

# OTAGO ORDINANCES.

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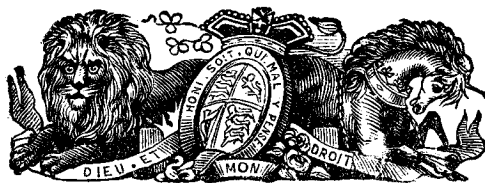
SESSION XXII, 1866.

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## TURNPIKES ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 232.

### ANALYSIS.

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| <p>Title.</p> <p>Preamble.</p> <ol style="list-style-type: none"> <li>1. Short Title.</li> <li>2. Repeal of Ordinance.</li> <li>3. Superintendent authorised to impose tolls, and build toll-houses, &amp;c., on main roads.</li> <li>4. Provisions for the appropriation of tolls enacted.</li> <li>5. Rates of tolls.</li> <li>6. Superintendent empowered to reduce tolls.</li> <li>7. When any toll payable within the specified distance is a higher one, the difference only to be paid.</li> <li>8. Toll once paid to clear one return journey. Distance how to be computed.</li> <li>9. Tolls to be paid upon carriages affixed to others.</li> <li>10. Two oxen to be charged as one horse.</li> <li>11. Exemption from tolls.</li> <li>12. Tolls payable on waggons going empty for road materials, &amp;c., to be repaid when returning laden.</li> <li>13. Penalty on fraudulently taking the benefit of exemption.</li> <li>14. Toll-tables to be affixed at all gates.</li> <li>15. Tickets for denoting payment of tolls.</li> <li>16. Toll Collectors to put up their names.</li> <li>17. Superintendent may order lamps to be lighted at toll-houses.</li> <li>18. Penalty for evading tolls.</li> <li>19. Penalty for taking greater or less toll, &amp;c.</li> <li>20. Superintendent empowered to let tolls by auction.</li> <li>21. To be conducted according to rules made by the Superintendent.</li> <li>22. If toll not let by auction a private tender may be accepted.</li> <li>23. Reserving biddings and limiting leases.</li> </ol> | <ol style="list-style-type: none"> <li>24. Lessees or persons appointed by them may occupy toll-houses.</li> <li>25. Enabling the Superintendent to take possession of the toll-houses, &amp;c., in default of lessee's performance of conditions.</li> <li>26. Lessees of tolls may appoint persons to receive the same who shall be subject to the like penalties as Collectors appointed by the Superintendent.</li> <li>27. If their toll Collectors abscond penalty to be levied on Lessees.</li> <li>28. Power to borrow money on security of tolls.</li> <li>29. Superintendent and members of the Executive not to be personally liable.</li> <li>30. District Road Boards may levy tolls on Branch Roads subject to approval of the Superintendent.</li> <li>31. Subject to Superintendent's control the provisions of this Ordinance in regard to Main Roads to be applicable to Branch Roads.</li> <li>32. Provision as to power of District Boards to borrow money on the security of tolls.</li> <li>33. Two members of any Board may make contracts by authority of the Board. Trustees not to be personally liable.</li> <li>34. Bye-laws.</li> <li>35. Penalties, &amp;c., recoverable in a summary way.</li> <li>36. Superintendent and Executive Council may cause check bars to be placed on any District Road.</li> <li>37. Horses, carriages, &amp;c., may be detained for non-payment of tolls.</li> <li>38. Toll not to be taken or levied more than twice on same day.</li> <li>39. Interpretation clause.</li> <li>40. Commencement of Ordinance.</li> </ol> <p>Schedules A and B.</p> |
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AN ORDINANCE to Consolidate and Amend the Laws relating to the Taking <sup>Title.</sup>  
of Tolls on and for the Maintenance of Public Roads within the  
Province of Otago. [20TH DECEMBER, 1866.]

**W**HEREAS it is expedient to consolidate and amend the Laws relating <sup>Preamble.</sup>  
to the taking of Tolls on and for the maintenance of Public Roads  
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 :

I. This Ordinance shall be termed and may be cited and referred to as <sup>Short Title.</sup>  
the "Turnpikes Ordinance 1866."

II. The Ordinances mentioned in Schedule "A" hereto annexed shall be <sup>Repeal of Ordinances</sup>  
and the same are hereby repealed : Where before the coming into operation  
of this Ordinance any proclamation appointment order or certificate has been  
made or granted or any offence has been wholly or partly committed or any  
penalty has been incurred under or against any of the Ordinances mentioned  
in the said Schedule or any warrant or other instrument has been duly made  
or granted in respect of the same or any notice has been given or any bond

or recognisance has been entered into or any right liability privilege or protection in respect of any matter or thing done before the coming into operation of this Ordinance has accrued or any action suit or other proceeding in respect of such matter or thing has been commenced every such proclamation appointment order or certificate shall continue in force and every such offence shall be dealt with and every penalty shall be recovered and every such warrant or other instrument and every such notice and bond or recognisance and every such right liability privilege or protection shall be of the same force and effect and every such action suit or other proceeding shall be prosecuted continued and defended as if such Ordinances were not repealed.

Superintendent authorised to impose tolls, and build toll-houses, &c., on main roads.

III. The Superintendent with the advice and consent of the Executive Council of the said Province shall from time to time as occasion may require subject nevertheless to the restrictions in this Ordinance contained with respect to the imposing and collecting of Tolls resolve and determine upon what parts of the several Main Public Roads within the Province Toll-gates Toll-bars Toll-houses and such other erections and buildings for the collection of Tolls as may be thought necessary shall be erected: And the said Superintendent and Executive Council are hereby further empowered from time to time to repair renew or rebuild as occasion may require such Toll-gates Toll-bars Toll-houses erections and buildings and also when and so often as shall be thought proper to cause the same to be removed to any other parts of the said Roads or to sell or dispose of the same or of the materials of which they shall have been built and all moneys arising from any such sale shall be applied to the purposes of this Ordinance.

Provisions for the appropriation of tolls enacted.

IV. The Tolls hereby 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 moneys 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 aforesaid 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 hereby authorised.

Rates of tolls.

V. It shall be lawful for the Superintendent and Executive Council or their Lessees Collectors or Agents and they are hereby authorised to demand receive and take on or at the side of the said several Main Roads before the horse or other animal carriage or other vehicle in respect of which any Toll shall be payable shall be allowed to pass through any gate or bar erected or to be erected upon across or on the side of the said Roads the several Tolls specified in Schedule B hereunto annexed subject to the restrictions and exemptions in this Ordinance mentioned: Provided always that the same rate or rates of Toll shall subject to the provisions hereinafter contained be respectively taken and received at every such Gate or Bar on every such Road within the Province.

