNEDIN.

ALL that area known as the Town and Town Belt of Dunedin the boundaries whereof are delineated on the "Index Map of the Otago Settlement," No. 80, deposited in the Survey Office of the Province of Otago at Dunedin aforesaid; together with ALL that area of Land in the Province of Otago adjacent and opposite to the City of Dunedin formerly below high water mark in the Harbor of Otago but now reclaimed or in course of reclamation from the sea and declared by the "Otago Harbor Trust Leasing Ordinance, 1862" to be included within the City of Dunedin as the said area and boundaries thereof are delineated or shewn in the "Crown Grant Index Record Map of the Suburban Districts Central No. 2" deposited in the Survey Office of the said Province at Dunedin aforesaid.

SCHEDULE A.

The following are the descriptions of buildings exempt from the operation of this Ordinance, viz. :—

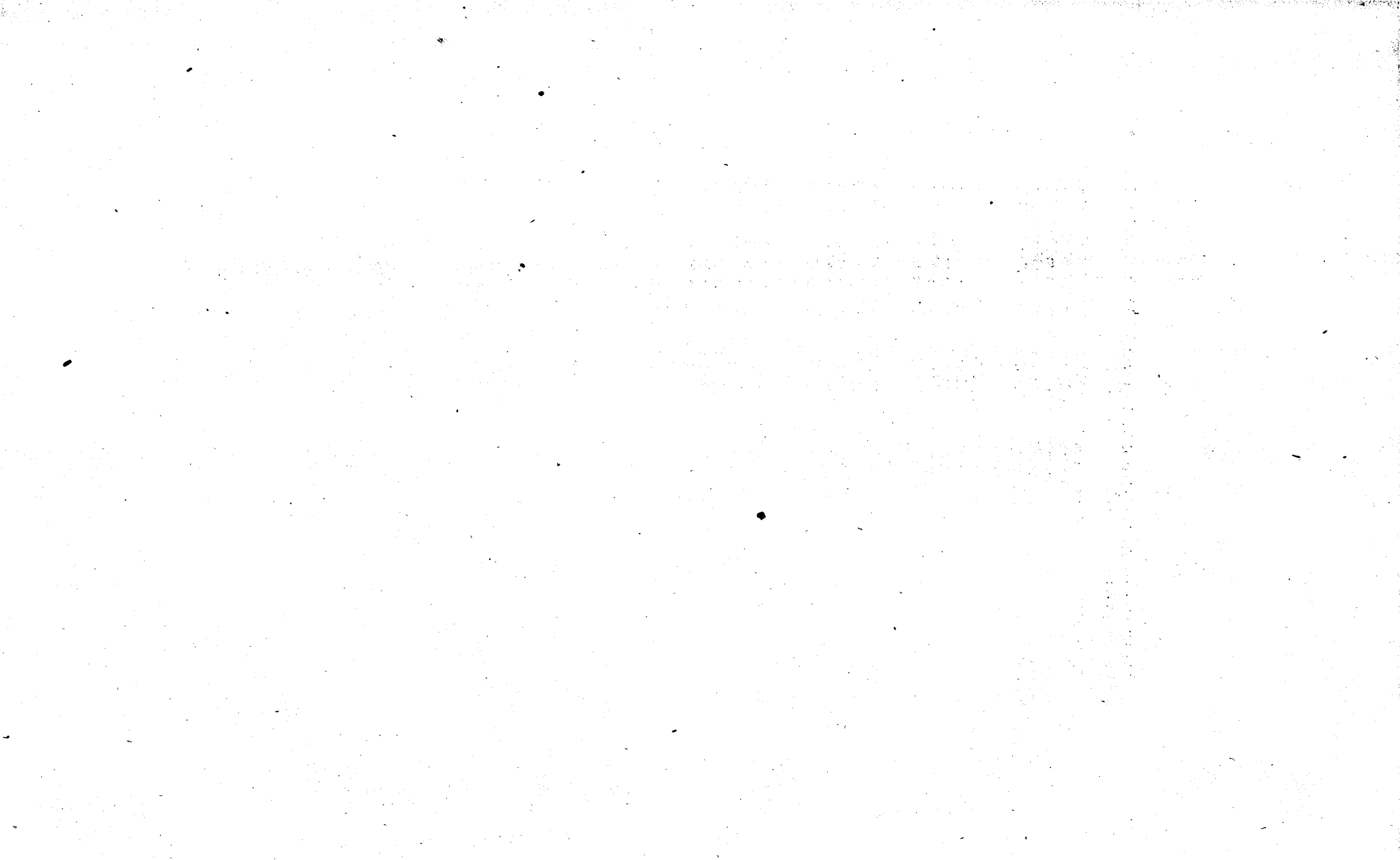
1. Every building containing not more than 10,000 cubic feet and standing at a distance of not less than 10 feet from any other building and from the land of adjoining owner provided that such building be not more than 15 feet high and be roofed with an incombustible material and provided also that it be distant at least 30 feet from any other building standing on the opposite side of the street or alley in which such building is situate.

2. Every building containing not more than 30,000 cubic feet and standing at a distance of not less than 20 feet from any other building [or from the land of adjoining owner] provided that such building be not more than 25 feet high and be roofed with an incombustible material and provided also that it be distant at least 40 feet from any other building standing on the opposite side of the street or alley in which such building is situate.

3. Every building containing not more than 100,000 cubic feet and standing at a distance of not less than forty feet from any other building [or from the land of adjoining owner] provided that such building be not more than thirty-five feet high and be roofed with an incombustible material and provided also that it be distant at least sixty feet from any other building standing on the opposite side of the street or alley in which such building is situate.

4. Gaols prisons houses of correction and other places of confinement hospitals and asylums court houses and other public buildings and buildings occupied and used by the Town Board of Dunedin churches scientific or literary institutions and the buildings belonging to any dock or railway and used for the purpose [of such dock or railway : Provided always that any such building shall not be nearer than thirty feet to any other building or adjoining land and roofed with an incombustible material.

5. Bridges piers jetties embankment walls retaining walls or wharf or quay walls.





CEMETERY RESERVES ORDINANCE 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA

SESSION XVIII., No. 145.

ANALYSIS :

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| <p>Title. Preamble. 1. Short Title. 2. Lands in Schedule reserved for Cemeteries.</p> | <p>3. Lands to be dealt with under Ordinance of Provincial Council. 4. Superintendent to obtain Crown Grants. Schedule.</p> |
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AN ORDINANCE *to reserve from sale certain Waste Lands of the Crown and to set the same aside for Public Cemeteries.* ^{Title.}

WHEREAS by the Waste Land Regulations of Otago ^{Preamble.} claimed by the Governor of New Zealand on the Twelfth day of February One Thousand Eight Hundred and Fifty-six under the "Waste Lands Act 1854" and declared valid by the "Waste Lands Act 1858" it is provided that it shall be lawful for the Superintendent of Otago with the advice and consent of the Provincial Council to reserve from sale and to set aside for public uses any land within the Province of Otago: And whereas the lands particularly described in the Schedule hereto annexed are Waste Lands of the Crown subject to be dealt with under the said Regulations and it is expedient that they should be so reserved from sale and be set aside and appropriated to be used as Public Cemeteries for the interment of the dead :

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

1. This Ordinance may be cited and referred to as the "Cemetery ^{Short Title} Reserves Ordinance 1864."

2. The lands particularly described in the Schedule hereunto ^{Lands in Schedule reserved for Cemeteries.} annexed are hereby reserved from sale and set aside and appropriated for the establishment and for the purposes of Public Cemeteries for the interment of the dead.

Lands to be dealt with
under Ordinance of
Provincial Council

3. The said lands shall be dealt with managed and administered by and under any Ordinance or Ordinances to be passed for those purposes by the Superintendent and Provincial Council of Otago.

Superintendent to ob-
tain Crown Grants.

4. As soon as conveniently may be after the commencement and coming into operation of this Ordinance the Superintendent of Otago shall take all necessary proceedings for obtaining from the Crown a Grant or Grants to himself as Superintendent and his successors of the said lands particularly described in the Schedule hereunto annexed to be held by him and them in trust for the establishment and maintenance of Public Cemeteries according to the provisions of any Ordinance or Ordinances of the Superintendent and Provincial Council of Otago which may be passed for the purpose of establishing and maintaining the said Lands as Public Cemeteries for the interment of the dead.

Passed the Provincial Council, May 10, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, this Twenty seventh day of May, One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.

SCHEDULE.

LANDS RESERVED FOR CEMETERIES.

Town of Dunedin.

Schedule.

1. All that area containing by admeasurement fifteen acres two roods and thirty-eight poles less or more being Sections numbered respectively 1 2 and part of 3 of Block I. and land adjoining marked Cemetery Reserve as delineated on the Record Map of the Suburban Town District of Dunedin deposited in the Provincial Survey Office for the Province of Otago at Dunedin aforesaid.

Town of Fairfax.

2. All that area containing by admeasurement three acres one rood and nine poles less or more being all Block IV, excepting sections numbered 1 and 2 of the said Block as delineated on the Record Map of the Town of Fairfax deposited in the office aforesaid.

Town of Herbert.

3. All that area containing by admeasurement five acres less or more marked Cemetery Reserve as delineated in the Record Map of the town of Herbert deposited in the office aforesaid: together with all that area containing by admeasurement sixteen poles less or more marked Burial Reserve near Trigonometrical Station A as delineated on the Record Map of the said town deposited as aforesaid.

Town of Hampden.

4. All that area contained by admeasurement five acres less or more at the north of the mouth of the Big Kuri River and marked Cemetery Reserve as delineated on the Record Map of the town of Hampden deposited in the office aforesaid.

Town of Havelock.

5. All that area containing by admeasurement twelve acres three roods and fifteen poles less or more and marked Cemetery Reserve as delineated on the Record Map of the town of Havelock deposited in the office aforesaid.

Town of Hamilton.

6. All that area containing by admeasurement five acres less or more on the west side of Town Reserve and marked Cemetery Reserve as delineated on the Record Map of the Town of Hamilton deposited in the office aforesaid.

Town of Kaitangita.

7. All that area containing by admeasurement two roods less or more being those two sections numbered respectively 13 and 14 of Block V as delineated on the Record Map of the town of Kaitangita deposited in the office aforesaid.

Town of Lawrence.

8. All that area containing by admeasurement ten acres less or more adjoining the south-west boundary of the town of Lawrence and marked Cemetery Reserve as delineated on the Record Map of the said town and deposited in the office aforesaid.

Town of Moeraki.

9. All that area containing by admeasurement three acres three roods and fourteen poles less or more marked Cemetery Reserve as delineated on the Record Map of the town of Moeraki and deposited in the office as aforesaid.

Town of Oamaru.

10. All that area containing by admeasurement twelve acres two roods and twenty-one poles less or more as delineated on the Record Map of the Town of Oamaru and deposited in the office aforesaid.

Town of Port Chalmers.

11. All that area containing by admeasurement two acres less or more and marked Cemetery Reserve as delineated on the Record Map of the town of Port Chalmers and deposited in the office aforesaid.

Town of Waihola.

12. All that area containing by admeasurement five acres and one pole less or more situate in Block 11 Clarendon District marked Cemetery Reserve as delineated on the Record Map of the said district and deposited in the office aforesaid.

Anderson's Bay District.

13. All that area containing by admeasurement three acres one rood and thirty-five poles less or more marked Cemetery Reserve as delineated on the Record Map of Anderson's Bay District and deposited in the office aforesaid.

Green Island District.

14. All that area containing by admeasurement ten acres and two roods less or more being section numbered 14 as delineated on the Record Map of Green Island Bush District and deposited in the office aforesaid.

West Taieri District.

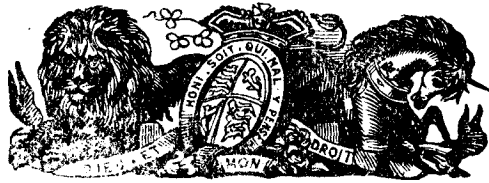
15. All that area containing by admeasurement three acres and one rood less or more being the north part of section numbered 16 Irregular Block West Taieri District as delineated on the Record Map of the said district and deposited in the office aforesaid.

East Taieri District.

16. All that area containing by admeasurement ten acres less or more being part of section numbered 7 of Block IX East Taieri District as delineated on the Record Map of the said district and deposited in the office aforesaid.

Waihola District.

17. All that area containing by admeasurement seven acres one rood and four poles less or more in the centre of section numbered 43A of Block VII Waihola District as delineated on the Record Map of the said district and deposited in the office aforesaid.



CEMETERY RESERVES MANAGEMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 146.

ANALYSIS

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| <p>Title.</p> <p>Preamble.</p> <ol style="list-style-type: none"> 1. Lands reserved for public Cemeteries to continue to be vested in Superintendent. 2. Managers of Cemeteries to be appointed. 3. Money to be appropriated and lent or paid for the establishment and management of Cemeteries. 4. Powers of Managers to enclose lay out and ornament Cemeteries and maintain them in good condition. 5. Managers to make rules and regulations. 6. Managers not to interfere with any religious ceremonies at burials. 7. Private graves, vaults, monuments, and tombstones to be made or permitted on payment of fees. A register of private graves to be kept. 8. The fees are to be approved by the Superintendent, and published in <i>Gazette</i>. Proviso as to poor persons. 9. Private or family burial places | <ol style="list-style-type: none"> 10. Monuments, &c., erected without permission may be removed. 11. Managers may set apart portions of reserves for different religious denominations and may allow Mortuary Chapels to be built. 12. Meetings of Managers. 13. Managers may appoint gravediggers and servants. 14. Accounts to be kept and verified copies yearly rendered to Superintendent. 15. Along with accounts a statement as to the condition of the Cemetery, with suggestions as to improvements to be sent. 16. Penalty and compensation for injuries done to monuments, shrubberies, &c., in Cemeteries. Penalty for indecent conduct in Cemeteries. 17. Proceedings to be in a summary way. 18. How far this Ordinance to apply to Dunedin and Port Chalmers Cemeteries. 19. Cemeteries Ordinance, 1856, in part repealed. 20. Short Title. |
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AN ORDINANCE *for the Establishment and Management of Public Cemeteries in the Province of Otago on certain lands appropriated to the use of the Public for the interment of the dead.* **Title.**