Superintendent empowered to reduce tolls.

VI. It shall be lawful for the Superintendent and Executive Council from time to time at their discretion to lessen and reduce the Tolls specified in the said schedule and again at any time to advance the same so that the Tolls payable do not at any time exceed the rates specified in the said Schedule: Provided always that no alterations in the said Tolls either by reducing or advancing the same shall be made to take effect until one calendar month at the least after notice of the same shall have been given in the *Provincial Government Gazette*.

When any toll payable within the specified distance is a higher one, the difference only to be paid.

VII. In case any horse or other animal carriage or other vehicle shall be subject to a higher rate of Toll on repassing through the same gate or bar or on passing or repassing through any other gate or bar within the distances hereinafter specified by reason of a different use made of the same horse or other animal or of the carriage or other vehicle drawn by the same then and in every such case the difference only between the Toll first paid and such larger Toll shall be paid on such subsequent passing or repassing.

VIII. 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.

Tolls once paid to clear one return journey. Distance how to be computed.

IX. If any coach chariot chaise cart or other carriage shall pass through any Toll-gate affixed tied or secured to any waggon or cart the same Toll and no more shall and may be demanded and taken for and in respect of such coach chariot chaise or other carriage as if the same had passed through drawn by two horses and the same Toll and no more shall and may be demanded and taken for and in respect of any such carriage with two wheels only as if the same had passed through drawn by one horse only and where any horse shall be fastened to but not used in drawing any waggon cart or other carriage such horse shall not be liable to higher Toll than a single horse: Provided that if any coach chariot chaise cart or other carriage so affixed tied or secured to any waggon or cart shall have any goods conveyed therein other than the harness thereto belonging and such articles of package as may be necessary for the protection of such carriages the same shall be liable to double the Toll hereby imposed.

Tolls to be paid upon carriages affixed to others.

X. In all carriages wherein oxen or neat cattle shall be used two oxen or neat cattle shall be considered for the purposes of this Ordinance so far as relates to Tolls as one horse.

Two oxen to be charged as one horse.

XI. No Toll shall be taken by virtue of this Ordinance of or from any of the persons hereinafter mentioned or for any horses coaches waggons carts or other carriages employed in manner respectively hereinafter mentioned that is to say:—

Exemption from tolls

1. In attending or going to attend or in returning after having attended . His Excellency the Governor; or
2. In carrying or conveying or going empty to fetch carry or convey or returning from carrying or conveying having been employed only in carrying and conveying on the same day any stones bricks wood or other materials for making or repairing any Public Road whether the same be a Main Road or a Branch Road or for building re-building or repairing any present or future bridge or bridges forming part of any such Road; or
3. 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
4. For any horse beast or cattle or carriage employed in carrying or conveying having been employed only in carrying and conveying on the same day any dung soil lime compost or manure for improving land and the necessary implements or articles used for filling or holding the manure or any ploughs harrows or implements of husbandry (unless loaded also with some other thing not

hereby exempted from Toll) or for any hay straw fodder for cattle potatoes or corn in the straw which has grown or arisen on land in the occupation of the owner of any such hay straw fodder potatoes or corn in the straw and which has not been bought sold or disposed of nor is going to be immediately sold or disposed of ; or

5. For any horses or other beasts employed in husbandry going to or returning from plough or harrow or to or from pasture or watering-place or going to or returning from being shod or farried such horses or other beasts mentioned in this and the fourth or immediately preceding sub-section not going or returning on those occasions more than two miles on the Public Road on which the exemption shall be claimed ; or
6. Of or from any person going to or returning from attending the funeral of any person ; or
7. From any Clergyman going to or returning from the performance of any ministerial duty ; or
8. From members of the Police Force being on actual duty and in proper dress or undress as such or prisoners under their charge or for carriages and horses exclusively employed in carrying or conveying such persons or their prisoners or baggage forage or Government stores or returning therefrom and not otherwise engaged or employed ; or
9. 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 ; or
10. For the horse or horses of any Officers or Soldiers on their parade or on duty or for any horse or horses or other beast or for any cart carriage or waggon employed in carrying or conveying or returning empty from carrying or conveying having been employed only in carrying or conveying the arms or baggage of any such Officers or Soldiers or employed in carrying or conveying or returning empty from having been employed only in carrying or conveying any sick wounded or disabled Officers and Soldiers or for any waggon wain cart or other carriage whatsoever or the horse or horses or other cattle drawing the same employed in conveying any ordinance or barrack or commissariat or other public stores of or belonging to Her Majesty or for the use of Her Majesty's Forces or returning empty from having been so employed or for any carriage conveying Militia or Volunteer Infantry or for any horse furnished by or for any person belonging to any Corps of Yeomanry or Volunteer Cavalry or Infantry and ridden by him in going to or returning from any place appointed for and on the days of exercise inspection or review or on other public duty provided that such person shall be dressed in the full or undress uniform of his corps or shall have his arms furniture and accoutrements according to the regulations of such corps at the time of claiming exemption ; or
11. For any horses or carriages conveying any Judge of the Supreme Court Resident Magistrate Justice of the Peace or Juryman going to perform or returning from performing his duty in such

capacity or any person or persons going to or returning from any election or nomination of a Member of the House of Representatives or of the Provincial Council for the District in which such Public Road shall be situated ; or

12. For any horse or other animal drawing or not drawing which shall not go or pass more than one hundred yards along or upon such Public Road whether any part of such hundred yards shall have been traversed before passing through any Toll-gate or shall be traversed after passing through the same ; or
13. From any scholar going to or returning from any public school riding on any horse or other animal or driving in any vehicle.