WHEREAS by the Waste Land Regulations of Otago proclaimed by the Governor of New Zealand on the twelfth day of February one thousand eight hundred and fifty-six under the "Waste Lands Act 1854" and declared to be valid by the "Waste Lands Act 1858" it is provided that it shall be lawful for the Superintendent of Otago with the advice and consent of the Provincial Council thereof to reserve from **Preamble.**

sale and set aside for public uses any land within the Province of Otago and that such reserves shall be dealt with by Ordinance of the Superintendent and Provincial Council : And whereas by an Ordinance of the Superintendent and Provincial Council made and passed in the present session of the Provincial Council and intituled the "Cemetery Reserves Ordinance 1864" the lands particularly described in the Schedule annexed to the said Ordinance were reserved from sale and were set aside and appropriated to be used as Public Cemeteries for the interment of the dead ;

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

Lands reserved for Public Cemeteries to continue to be vested in Superintendent.

1. All the said lands particularly mentioned and described in the Schedule annexed to the "Cemetery Reserves Ordinance 1864" shall continue to be vested in the Superintendent of the said Province in trust for the use of the public for the interment of the dead after a Crown Grant or Crown Grants of the same have been obtained by the Superintendent and shall not vest in the Managers hereby authorised to be appointed anything herein to the contrary notwithstanding.

Managers of Cemeteries to be appointed.

2. It shall be lawful for the Superintendent with the advice of the Executive Council from time to time to appoint so many persons as he may think fit to be Managers of any reserve set aside for the purposes of a Public Cemetery by the said "Cemetery Reserves Ordinance 1864" and to remove from the said management any person so appointed as and when it shall be deemed proper and upon the death resignation or removal of any Manager to appoint another in his stead and every such appointment and removal shall be published in the *Provincial Government Gazette*.

Money to be appropriated and lent or paid for the establishment and management of Cemeteries.

3. It shall be lawful for the Superintendent with the advice of the Executive Council out of any part of the public Revenues of the Province appropriated or to be appropriated by an Ordinance of the Provincial Council for the establishment of Cemeteries to direct such sums of money as he shall think fit to be paid to any Managers to be appointed as aforesaid and to their successors in trust for the establishment of a Cemetery on the Reserves of which they have been appointed Managers and for the management of such Cemetery and every such sum shall in the discretion of the Superintendent and Executive Council be either lent to such Managers to be repaid out of the fees as hereinafter mentioned or where from the situation of the Cemetery or any other circumstance it shall seem improbable that such fees will be sufficient to defray any such loan such sum shall in such discretion as aforesaid be paid to such Managers in trust for the establishment and management of the Cemetery : Provided that in case of any sum being so lent as aforesaid it shall be lawful for the Superintendent with the advice aforesaid to require such security over the fees hereinafter mentioned as may be expedient, but no such security shall involve any of the said managers in any personal liability.

4. The Managers of any such Reserve and Cemetery shall have power to enclose the whole or any part of the land reserved or set apart for such purposes as aforesaid with proper and sufficient walls rails fences or palisades and to erect suitable gates and entrances and to lay out and ornament such Cemetery in such manner as may be most convenient and suitable for the burial of the dead and to embellish the same with such walks avenues roads and shrubs as may to them seem fitting and proper and to preserve maintain and keep in a cleanly and orderly state and condition and cause to be so maintained and kept the whole of any such Cemetery and its walls and fences and all monuments tomb-stones enclosures buildings erections walks and shrubberies therein and belonging thereto and shall lay out and expend subject to the directions of the Superintendent with the advice aforesaid the monies in their hands from time to time to be received by them under this Ordinance in and about the matters aforesaid and in the burial of poor persons.

Power of Managers to enclose lay out and ornament Cemeteries and maintain them in good condition.

5. The Managers of any such Cemetery shall have power and authority to make such rules and regulations and to do and perform all such acts matters and things as may be necessary and proper for any of the purposes aforesaid for directing the positions of all graves vaults monuments and tomb-stones to be made erected and placed in the said Cemetery the depths of graves the construction of coffins to be admitted into vaults and the covering of vaults so as to prevent the escape of any noxious exhalation or evaporation in the said Cemetery and for protecting the buildings monuments shrubberies plantations and enclosures therein and thereof from destruction or damage and for prosecuting all persons who shall or may at any time do or cause to be done any damage to any such buildings monuments tomb-stones shrubberies plantations or enclosures: Provided that no such rule or regulation shall be in force until the same has been submitted to the Superintendent and Executive Council and published in the *Provincial Government Gazette*.

Managers to make rules and regulations.

6. The said Managers shall not by any rule or regulation or any act matter or thing at any time interfere directly or indirectly with the performance of any religious ceremony in the burial of the dead according to the usage of the communion to which the deceased may have belonged or with the distribution of the said reserved lands made or intended to be made to and amongst separate and distinct religious denominations and communions: And it shall be lawful for any Minister of any denomination for which any portion of such Cemeteries shall be specially set apart to have free access and admission to such portion of the said Cemeteries at all times as they respectively shall think fit and freely to exercise their spiritual functions therein without any hindrance or disturbance from the Managers of any such Cemetery or any person whatever.

Managers not to interfere with any religious ceremony at burials.

7. It shall be lawful for the Managers of any such Cemetery to permit any grave or vault to be dug and made in such Cemetery and any monument or tomb-stone to be erected or placed in any parts of such Cemetery as they may think proper upon payment to

Graves vaults monuments and tomb-stones to be made or permitted on payment of fees.

them by the person desiring to dig and make such grave or vault and to erect or place such monument or tomb-stone of such fees as shall from time to time be established by the said Managers and any person so digging making erecting or placing such grave vault monument or tomb-stone by and with such permission and upon payment of the fees as aforesaid shall be entitled to have such grave vault monument or tomb-stone reserved maintained and kept up according to the terms of such permission to and for the sole and separate use of such person and his representatives for ever: Provided that a plan of every monument proposed to be erected and placed shall be exhibited to the said Managers before such permission is given and that the said Managers shall be at liberty to withhold such permission and to prevent the erection of any monument or tomb-stone which shall appear to them to be inappropriate or unbecoming and shall determine and fix the position of any monument or tomb-stone which may be proposed to be erected or placed according to the description size and character thereof having reference to the general plan for ornamenting the said Cemetery in an appropriate manner: A Register of such permissions and of the terms and conditions thereof shall be kept by the Managers and within fourteen days after any such permission has been given an entry of the date thereof and of the parties thereto and a proper description of the ground set apart for such grave or vault so as the situation thereof may be ascertained shall be made in the said Register by the Managers or their Clerk for making which entry a fee not exceeding two shillings and sixpence may be charged to the person receiving such permission and the said Register may be perused by any person at all reasonable times upon payment to the Managers of a fee of one shilling.

The fees to be approved by the Superintendent and published in the *Gazette*.

Provide as to poor persons.

Private or family burial places.

8. The fees to be established by the Managers of any such Cemetery and paid by the person desiring to dig and make any grave or vault or to erect or place any tomb-stone or monument in the said Cemetery as aforesaid shall be according to a scale of all such fees to be made by the said Managers with the consent of the Superintendent and Executive Council and published in the *Provincial Government Gazette*: Provided that nothing herein contained shall be deemed to prevent the said Managers from allowing the burial of any poor person in such Cemetery free from any charge whatsoever.

9. Before any corpse shall be permitted to be interred in any vault brick-grave or in any place of burial the exclusive right of burial or interment wherein shall have been sold or granted by the said Managers as a family or private burial-place it shall be lawful for the said Managers or any officer employed by them to require and they or he shall be entitled to have produced to them or him satisfactory evidence that the person for the time entitled as owner to the exclusive right of burial or interment in such vault brick-grave or other burial place has consented or would not object to such interment taking place therein.

10. It shall be lawful for the said Managers to take down and remove any tomb-stones monuments or other erections which shall have been placed erected or built contrary to the terms and conditions upon which permission to place erect or construct the same was granted or in case such terms and conditions as well as the regulations of the said Cemetery shall not have been complied with.

Monuments, &c. erected without permission may be removed.

11. It shall be lawful for the Managers of any such Reserve on the application of members of any religious denomination to set apart a portion of the said Reserve for the burial of the dead according to the rites of such denomination : And the Managers shall permit such portion so set aside to be consecrated according to the rites of the particular denomination and the part which is so consecrated shall be used only for burials according to the rites of the particular denomination : And the Managers shall define by suitable marks not being a dividing fence the portions so set aside or consecrated : Provided that if the Managers shall be of opinion that the members of the religious denomination residing in the Town or District for the use of which Town or District the Cemetery is set apart are inconsiderable in number it shall be lawful for the Managers to refuse the application and the members so applying as aforesaid may thereupon appeal to the Superintendent against the decision of the Managers and the Superintendent with the advice of his Executive Council shall consider the appeal and make such order thereupon as shall seem to meet the justice of the case : And the Managers of any such Cemetery may allow the members of any religious denomination at their own expense to erect and build within such part of the said Cemetery as shall be specially set apart for that denomination a suitable Mortuary Chapel for the performance of the rites and ceremonies in the burial of the dead according to the usage of such denomination : Provided that the plans specifications elevations and models thereof with lodges and other buildings and conveniences thereto shall be first submitted for the approval of the said Managers and shall be approved by them.

Managers may set apart portions of Reserves for different religious bodies.

Managers may allow Mortuary Chapels to be built.

12. All meetings of the Managers of any such Cemetery shall be convened according to the rules to be adopted by them for such purpose and all questions matters and things which shall be discussed or considered at any such meeting shall be decided and determined by the majority in number of the Managers then present ; provided that the said Managers being three or more in number shall not be competent to proceed to business unless there be at least three of them present and all such Managers shall have power to make such rules and regulations as may be necessary for their own guidance and management.

Meetings of Managers.

13. The Managers may appoint grave diggers and other servants necessary for the care and use of the Cemetery and may pay them such wages and allowance as they think fit out of the fees and other monies received by the Managers under this Ordinance and may remove them or any of them at their pleasure

Managers may appoint gravediggers and servants.

Accounts to be kept and verified copies yearly rendered to Superintendent.

14. A full and particular account shall be kept by the Managers of every such Cemetery of all sums of money received and expended by them and an abstract of such account shall be made up from the day of their first appointment to the thirty-first day of December in the first year of their appointment and from the first day of January to the thirty-first day of December both inclusive in each subsequent year and such account and abstract shall be transmitted to the Superintendent as early as practicable and not later than the twentieth day of January in every year and shall be verified respectively by a declaration by three at least of such Managers to be made before a Justice of the Peace of the Colony of New Zealand and every such abstract shall be published in the *Provincial Government Gazette* and if such Managers shall omit to make and transmit such accounts and abstracts they shall forfeit and pay for every such offence a sum not exceeding five pounds.

Along with accounts a statement as to the condition of the Cemetery with suggestions as to improvements to be sent.

15. The said Managers shall send to the Superintendent along with such accounts a statement of the condition of such Cemetery as to repairs order and ornament and suggestions as to the work or alterations necessary or expedient in the ensuing year for such repairs order and ornament and an estimate of the expense which may probably be incurred in effecting the same and the Superintendent with the advice of his Executive Council upon examination of the said accounts statements suggestions and estimates shall direct the manner in which the balances of monies in the hands of such Managers shall be appropriated and shall if any sum so lent as aforesaid is unpaid determine the proportion (if any) to be applied in payment of such sum and the amount to be expended on the laying out or improvement of such Cemetery in the ensuing year and every such direction shall be published in the *Provincial Government Gazette* and thereupon the Managers shall pay such proportion as aforesaid to the Provincial Treasurer which when by him received shall form part of the ordinary Revenue of the Province and if no such sum shall have been lent or if lent shall have been paid off the balance (if any) in the hands of the Managers shall be expended in the improvement of such Cemetery and the interment of poor persons.

Penalty and compensation for injuries done to monuments, shrubberies, &c., in Cemeteries.

16. If any person shall wantonly or wilfully destroy or do or cause to be done any damage to any monument vault tomb-stone building erection railing fence shrubbery tree plant or thing in any Cemetery established on any land so reserved as aforesaid or put up any bill thereon on any wall thereof he shall upon complaint made by the said Managers or by any officer or servant employed by them in the said Cemetery or by any person to whom the vault or other burial place may belong and upon conviction before any Resident Magistrate or two or more Justices of the Peace be liable for every such offence to a penalty not exceeding twenty pounds and any person who shall do or cause to be done any injury to any such monument vault tomb-stone building erection railing shrubbery tree plant or thing whether the same shall have been done wantonly or wilfully or otherwise howsoever shall be liable to pay a reasonable sum of money by way of damages and compensation therefore which said sum of money shall be recoverable in any Court of competent

jurisdiction by the Managers of any such Cemetery or any person injured by such damage and every person who shall play at any game or sport or discharge fire arms save at a military or naval funeral in the Cemetery or shall wilfully and unlawfully disturb any persons assembled in the Cemetery for the purpose of burying any dead body therein or who shall commit any nuisance within the Cemetery shall forfeit and pay for every such offence a sum not exceeding five pounds.

17. All proceedings under this Ordinance shall be had and taken and all fines and penalties shall be recovered in a summary way in the manner directed by the "Justices of the Peace Act 1858" and the Act of the Imperial Legislature intituled the "Summary Convictions Act 1848."

Proceedings to be in a summary way.