XII. For the preventing of frauds on Toll Collectors by waggons carts or other carriages passing through Toll-gates empty or loaded only with implements necessary for the more convenient carriage of or for loading or unloading manure or materials for the repair of any Public Road under pretence of going for such manure or materials the owner or driver of every such waggon cart or carriage claiming exemption from Toll shall in all cases pay the Toll in respect of such waggon cart or carriage before the same shall be permitted to pass through such Toll-gate and the Collector of such Toll shall thereupon deliver to such owner or driver a ticket to be marked "Manure Exemption" or "Road Materials Exemption" (as the case may be) with the name of the Gate and the Date when delivered and the amount of Toll so paid all which sum or sums so paid shall be repaid to the owner or driver of such waggon cart or other carriage upon his returning with such waggon cart or other carriage so laden as aforesaid and producing such Ticket and every Collector of such Toll refusing to give such Ticket on receiving the Toll or refusing or neglecting to return the said Toll upon the return of such waggon cart or other carriage so laden and re-delivery of the "Manure Exemption" or "Road Materials Exemption" Ticket (as the case may be) shall for every such offence forfeit and pay to the owner of such waggon cart or other carriage a penalty of not more than five pounds.

Tolls payable on waggons going empty for road materials, &c., to be repaid when returning laden.

XIII. If any person or persons shall by any fraudulent or collusive means whatsoever claim or take the benefit of any exemption from Toll or of any other exemption in this Ordinance contained every such person shall forfeit and pay any sum not exceeding five pounds and in all cases the proof of exemption shall be upon the person claiming the same.

Penalty on fraudulently taking the benefit of exemption

XIV. For regulating the collection of Tolls and preventing the evasion and enforcing the payment thereof the Superintendent and Executive Council shall cause to be put up and afterwards to be continued at every Toll-gate within the Province a table painted in distinct and legible black letters on a board with a white ground or in white letters on a board with a black ground containing at the top thereof the name of the Toll-gate at which the same shall be put up and also a list of all the Tolls payable at such Toll-gate under the authority of this Ordinance and any lessee of Tolls who shall collect or receive any Tolls at any Toll-gate at which such Table of Tolls shall not be affixed as aforesaid shall be liable to forfeit and pay a sum not less than two pounds for every day during which he shall continue to collect Tolls without such Table being affixed unless it shall appear to the Justice or Justices before whom information and complaint in such case shall be made that such Table has been by some other person without the privity of such lessee unlawfully removed or destroyed and that sufficient time has not elapsed for restoring or supplying the same or that the Superintendent and Executive Council omitted to provide a proper Table of Tolls according to the requirements of this Ordinance.

Toll-tables to be affixed at all gates

XV. The lessee or other person authorised to collect Tolls at any Toll-gate shall provide Tickets denoting the payment of Tolls and on such several Tickets shall be specified the name of the Toll-gate at which the same shall

Tickets denoting payment of tolls.

be delivered and also the name of the several Toll-gates freed by such payment one of which Tickets shall be delivered gratis to the person paying the Toll and on the production of such Ticket at any Toll-gate therein mentioned as being cleared as aforesaid by the payment of the Toll at the Toll-gate where such Ticket was delivered the person producing the same shall pass through the Toll-gate therein mentioned without any further or additional Toll.

Toll Collectors to put up their names.

XVI. Every Toll Collector shall place or cause to be placed on some conspicuous part of the front of the Toll-house or Toll-gate at which he shall be stationed and so that the name shall appear to public view his Christian and Surname painted in black on a board with a white ground each of the letters of such name to be at least two inches in length and of a breadth in proportion and such board shall be and remain at such Toll-house or Toll-gate during the whole time that the person whose name shall be expressed thereon shall be on duty thereat and if any Collector of the said Tolls shall not place such board and keep the same there clearly legible during the time he shall be such Collector as aforesaid he shall forfeit and pay any sum not exceeding five pounds.

Superintendent may order lamps to be lighted at Toll-houses

XVII. The Superintendent and Executive Council may order and direct one or more lamps to be lighted on or against or on front of each and every Toll-house and also order and direct at what times of the year and during what hours such lamps or any of them shall be kept lighted and every Collector of the Tolls at any such Toll-house and the lessee thereof who shall neglect or omit to observe and fulfil the order of the Superintendent and Executive Council in respect to the keeping and lighting of such lamp or lamps shall forfeit and pay any sum not exceeding two pounds for every such neglect or omission and in case any person wilfully damage or injure any lamp to be placed and set up as aforesaid or extinguish the light therein such person shall forfeit and pay any sum not exceeding three pounds for every such offence.

Penalty for evading tolls.

XVIII. If any person shall with any horse cattle beast or carriage go off or pass from any Main Public Road through or over any land near or adjoining thereto (not being a Public Road and such person not being the owner or occupier or servant or member of the family of the owner or occupier of such land) with intent to evade the payment of the Tolls payable by virtue of this Ordinance or if any owner or occupier of any land shall knowingly or willingly permit or suffer any person except as aforesaid with any horse cattle beast or carriage whatsoever to go or pass through or over such land with intent to evade any such Tolls or if any person shall give or receive from any person other than the Collector of the Tolls or forge counterfeit or alter any note or ticket with intent to evade the payment of the Tolls or any part thereof or if any person shall fraudulently or forcibly pass through any such Toll-gate with any horse beast or cattle or shall leave the same upon the said Road by reason whereof the payment of any Tolls shall be avoided and lessened or shall take off or cause to be taken off any horse or other beast or cattle from any carriage either before or after having passed through any Toll-gate or having passed through any Toll-gate shall afterwards add or put any horse or other beast to any such carriage and draw therewith upon any part of any Main Road so as to increase the number of horses or other beasts drawing the said carriage after the same shall have passed through any Toll-gate whereby the payment of all or any of the Tolls shall or may be evaded or if any person shall do any other act whatever in order or with intent to evade the payment of all or any of the Tolls and whereby the same shall be evaded every such person shall for every such offence forfeit and pay any sum not exceeding five pounds.

Penalty for taking greater or less toll, &c.

XIX. If any collector of the said Tolls shall demand or take a greater or less Toll from any person than he shall be authorised by the Superintendent and Executive Council to do under or by virtue of this Ordinance or shall demand and take a Toll from any person who shall be exempt from the payment thereof and who shall claim such exemption or shall refuse to permit



or suffer any person to read or hinder any person from reading the inscriptions on any board hereby authorised to be put up at any Toll-gate or shall refuse to tell his Christian and Surname to any person who shall demand the same after payment of the said Tolls or any of them or shall in answer to such demand give a false name or names or shall refuse or omit to give to the person paying the Toll a Ticket denoting the payment thereof and naming and specifying the Toll-gate at which such Ticket has been delivered and the Toll-gates if any freed by such payment or upon the legal Toll or payment being rendered shall unnecessarily detain or wilfully obstruct hinder or prevent any passenger from passing through any Toll-gate or shall make use of any scurrilous or abusive language to any traveller or passenger or shall allow any horse or other animal or any coach waggon cart or other carriage to pass through any Toll-gate at which such collector or other person shall be stationed without paying the Toll payable or shall be guilty of any other misconduct in his office then and in every such case every such Toll Collector shall forfeit and pay any sum not exceeding five pounds for every such offence.