18. This Ordinance shall be deemed to apply to that portion of the Cemetery already established at Hillside near Dunedin which is under the management of the Town Board of Dunedin and to the Cemetery already established at Port Chalmers save and except that sections numbering 2 and 12 of this Ordinance shall not apply to the Town Boards of Dunedin and Port Chalmers under whose management the said Cemeteries or part thereof are respectively placed and so far as this Ordinance relates to these portions of the said Hillside Cemetery and the said Cemetery at Port Chalmers the word "Managers" shall in the said Ordinance be construed to include in its meaning the Town Board of Dunedin and Port Chalmers respectively: And the Superintendent may by Proclamation in the *Provincial Government Gazette* extend and apply this Ordinance or any part thereof to any other parts of the Cemetery at Hillside near Dunedin (excepting the allotment of land described in the Church of England Cemetery Ordinance 1857) And provided that this Ordinance shall extend and apply to the lands reserved for Cemeteries by the "Cemetery Reserves Ordinance 1864" without any Proclamation of the Superintendent.

How far this Ordinance to apply to Dunedin and Port Chalmers.

19. So much of the section numbered five of the "Cemeteries Ordinance 1856" as may be deemed to be inconsistent with or repugnant to this Ordinance shall be and is hereby repealed.

Cemeteries Ordinance 1856 in part repealed.

20. This Ordinance shall be termed and may be cited and referred to as the "Cemetery Reserves Management Ordinance 1864."

Short Title.

Passed the Provincial Council May 6, 1864.

J. L. C. RICHARDSON,

Speaker.

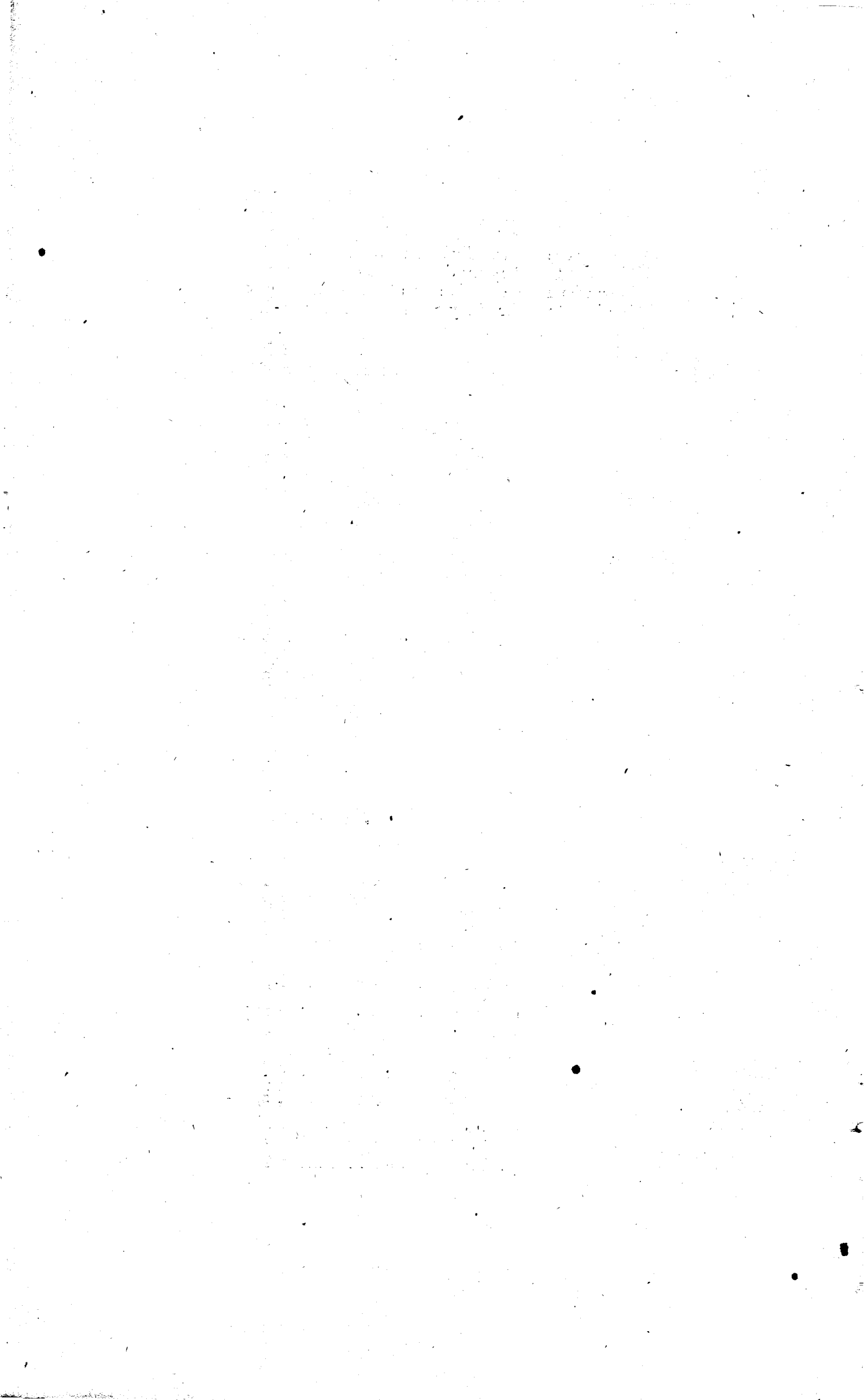
CHARLES SMITH,

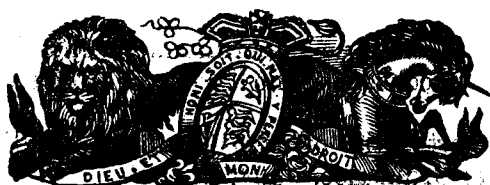
Clerk of Council.

Assented to on behalf of the Governor, at Dunedin, this twenty-seventh day of May, one thousand eight hundred and sixty-four:

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.





THE MEDICAL PRACTITIONERS ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII, No. 147.

ANALYSIS :

Title.

Preamble.

1. Short Title.
2. Section 2 of Ordinance of New Munster, Session 2, No. 1 Repealed.
3. Superintendent to appoint a Medical Board.
4. Resignation or Death of Members.
5. Time and Place of Meetings.
6. Appointment of Registrar.
7. Payment of Members.
8. Expenses of Board.
9. Duty of Registrar.
10. Resignation of Persons qualified or hereafter becoming qualified.
11. Certain Persons in Practice at the time of Ordinance coming into force to be Registered.
12. Persons registered under English Medical Act to be registered.
13. Persons being in practice and holding Certificate under in part repealed Ordinance of New Munster, 1849, No. 2 to be registered.
14. Board to have power, if they think fit, to dispense with the provisions of Ordinance in certain cases, and in favor of certain Persons.
15. Fees to be paid on Registration.
16. The Register.
17. Registrar to ascertain whether Registered Person is still living or has changed Residence, and to alter the register accordingly.
18. Notice of Death or change of Residence to be sent to the Medical Board by Registrar of Deaths.
19. Persons unregistered under this Ordinance using medical titles, to be subject to fine.
20. Unregistered Persons not to be entitled to receive Fees, &c.
21. Words, "Legally qualified Medical Practitioner," in any Act or Ordinance, to mean a Person Registered under this Ordinance.
22. Board to have power to question Persons applying to be Registered, and to require a Declaration of truth of statements made by such persons.
23. No Unregistered Person to hold any public Medical Appointment.
24. Names of Registered Persons guilty of certain offences may be erased from Register.
25. Higher qualifications or degrees obtained after Registration, may be entered on the Register.
26. Annually, in month of December, true copy of Register to be sent to Superintendent, and published in *Gazette*, which shall be evidence in Courts of Law.
27. This Ordinance not to affect Chemist, or Druggists, or Dentists.
28. Penalties how to be recovered.
29. Fees to be applied for expenses of Ordinance. Schedules.