XX. It shall be lawful for the Superintendent and Executive Council to let to farm the Tolls of all or any of the several Toll-gates erected under the provisions of this Ordinance in the manner hereinafter mentioned that is to say the Superintendent and Executive Council shall cause notice to be given of the time and place for letting the same at least one calendar month before the day to be appointed for that purpose in such manner as they shall think fit specifying in every such notice when practicable the sum which the said Tolls produced in the preceding year clear of the salary for collecting the same in case any hired Collector was appointed by the Superintendent and Executive Council and stating that such Tolls will be let by Auction to the highest bidder on his producing sufficient sureties for payment of the money monthly or otherwise as in such notice shall be specified.

Superintendent empowered to let tolls by auction.

XXI. To prevent any undue preference in the letting thereof the Superintendent and Executive Council shall direct all such Auctions to be conducted according to Rules fitted to secure that end to be made by them and the last bidder shall be the Farmer or Renter of the said Tolls and shall forthwith enter into a proper agreement for the taking thereof and paying the money at the time stipulated and with such surety or sureties for the payment thereof and under such conditions and in such manner as the Superintendent and Executive Council shall think fit and if the person being the last bidder shall not forthwith enter into such agreement it shall be lawful to put up the said Tolls again immediately for another bidder and in like manner to continue to put up the same until a bidder shall be found who will enter into such agreement.

To be conducted according to Rules made by the Superintendent.

XXII. In case the said Tolls shall not be let by Auction it shall be lawful for the Superintendent and Executive Council to accept a Private Tender for the same and to demise or let to farm until the 31st day of December then next ensuing all or any of such Tolls at any sum which they may deem reasonable or they may appoint a Collector of such Tolls as they shall judge most proper.

If toll not let by auction a private tender may be accepted.

XXIII. At all such lettings the Superintendent and Executive Council shall be entitled to bid for the Tolls to be let either by themselves or any other person by them authorised to the intent that such Tolls may not be let for less than their adequate value and no such Tolls shall be demised or leased for any longer period than one year at one time.

Reserving biddings and limiting leases

XXIV. During such time as the Tolls shall be leased demised or let to any person whomsoever it shall and may be lawful to and for the Lessee or Farmer thereof or such other person or persons as he shall authorise or appoint to occupy and enjoy the Toll-house at which the Tolls so let are to

Lessees or persons appointed by them may occupy Toll-houses.

be collected with all the appurtenances and conveniences thereunto belonging for the purpose of collecting such Tolls during so long a time only as such Lessee or Farmer shall duly and regularly pay his rent and perform the covenants conditions and agreements of such lease demise or letting but no longer.

Enabling the Superintendent to take possession of the Toll-house, &c., in default of lessee's performance of conditions.

XXV. In case all or any of the Tolls arising by virtue of this Ordinance shall have been demised or let to farm to any person in any manner whatsoever and the Lessee or Farmer thereof shall neglect or refuse to perform the terms and conditions on which the same shall have been so demised or let or in case the rent or rents agreed to be paid by him shall be in arrear for the space of seven days next after any of the days on which the same ought to be paid pursuant to the agreement or lease or in case any such agreement or lease shall in any other manner become void then and in any of those cases it shall be lawful for any Justice of the Peace by warrant under his hand to order a Constable or other Peace Officer with such assistance as shall be necessary to enter upon and take possession of any Toll-house or Toll-gate and the buildings and appurtenances thereunto belonging and to remove and put such Lessee or Farmer of the Tolls or other person who shall be found therein together with his goods out of and from the possession of the said Toll-house and from the collection of Tolls and to put the Superintendent and Executive Council or their officer or other person acting under their authority into the possession thereof and thereupon it shall be lawful for them if they shall think fit to vacate and determine the agreement or lease entered into with such lessee and the same shall from that time be utterly void to all intents and purposes (except as to the covenants and agreements for payment up to that time of the rents thereby reserved or other covenants or agreements on the part of the lessee which may have then been broken) as if such demise or agreement had never been made and it shall be lawful for the Superintendent and Executive Council to demise or let to farm the said Tolls again to any other person or to cause them to be collected as if no former demise or agreement had been made relative thereto.

Lessees of tolls may appoint persons to receive the same who shall be subject to the like penalties as Collectors appointed by the Superintendent.

XXVI. During such time as the Tolls or any part thereof shall be leased to any person it shall be lawful for the Lessee or Farmer thereof or such other person as he shall by writing under his hand authorise or appoint to demand or take such Tolls so Leased or Farmed and to use all such means and methods for the recovery thereof in case of non-payment or evasion as any Collector of such Tolls by this Ordinance is authorised and empowered to use and such Lessee or other person as aforesaid so demanding and taking such Tolls shall be subject to the like pains penalties and forfeitures and shall be liable to the like actions and prosecutions as any Collector of such Tolls appointed by the Superintendent and Executive Council.

If their Toll Collectors abscond penalty to be levied on Lessees

XXVII. In case any Toll-collector or person acting as such and employed by any Lessee or Farmer of Tolls shall offend against any of the Provisions of this Ordinance whereby any penalty shall have been incurred and shall abscond or absent himself so as not to be found then it shall and may be lawful for any Justice of the Peace before whom such Toll-collector or person shall have been convicted of any such offence in case of such Collector or other person absconding after conviction or in case of his absconding previous to conviction then for any Justice of the Peace on an examination of the circumstances and ascertaining by the examination of witnesses that such offence has been committed by the person absconding to order and adjudge that the penalty incurred as aforesaid shall be paid by the Lessee or Farmer of the Tolls under whom such Collector or other person shall act.

Power to borrow money on security of Toll.

XXVIII. And whereas it may be expedient to raise money upon the security of future Tolls and Rates for the making improving and maintaining the Main Roads of the Province it shall therefore be lawful for the Superintendent and Executive Council from time to time to borrow upon mortgage

such sums of money as they may judge to be necessary towards the aforesaid purpose and to charge the re-payment of the same and the interest thereon upon the future Tolls to be raised upon the Main Roads within the Province: Provided that no money shall be borrowed or raised under the authority of this Ordinance except with the consent of the Governor in Council first had and obtained and notified in the Provincial *Government Gazette* and upon such terms as will necessarily provide for the re-payment of the entire principal sum borrowed together with all interest thereon within such period as the Governor in Council may fix not exceeding thirty years.