AN ORDINANCE to constitute a Medical Board in Otago, and to regulate the Qualifications of Practitioners of Medicine and Surgery. Title.

WHEREAS it is expedient that persons in the said Province requiring medical aid and advice should be enabled to distinguish qualified from unqualified practitioners— Preamble.

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

Short Title.

1. The Short Title of this Ordinance shall be "The Medical Practitioners Ordinance, 1864."

Section 2 of Ordinance of New Munster, Session 2, No. 1, repealed.

2. The first section of the Ordinance of the Legislative Council of New Munster intituled "An Ordinance to define the Qualifications and to provide for the remuneration in certain cases of Medical Practitioners" so far as the same affects the Province of Otago and the inhabitants thereof is hereby repealed.

Superintendent to appoint a Medical Board.

3. It shall and may be lawful for the Superintendent of Otago for the time being to nominate and appoint at Dunedin in Otago aforesaid a Board consisting of not less than three nor more than five members being of the medical profession and qualified to be registered under this Ordinance one of whom shall be nominated by the said Superintendent president of the said Board and such Board shall be called "The Otago Medical Board" and it shall be lawful for the Superintendent with the advice and consent of his Executive Council at any time and from time to time to remove the said members or any of them and upon the removal death or resignation of the said members or any of them to appoint such other person or persons as he shall think fit.

Resignation or Death of Members.

4. The members of the said Board shall be nominated for a term of five years and shall be capable of re-appointment and any member may at any time resign his appointment by letter addressed to the Superintendent of the said Province and upon the death resignation or removal as aforesaid of any member of the said Board some other person shall be nominated and appointed as aforesaid a member of the said Board in his place but it shall be lawful for the Board during such vacancy to exercise the powers hereinafter contained.

Time and Place of Meetings.

5. The Board shall hold its first meeting within three months from the commencement of this Ordinance in such place in Dunedin and at such time as the Superintendent shall appoint and shall make such rules and regulations as to the times and places of the meetings of the Board and the mode of summoning the same as to them shall seem expedient which rules and regulations shall remain in force until altered at any subsequent meeting and in absence of any rule or regulation for summoning a meeting of the Board it shall be lawful for the President to summon a meeting at such time and place as to him shall seem expedient by letter addressed to each member and at every meeting in the absence of the president some other member to be chosen from the members present shall act as president and all orders of the Board shall be decided by the votes of the majority of the members present at any meeting the whole number present not being less than three and at all such meetings the president for the time being shall in addition to his vote as a member of the Board have a casting vote in case of an equality of votes.

6. The Board shall appoint a registrar who shall act also as ^{Appointment of Registrar.} secretary of the Board and who may act also as treasurer until the Board shall appoint another person the Board shall also appoint so many clerks and servants as shall be necessary for the purposes of this Ordinance and every person so appointed shall be removable at the pleasure of the Board and shall be paid such salary as the Board shall think fit out of the fees received by it: And it shall be lawful for a member of the Board to hold all or any of the said offices of registrar secretary and treasurer.

7. There shall be paid to the president and members of the Board ^{Payment of Members.} out of the fees aforesaid such fees for attendance as shall be allowed by the Superintendent of the said Province provided that the Superintendent may so long as he sees fit abstain from allowing any fees or other payment to the president and members of the Board.

8. All money payable to the Board shall be paid to the treasurer ^{Expenses of Board.} and shall be applied to defray the expenses of carrying this Ordinance into execution and true accounts shall be kept by the treasurer of the Board of the expense of the said Board and the treasurer shall enter in a book kept for that purpose true accounts of all money paid by him and of all money received by him and a copy of such accounts signed by the president and two members of the Board shall be delivered to the Superintendent annually on the thirty-first day of March in every year and such accounts shall be laid before the Provincial Council in the month of April in every year if it be sitting and if not sitting then within ten days after the next meeting of the Provincial Council.

9. It shall be the duty of the Registrar to keep the register correct ^{Duty of Registrar.} in accordance with the provisions of this Ordinance and the orders and regulations of the Board and to erase the names of all registered persons who shall have died and shall from time to time make the necessary alterations in the addresses or qualifications of the persons registered under this Ordinance.

10. Every person now possessed and every person hereafter ^{Registration of Persons qualified or hereafter becoming qualified.} becoming possessed of any one or more of the qualifications described in Schedule A to this Ordinance shall be registered on production to the Board or a quorum thereof the document conferring or evidencing the qualification or each of the qualifications in respect whereof he seeks to be so registered or by transmitting by post to the Registrar information of his name and address and evidence of the qualification or qualifications in respect of which he seeks to be registered and of the time or times at which the same was or were respectively obtained: Provided that the Board may if it think fit require the personal attendance before the Board of any person seeking or applying to be registered.

11. Any person practising medicine or surgery in the Province of ^{Certain persons in Practice at the time of Ordinance coming into force to be Registered.} Otago at the time of this Ordinance coming into force and operation who shall prove on personal attendance before the Board to the

satisfaction of the said Board that he has passed through a regular course of medical study of not less than three years duration in a school of medicine or surgery and that he has received after due examination from some university college or other body duly recognised for that purpose in the country to which such university college or other body may belong a diploma degree or license entitling him to practise medicine or surgery in that country whether such country be within her Majesty's dominions or not shall be entitled to be registered under this Ordinance: Provided that no person shall be entitled to be registered by virtue of anything contained in this section unless he shall be practising medicine or surgery in the Province at the time of the coming into force of this Ordinance.

Persons registered under English Medical Act to be registered.

12. Every person who shall have been registered as a legally qualified practitioner in England Ireland or Scotland under the Acts of the Imperial Parliament of Great Britain and Ireland specified in the third Schedule hereto marked C shall be entitled to be registered by the Medical Board of Otago on his submitting to the Board satisfactory proofs of his having been registered.

Persons being in Practice and holding Certificate under in part repealed Ordinance of New Munster, 1849, No. 2, to be Registered.

13. Every person shall be entitled to be registered under this Ordinance who being in actual practise in medicine or surgery in the Province of Otago at the time of the coming into force of this Ordinance shall hold a certificate as a legally qualified medical practitioner under the Ordinance of the Legislative Council of New Munster hereinbefore in part repealed and intituled "An Ordinance to define the qualifications and to provide for the remuneration in certain cases of medical practitioners."