XXIX. The Superintendent and the Executive Council shall not be personally liable by reason of their having signed and executed any mortgage or security under the authority of this Ordinance.

Superintendent and Members of the Executive not to be personally liable.

XXX. In case any District Road Board shall deem it advisable that moneys should be raised by Tolls for the making maintaining or repairing of any Branch or District Road it shall be lawful for such District Board subject to the approval of the Superintendent and Executive Council to cause from time to time such and so many Toll-bars Toll-gates and Toll-houses to be erected and built in and upon the Roads in their respective Districts at such places as to them shall seem fit and in like manner to cause such Toll-bars Toll-gates and Toll-houses to be removed or built or placed on other parts of the said Roads and to direct Tolls to be paid for all animals and vehicles passing and re-passing such Toll-houses or through such Toll-bars or Toll-gates at a rate not exceeding the rates in the aforesaid Schedule hereto annexed and such rates from time to time to reduce or raise to any amount not exceeding the rates in the said Schedule: Provided that no such Tolls shall be taken at any such Toll-bar Toll-gate or Toll-house until a list of the Tolls payable thereat shall have been approved by the Superintendent and Executive Council and publicly notified in the Provincial *Government Gazette* at least one month previously: Provided also that it shall be in the power of the Superintendent and Executive Council in case any Road on which such Tolls are collected shall be allowed to fall into disrepair to direct that such Tolls shall cease until such Road shall be effectually repaired or otherwise to determine in regard thereto.

District Road Boards may levy tolls on Branch Roads subject to approval of the Superintendent.

XXXI. Subject to the review direction and control of the Superintendent and Executive Council every District Board of Road Trustees shall hold and be entitled to exercise as respects Toll-bars Toll-gates and Toll-houses within their District the levying of Tolls thereat the leasing and letting of the said Tolls the occupancy of the said Toll-houses and the lessees or collectors of such Tolls all the powers which the Superintendent and Executive Council have and are entitled to exercise with respect to such persons and things in reference to Main Roads in virtue of this Ordinance and subject to such review direction and control as aforesaid all the provisions hereof *mutatis mutandis* shall apply to all Toll-gates Toll-bars and Toll-houses on District or Branch Roads and the collecting of Tolls thereat.

Subject to Superintendent's control the provisions of this Ordinance in regard to Main Roads to be applicable to Branch Roads.

XXXII. It shall be lawful for any District Board of Road Trustees with consent of the Superintendent and Executive Council first had and obtained to borrow or accept loans of money for the making maintaining and improving of any particular branch or District Road or Roads within the District upon the security of Tolls to be levied and collected on such Road and the money so borrowed and lent shall be laid out for such express purpose and the security granted for the re-payment thereof with interest shall be executed and the liability for such money and interest shall be regulated by the provisions contained in the thirty-third Section of this Ordinance.

Provision as to power of District Boards to borrow money on the security of Tolls.

XXXIII. Any District Board of Road Trustees may enter into vary or discharge any contracts with any person or persons for the execution of any works directed or authorised to be done by such Board and every such contract being duly executed by any two members acting by the direction or on behalf of any such Board and by the other contracting parties shall be

Two members of any Board may make contracts by authority of the Board, Trustees not to be personally liable.

effectual in law against the said Board of Road Trustees and their successors and the other contracting parties and their successors and administrators and such actions and suits may be maintained therein and damages and costs recovered as might have been maintained and recovered had the same contracts been made between private persons only : And no member of any District Board of Road Trustees shall be held or adjudged to be personally liable upon any pretext for the payment of any sum or the performance of any obligation for the payment or performance of which he shall not have bound himself personally as an individual independent of his office as a Trustee.

**Bye-laws.**

XXXIV. For effectually carrying out the provisions and purposes of this Ordinance it shall be lawful for the Superintendent and Executive Council to make and enact and from time to time to alter amend and repeal Rules Regulations and Bye-Laws and to impose and exact such penalties fines and forfeiture for the infringement and breach of any such Bye-Laws as shall seem to him fit and reasonable : Provided always that no such penalty shall exceed for any one offence the sum of forty shillings and in the case of a continuing offence the sum of five shillings for every day such offence shall continue to be committed : Provided also that such Rules Regulations and Bye-Laws shall not be inconsistent with or repugnant to this Ordinance or any other Act or Ordinance in force within the Province.

**Penalties, &c., recoverable in a summary way.**

XXXV. In no case shall any forfeiture penalty or fine imposed in pursuance of this Ordinance or of any Bye-Law to be made agreeably to the provisions of this Ordinance exceed for any one offence the sum of one hundred pounds and all such forfeitures penalties and fines shall be recoverable in a summary way.

**Superintendent and Executive Council may cause Check-Bars to be placed on any District Road.**

XXXVI. The Superintendent and Executive Council may cause Check-bars to be placed on any District Road in the said Province and may cause tolls to be levied at such bars and taken from such persons who may travel by such District Roads for the purpose of evading Tolls leviable on Main Roads : Provided that one-half of such Tolls shall be handed to the District Board in which such Road or Roads is or are situated.

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

XXXVII. If any person liable to the payment of Tolls payable under this 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 such 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 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."

**Toll not to be taken or levied more than twice on same day.**

XXXVIII. Notwithstanding anything in this Ordinance to the contrary it shall not be lawful to take or levy Toll more than twice on the same day for or in respect of any horse or other animal not drawing or for or in respect of any horse or other animal drawing any carriage or vehicle or in respect of other horses or animals drawing the same carriage or other vehicle as mentioned in section Eight of this Ordinance.

**Interpretation clause.**

XXXIX. In construing this Ordinance the word "Toll-gate" shall include Toll-bars Chains and all stations or places at which Toll is authorised to be taken upon any Public Roads and the word "Toll-bar" shall also have the same meaning.

**Commencement of Ordinance.**

XL. This Ordinance shall not come into operation until the 1st day of January 1867.

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SCHEDULE A.

Turnpikes Ordinance, 1862.

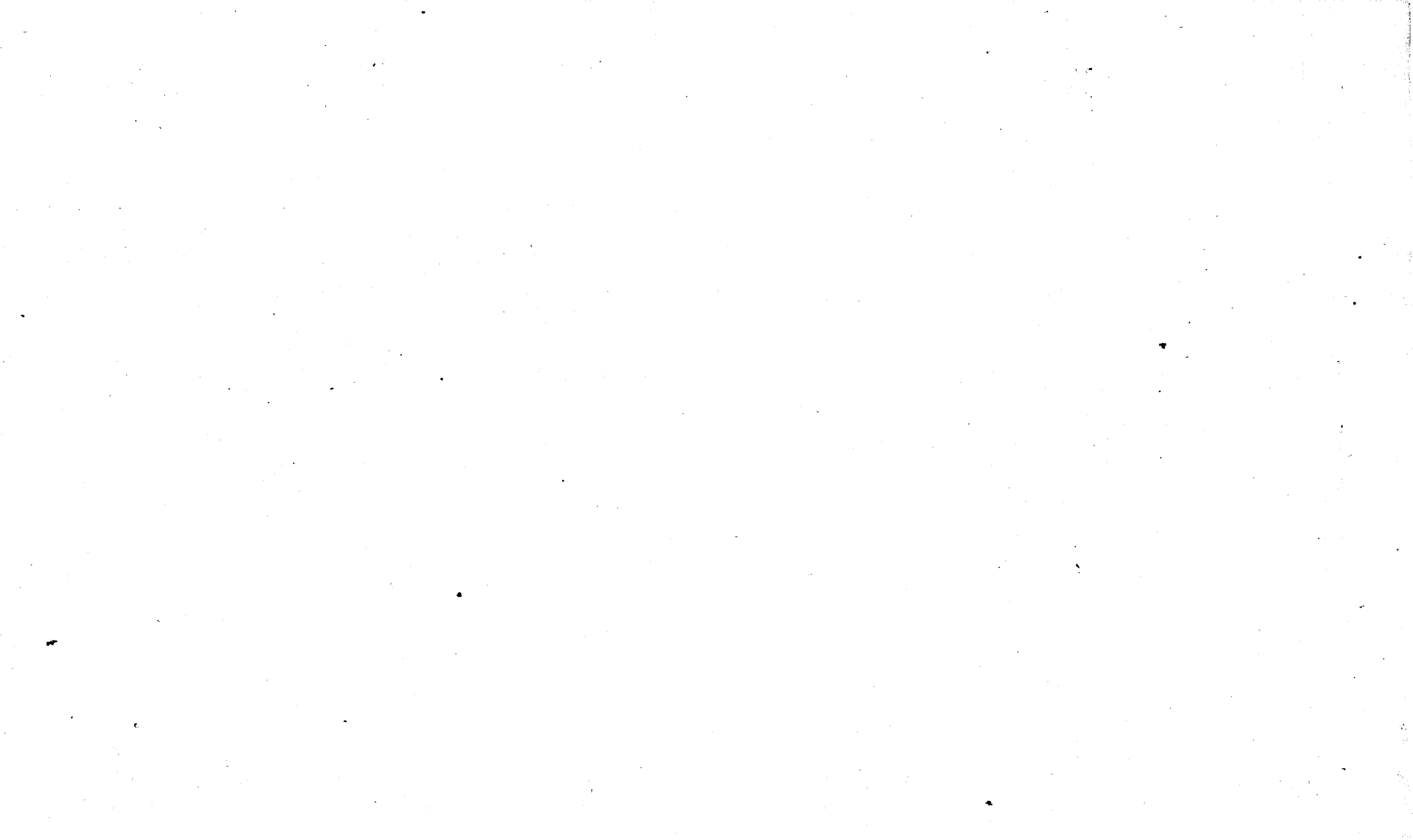
Turnpikes Ordinance 1862 Amendment Ordinance, 1864.

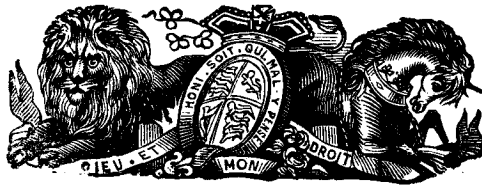
Turnpikes Ordinance Amendment Ordinance, 1865.

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SCHEDULE B.

1. For every horse or other beast drawing any coach, chariot, landau, barouche, chaise, phaeton, carriage, or any such like carriage—sixpence.
  2. For every horse or other beast (two oxen or neat cattle to count as one horse) drawing any waggon wain, or other such like conveyance—sixpence.
  3. For every horse or other beast drawing any Whitechapel 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 fourpence 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.
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## APPROPRIATION ORDINANCE (NO. 1), 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 233.

### ANALYSIS.

<p>Title.</p> <p>1. Certain sums to be applied out of the Provincial Revenue to the service of the six months ending the 31st day of March, 1867 : £19,517 3s. 3d. ; £800.</p> <p>2. £77,497 14s. 9d. to be applied to liquidate balance of Discount on sales incurred in sale of Loan.</p> <p>3. £3,920, 0s. 2d. to be applied towards completion of Provincial Government Buildings.</p>	<p>4. £3, 19s. 1d. to be applied towards completion of Provincial Government Buildings.</p> <p>5. Treasurer authorised to cancel debts due by the Corporation of the City of Dunedin and Town Board of Port Chalmers respectively to Provincial Government of Otago.</p> <p>6. Short Title.</p>
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AN ORDINANCE to appropriate certain sums out of the Ordinary Revenue of the Province of Otago and other moneys from Loans for the service of the six months ending the thirty-first day of March one thousand eight hundred and sixty-seven. Title.  
[20TH DECEMBER, 1866.]

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

I. Out of the Revenues of the said Province there may be applied for defraying the discount on the sale of Debentures the sum of nineteen thousand five hundred and seventeen pounds three shillings and threepence (that is to say) for discount on the sale of the Loan authorised by the "Otago Loan Ordinance 1862" the sum of eighteen thousand seven hundred and seventeen pounds three shillings and threepence and for discount on the sale of Debentures under the "Otago Public Buildings Loan Ordinance 1862" the sum of eight hundred pounds.

Certain sums to be applied out of the Provincial Revenue to the service of the six months ending the 31st day of March, 1867. £19,517 3s. 3d.  
£800.