Board to have power, if they think fit, to dispense with Provisions of Ordinance in certain cases, and in favor of certain Persons,

14. It shall be lawful for the Board by Special Order to dispense with such provisions of this Ordinance or with such part of any regulations made by this authority as to them shall seem fit in favor of persons actually practising and being by the laws of the colony in which they practised legally qualified to practise medicine and surgery in any of the Australian colonies at the time of this Ordinance coming into force: It shall also be lawful for the Board by special order to make a like dispensation if they shall think fit in favor of persons practising medicine or surgery under foreign or colonial diplomas or degrees in the Province of Otago before or at the time of this Ordinance coming into force: Also in favor of persons who have held the appointments of surgeons or assistant-surgeons in the Army Navy or Militia or in the service of the late East India Company: Also in favor of any person who proves to the satisfaction of the Board that he has passed through a regular course of medical study of not less than three years duration in any British foreign or colonial school of medicine or surgery and that he has received after due examination from some British foreign or colonial university college or body duly recognised for that purpose in the country to which such university college or other body may belong a diploma or degree or license entitling him to practise medicine or surgery in that country or certifying to his ability to practise medicine or surgery: Provided that nothing in this section contained shall in any way restrict or affect

the right to be registered under this ordinance of any person entitled to be registered under any of the previous sections of this Ordinance.

15. Every person possessing the qualifications hereinbefore mentioned and desirous of being registered under this Ordinance shall pay to the Board a fee of five pounds and no person shall be registered until such fee has been paid.

Fees to be paid on Registration.

16. Where any person entitled to be registered under this Ordinance shall apply to the said Medical Board for that purpose the said Board shall forthwith after the said Board is satisfied that such person is entitled to be registered cause the Registrar to enter in a register in the form set forth in the Schedule B to this Ordinance or similar thereto the name of such person and his place of residence and the qualification or several qualifications in respect of which such person is so entitled.

The Register.

17. In order to enable the said Board and the Registrar thereof duly to fulfil the duties imposed upon them respectively it shall be lawful for such Registrar to write or cause to be written a letter to any registered person addressed to him according to his last known address to enquire whether he has ceased to practise or has changed his residence and if no answer shall be returned to such letter within the period of six months from the sending of the letter it shall be lawful for the Board to erase the name of such person from the register: Provided always that the same may be restored by the Board should they think fit to do so.

Registrar to ascertain whether Registered Person is still living or has changed Residence, and to alter the Register accordingly.

18. Every Registrar and Deputy-Registrar of Deaths in the said Province on receiving notice of the death of any medical practitioner shall forthwith transmit such notice by post to the Registrar of the Board in Dunedin and on receipt of such notice the Board shall erase the name of such deceased medical practitioner from the register of qualified practitioners under this Ordinance and any medical practitioner on changing his residence shall intimate the same to the Registrar of the Board.

Notice of Death or change of Residence to be sent to the Medical Board by Registrar of Deaths.

19. On and after the ninety-first day after this Ordinance comes into operation it shall not be lawful for any person within the Province of Otago unless registered under this Ordinance to pretend to be or take or use the name or title of a physician doctor of medicine licentiate in medicine and surgery master in surgery bachelor of medicine doctor surgeon medical or general practitioner or apothecary or surgeon-apothecary accoucheur or licentiate or practitioner in midwifery or any other medical or surgical name or title: And every unregistered person so offending shall upon a summary conviction for any such offence forfeit and pay a sum not exceeding fifty pounds.

Persons unregistered under this Ordinance using Medical Titles, to be subject to fine.

20. After the ninety-first day after this Ordinance comes into operation no person shall be entitled to recover any charge in any court of law in the Province of Otago for any medical or surgical advice or attendance or for the performance of any operation or for

Unregistered persons not to be entitled receive Fees, &c.

any medicine which he shall have both prescribed and supplied unless he shall prove on the trial that he is registered under and in accordance with the provisions of this Ordinance.

Words, "Legally qualified Medical Practitioner," in any Act or Ordinance, to mean a Person Registered under this Ordinance.

21. From and after the coming into force of this Ordinance the words "legally qualified medical practitioner" or "duly qualified medical practitioner" or any words importing a person recognised by law as a medical practitioner or member of the medical profession when used in any Act of Parliament of the Imperial Legislature or of the General Assembly of New Zealand or in any Ordinance of the Provincial Council of Otago or in any Act or Ordinance having legal force and effect in Otago shall as far as regards the Province of Otago and persons residing therein be construed to mean a person registered under this Ordinance: Provided that nothing in this clause contained shall be taken to restrict or limit the meaning of the said words when used in any Act of the General Assembly of New Zealand but the said words when so used in any such Act shall notwithstanding anything herein contained to the contrary have the meaning which by any Act of the said General Assembly they had before the passing of this Ordinance or by any such Act may hereafter have but such words when so used shall in addition have the meaning hereby attached to them so far as such meaning is not repugnant to the meaning which by any such Act of the said Assembly is attached to them.

Board to have power to question persons applying to be registered, and to require a declaration of truth of statements made by such persons.

22. It shall be lawful for the said Board to question any person who may present himself as hereinbefore provided or any person applying to be registered under this Ordinance or any witness who may be produced before them and to require a solemn declaration of matter stated by such person or witness to be made by such person or witness before a Justice of the Peace.

No Unregistered Person to hold any public Medical Appointment.

23. On and after the ninety-first day after this Ordinance comes into operation no unregistered person shall hold any appointment as a Physicial Surgeon or other Medical Officer in any Hospital Infirmary Dispensary or Lying-in-Hospital or in any Lunatic Asylum Gaol Penitentiary House of Correction House of Industry or other Public Institution for affording medical relief in sickness infirmity or old age or as a Medical Officer of Health and on and after the ninety-first day after this Ordinance comes into operation no Certificate shall be valid unless the person signing the same shall be registered under and in accordance with the provisions of this Ordinance: Provided that nothing in this Ordinance contained shall render invalid any such certificate from a duly appointed medical officer of any of her Majesty's land or sea forces in full pay although such officer may not be registered under this Ordinance Provided also that nothing herein contained shall be taken to affect any appointment made by the Governor of New Zealand of any person as Physician Surgeon or other Medical Officer to or in any Hospital Infirmary Gaol or Asylum or other Public Institution under the control of the General Government of New Zealand.

24. If any person shall have procured himself to be registered under this Ordinance by making or producing or causing to be made or produced any false or fraudulent representation or declaration either verbally or by writing or if any person not entitled to be registered under this Ordinance shall have been registered or if any registered person shall be convicted of any felony or misdemeanour in Great Britain or Ireland or any of the British Dominions or if any person registered under this Ordinance shall after due enquiry be judged by the said Board to have been guilty of discreditable or infamous conduct in any professional respect the Board may in any such case if they think fit and with the consent of the Superintendent direct the Registrar to erase the name of any such person from the register.

Names of Registered Persons guilty of certain offences may be erased from Register.

25. Every person registered under this Ordinance who may have obtained any higher degree or any qualification other than the qualification in respect of which he may have been registered shall be entitled to have such higher degree or additional qualification inserted in the Register in substitution for or in addition to the qualification previously registered on payment of such fee as the Board may appoint.

Higher qualifications or degrees obtained after Registration, may be entered on the Register.

26. A true Copy of the Register aforesaid in accordance with the Schedule of this Ordinance certified and declared under the hands of the President and Registrar of the Board to be a true Copy shall in the month of December in each year be sent to the Superintendent and shall by him be published in the *Government Gazette* of the Province of Otago and any copy of the Register so published shall be evidence in all Courts of Law and before all Resident Magistrates and Justices of the Peace and others that the persons therein specified are registered according to the provisions of this Ordinance: Provided that in the case of any person whose name does not appear in such copy a certified copy under the hand of the Registrar of the Board of the entry of the name of such person on the Register shall be evidence that such person is registered under the provisions of this Ordinance.

Annually, in month of December, true copy of Register to be sent to Superintendent, and published in *Gazette*, which shall be evidence in Courts of Law.

27. Nothing in this Ordinance contained shall extend or be construed to extend to prejudice or in any way to affect the lawful occupation trade or business of chemists and druggists and dentists.

This Ordinance not to affect Chemists, or Druggists, or Dentists.

28. Any penalty to which under this Ordinance any person is liable on summary conviction may be recovered in manner directed by the Act of the Imperial Parliament intituled "The Summary Convictions Act 1848" and by the Act of the General Assembly of New Zealand intituled "The Justice of the Peace Act 1858."

Penalties how to be recovered.

29. All fees received for registration under this Ordinance shall be applied for expenses of registration and of the execution of this Ordinance.

Fees to be applied for expenses of Ordinance.

Passed the Provincial Council, April 14, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Government, at Dunedin, this twenty-seventh day of May, One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.

Schedules.

SCHEDULE

A

1. Fellow Member Licentiate or Extra Licentiate of the Royal College of Physicians of London England.
2. Fellow Member or Licentiate of the Royal College of Physicians of Edinburgh Scotland.
3. Fellow or Licentiate of the King's and Queen's College of Physicians of Dublin Ireland.
4. Fellow or Member or Licentiate in Midwifery of the Royal College of Surgeons of London England.
5. Fellow or Licentiate of the Royal College of Surgeons of Edinburgh Scotland.
6. Fellow or Licentiate of the Faculty of Physicians and Surgeons Glasgow Scotland.
7. Fellow or Licentiate of the Royal College of Surgeons of Dublin Ireland.
8. Licentiate of the Society of Apothecaries London England.
9. Licentiate of the Apothecaries' Hall Dublin Ireland.
10. Doctor or Bachelor or Licentiate of Medicine or Master in Surgery of any University of the United Kingdom of Great Britain and Ireland: or Doctor of Medicine by Doctorate granted prior to the 2nd August 1858 by the Archbishop of Canterbury

SCHEDULE B

| Date of Registration. | Name. | Residence. | Qualifications. |
|-----------------------|-------|-------------|---|
| | A. B. | Dunedin | Fellow of the Royal College of Physicians, London. Member of the Royal College of Surgeons, Edinburgh. |
| | C. D. | Dunstan. | Licentiate of the Society of Apothecaries, London. Member of the Royal College of Surgeons, London. |
| | E. F. | Moeraki. | Licentiate of the Faculty of Physicians and Surgeons, Glasgow |
| | G. H. | Queenstown. | Licentiate of the Society of Apothecaries, London. |

A. B., President of Medical Board.

C. D., Member of Medical Board.

E. F., Do do.

SCHEDULE C.

| Date of Act. | Title of Act. |
|---------------------------------|--|
| 21 and 22 Victoria, Cap. 90. | An Act to Regulate the Qualifications of Practitioners in Medicine and Surgery. |
| 22 Victoria, Cap. 21. | An Act to Amend the Medical Act. |





THE LICENSING AMENDMENT ORDINANCE, 1864.

IN THE TWENTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XVIII., No. 148.

ANALYSIS :

| Title. | Ordinances. |
|---|---|
| Preamble. | 2. Indemnifications to persons who have sold liquors without a license. |
| 1. Building used for meeting of Provincial Council exempted from the operation of certain | 3. Short Title—and may be repealed. |

AN ORDINANCE *for Amending an Ordinance passed by the Governor and Legislative Council of New Zealand for Regulating the Sale of Fermented and Spirituous Liquors and for Amending certain other Ordinances relating to such sale.*

WHEREAS under the Ordinances specified in the Schedule annexed to this Ordinance persons who shall sell fermented and spirituous liquors not being duly licensed according to the provisions of such Ordinances are made liable to the penalties therein mentioned And all liquors exposed for sale in any house or premises not licensed according to the provisions of such Ordinances are declared to be forfeited.

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

1. Nothing in the said Ordinances contained shall extend to render any person liable to the penalties therein mentioned who shall under the written authority of the Speaker of the Provincial Council of Otago sell fermented or spirituous liquors within any building used for the purposes of the meeting of the said Council or to render liable to forfeiture any liquors exposed for sale by any such person within any such building.

Building used for meeting of Provincial Council exempted from the operation of certain Ordinances.

Indemnification to persons who have sold liquors without a license

2. All persons who shall have at any time heretofore sold or disposed of any Fermented or Spirituous Liquors within any such building as aforesaid shall be and they are hereby respectively indemnified against all penalties incurred by reason thereof.

Short Title and may be repealed.

3. This Ordinance shall be entitled "The Licensing Amendment Ordinance 1864" and may be repealed during this Session of the Provincial Council of Otago.

Passed the Provincial Council, May 3, 1864.

J. L. C. RICHARDSON,

Speaker.

CHARLES SMITH,

Clerk of Council.

Assented to on behalf of the Governor at Dunedin this Twenty-seventh Day of May One Thousand Eight Hundred and Sixty-four.

JOHN HYDE HARRIS,

Superintendent of the Province of Otago.

SCHEDULE

| SHORT TITLE OR TITLE. | NUMBER OR OTHER DISTINGUISHING MARK. | DATE OF PASSING. | OF WHAT LEGISLATIVE BODY. |
|---|--|---------------------|--|
| An Ordinance for regulating the Sale of Fermented and Spirituous Liquors. | 5th Victoria, Session II., No. XII., B. 6. | 10th Feb., 1842. | The Governor and Legislative Council of New Zealand. |
| An Ordinance to amend an ordinance for regulating the Sale of Fermented and Spirituous Liquors. | 8th Victoria, Session III., No. XXI. | 17th July, 1844. | The Same. |
| An Ordinance to amend an Ordinance, Session 2, No. XII., for regulating the Sale of Fermented and Spirituous Liquors. | 15th Victoria, Session XI., No. XVI. | 2nd August 1851. | The same. |
| The Licensing Ordinance, 1861. | 25th Victoria, Session XIII., No. 56. | 31st October, 1861. | The Superintendent and Provincial Council of Otago. |
| Licensing Ordinance Amendment Ordinance, 1862. | 25th Victoria, Session XV., No. 74. | 9th May, 1862. | The same. |