#### Discount on Sales.

Under "Otago Loan Ordinance 1862"	£18,717 3 3
Under "Public Buildings Loan Ordinance 1862"	800 0 0
	£19,517 3 3

II. Out of the unappropriated balance of the sum of five hundred thousand pounds of the "Otago Loan Ordinance 1862" there may be applied the sum of seventy-seven thousand four hundred and ninety-seven pounds fourteen shillings and ninepence to liquidate the balance of the discount on sales incurred in the sale of the said loan.

£77,495 14s. 9d. to be applied to liquidate balance of Discount on sales incurred in sale of Loan.

III. Out of the unappropriated balance of the sum of fifty thousand pounds raised by the "Otago Loan Ordinance 1862" authorised to be expended for the public service of the Province there may be applied the sum of three thousand nine hundred and twenty pounds and twopence towards the completion of the Provincial Government Buildings.

£3,920 0s. 2d. to be applied towards completion of Provincial Government Buildings.

Provincial Government Buildings, £3,920 ; 0s. 2d.

£3 19s. 1d. to be applied towards completion of Provincial Government Buildings.

IV. Out of the unappropriated balance of the amount raised by the "Otago Public Buildings Loan Ordinance 1862" there shall be applied the sum of three pounds nineteen shillings and one penny towards the completion of the Provincial Government Buildings.

Provincial Government Buildings, £3 ; 19s. 1d.

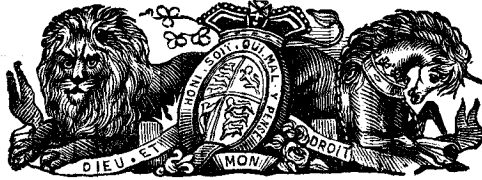
Treasurer authorised to cancel debts due by the Corporation of the City of Dunedin and Town Board of Port Chalmers respectively to Provincial Government of Otago.

V. And whereas by clause IX of an Ordinance intituled "An Ordinance to amend the Otago Municipal Corporations Ordinance 1865" it was provided that as soon as eight Municipalities should have been incorporated under the provisions of that Ordinance all debts and interest on the same due by the Corporation of the City of Dunedin and by the Town Board of Port Chalmers respectively to the Provincial Government of Otago should be released : And whereas so many as eight Municipalities have been incorporated be it therefore enacted that the debts due by the Corporation of Dunedin and by the Town Board of Port Chalmers, viz. the sum of thirty-nine thousand five hundred pounds due by the Corporation of the City of Dunedin and the sum of five thousand five hundred pounds due by the Town Board of Port Chalmers shall be cancelled and the Provincial Treasurer is hereby authorised to cancel the above debts accordingly.

Short Title.

VI. This Ordinance may be cited and referred to as the "Appropriation Ordinance (No 1) 1866."





## APPROPRIATION ORDINANCE (No. 2), 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 234.

### ANALYSIS.

<p>Title. Preamble.</p> <p>1. Certain sums to be applied out of Provincial Revenues to the service for the six months commencing 1st October, 1866, and ending 31st March, 1867.</p> <p>2. Superintendent authorised to transfer one item to another of the same subdivision.</p>	<p>3. Treasurer to pay moneys under warrant of the Superintendent, and to be allowed credit for all moneys so paid.</p> <p>4. Provision for continuing Payments until May 31, 1867.</p> <p>5. Short Title.</p>
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AN ORDINANCE to appropriate certain Sums out of the Ordinary Revenue of the Province of Otago and other Moneys for the Service of the *Six Months ending the thirty-first day of March one thousand eight hundred and sixty-seven.* [20TH DECEMBER, 1866.]

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

I. 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 October one thousand eight hundred and sixty-six and ending upon the thirty-first day of March one thousand eight hundred and sixty-seven the sum of two hundred thousand and eighty-nine pounds seventeen shillings and fivepence or any sums not exceeding the several sums for the several purposes first hereafter particularly specified that is to say :

### I.—SUPERINTENDENT AND EXECUTIVE COUNCIL.

	SALARIES.		CONTINGENCIES.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.
<b>DIVISION No. 1.</b>						
<b>SUPERINTENDENT.</b>						
1	Superintendent	450	0	0		
1	Clerk to do., and Storekeeper	175	0	0		
					625	0 0
<b>DIVISION No. 2.</b>						
<b>EXECUTIVE COUNCIL.</b>						
1	Provincial Secretary and Secretary for Public Works	300	0	0		
1	Do. Treasurer	300	0	0		
1	Do. Solicitor	300	0	0		
2	Non-Official Members	150	0	0		
					1,050	0 0
	Total Superintendent carried to total Provincial Council				1,675	0 0

### II.—PROVINCIAL COUNCIL.

	SALARIES.		CONTINGENCIES.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.
<b>DIVISION No. 3.</b>						
<b>PROVINCIAL COUNCIL.</b>						
1	Speaker	100	0	0		
1	Chairman of Committees	50	0	0		
1	Clerk and Librarian	175	0	0		
1	Sergeant-at-Arms	10	0	0		
					335	0 0
<b>SUB-DIVISION No. 1.</b>						
	Council Accommodation and Expenses of Select Committees			200	0	0
	Expenses of Country Members			1,000	0	0
	Printing and Stationery			500	0	0
	Incidental Expenses and Clerical Assistance			80	0	0
					1,780	0 0
	Carry forward				2,115	0

II.—PROVINCIAL COUNCIL—*Continued.*

		SALARIES.		CONTINGENCIES.		TOTAL.	
		£	s. d.	£	s. d.	£	s. d.
Brought forward			.			2,115	0 0
DIVISION No. 4.							
AUDITOR'S DEPARTMENT.							
1	Auditor	225	0 0				
1	Deputy Auditor	45	0 0				
						270	0 0
SUB-DIVISION No. 2.							
	Travelling Expenses Auditing Accounts			100	0 0	100	0 0
Total Provincial Council						2,485	0 0
Amount brought forward, Total Superintendent						1,675	0 0
						4,160	0 0

## III.—PROVINCIAL SECRETARY.

		SALARIES.		CONTINGENCIES.		TOTAL.	
		£	s. d.	£	s. d.	£	s. d.
DIVISION No. 5.							
PROVINCIAL SECRETARY'S OFFICE.							
1	Under-Secretary	249	10 0				
1	Clerk	120	0 0				
1	Do.	100	0 0				
						469	10 0
SUB-DIVISION No. 3.							
	Printing and Stationery			25	0 0		
	Clerical Assistance			12	10 0		
	Incidental Expenses			25	0 0		
						62	10 0
DIVISION No. 6.							
SOLICITOR'S OFFICE.							
1	Clerk	120	0 0			120	0 0
SUB-DIVISION No. 4.							
	Incidental Expenses and Clerical Assistance			100	0 0	100	0 0
DIVISION No. 7.							
CROWN LANDS.							
1	Chief Commissioner	300	0 0				
1	Do. Clerk	175	0 0				
1	Clerk	120	0 0				
1	Do.	100	0 0				
1	Do. to Receiver of Land Revenue	150	0 0				
1	Assistant do.	100	0 0				
1	Clerk for Crown Grants	120	0 0				
2	Assistant do. at £200 per annum	200	0 0				
1	Do. Youth	55	0 0				
						1,320	0 0
SUB-DIVISION No. 5.							
2	Non-official Members Waste Land Board			10	0 0		
	Rangers of Bush Reserves			50	0 0		
	Refunds on Land			750	0 0		
	Printing, Advertising, and Stationery			125	0 0		
	Incidental Expenses			50	0 0		
Carry forward						985	0 0
						2,072	0 0

III.—PROVINCIAL SECRETARY.—Continued.

		SALARIES.		CONTINGENCIES.		TOTALS.	
		£	s. d.	£	s. d.	£	s. d.
Brought forward .. .. .				985	0 0	2,072	0 0
CROWN LANDS.—Continued.							
	Printing for Receiver of Land Revenue ... .. .			50	0 0		
	Incidental Expenses for do. ... .. .			25	0 0		
	Engrossing Crown Grants ... .. .			150	0 0		
						1,210	0 0
DIVISION No. 8.							
SURVEY DEPARTMENT.							
1	Chief Surveyor ... .. .	300	0 0				
1	Geodesical do. .. .. .	225	0 0				
3	District do. at £350 per annum ... .. .	525	0 0				
2	Assistant do. at £280 per annum ... .. .	280	0 0				
3	Sub-Assistant Surveyors at £230 per annum ... .. .	345	0 0				
1	Chief Draughtsman ... .. .	200	0 0				
1	Assistant do. ... .. .	137	10 0				
2	Do. do. at £250 per annum ... .. .	250	0 0				
2	Do. do. at £225 per annum ... .. .	225	0 0				
1	Do. do. ... .. .	87	10 0				
1	Apprentice do. ... .. .	25	0 0				
1	Lithograph do. ... .. .	150	0 0				
1	Do. Printer ... .. .	125	0 0				
1	Apprentice do. ... .. .	26	0 0				
						2,901	0 0
SUB-DIVISION No. 6.							
	Laborers' Wages ... .. .			1,730	0 0		
	Allowance in lieu of Rations ... .. .			1,168	0 0		
	Equipment of Survey Parties ... .. .			350	0 0		
	Travelling Expenses ... .. .			150	0 0		
	Lithographic Materials ... .. .			75	0 0		
	Incidental Expenses ... .. .			75	0 0		
	Out-standing Accounts ... .. .			150	0 0		
	Printing, Advertising, and Stationery ... .. .			75	0 0		
	Instruments and Repairs ... .. .			200	0 0		
						3,973	0 0
DIVISION No. 9.							
MINING SURVEY.							
4	Mining Surveyors at £350 per annum ... .. .	700	0 0				
1	Do., 3 months, at £350 per annum ... .. .	87	10 0				
3	Assistant Do. at £280 per annum ... .. .	420	0 0				
1	Draughtsman at £300 per annum ... .. .	150	0 0				
4	Do. at £250 per annum ... .. .	500	0 0				
						1,857	10 0
SUB-DIVISION No. 7.							
	Laborers' wages ... .. .			1,250	0 0		
	Allowance in lieu of Rations ... .. .			712	0 0		
	Equipment of Survey Parties ... .. .			1,000	0 0		
	Travelling Expenses ... .. .			450	0 0		
	Incidental Expenses ... .. .			75	0 0		
	Printing, Advertising, and Stationery ... .. .			40	0 0		
	Instruments .. .. .			140	0 0		
						3,667	0 0
DIVISION No. 10.							
POLICE.							
1	Commissioner ... .. .	300	0 0				
1	Clerk and Accountant ... .. .	150	0 0				
1	Inspector ... .. .	175	0 0				
2	Sub-Inspectors ... .. .	300	0 0				
1	Mounted Sergeant 12s. 6d. per day ... .. .	113	15 0				
7	Do. do. 11s. 6d. per day ... .. .	732	11 0				
9	Do. Constables 10s. 6d. per day ... .. .	859	19 0				
2	Do. do. 9s. 6d. per day ... .. .	172	18 0				
3	Foot Sergeants 12s. per day ... .. .	327	12 0				
9	Do. do. 11s. per day ... .. .	900	18 0				
28	Do. Constables 10s. per day ... .. .	2,548	0 0				
Carry forward ... .. .						6,580	13 0
						15,680	10 0

## III.—PROVINCIAL SECRETARY.—Continued.

					SALARIES.			CONTINGENCIES.			TOTALS.		
					£	s.	d.	£	s.	d.	£	s.	d.
Brought forward ...					6,580	13	0				15,680	10	0
POLICE.—Continued.													
6	Foot Constables	9s.	per day	...	491	8	0						
1	Quarter-Master Sergeant	12s.	per day	...	109	4	0						
1	Water Police do.	12s.	per day	...	109	4	0						
3	Do do. Constables	10s.	per day	...	273	0	0						
2	Detectives, 1st class	12s.	per day	...	218	8	0						
1	Do. 2nd class	11s.	per day	...	100	2	0						
1	Do. 3rd class	10s.	per day	...	91	0	0						
4	Female Cooks and Searchers	£25		...	50	0	0						
											8,022	19	0
SUB-DIVISION No. 8.													
	Gold Fields Allowance	...	...	...				40	0	0			
	Travelling Expenses	...	...	...				137	13	4			
	Transport of Prisoners	...	...	...				50	0	0			
	Saddlery and Repairs	...	...	...				25	0	0			
	Stores and Furniture	...	...	...				30	0	0			
	Printing, Advertising, and Stationery	...	...	...				90	0	0			
	Transport of Stores	...	...	...				25	0	0			
	Compensation for loss of Clothing and Medical Expenses	...	...	...				15	0	0			
	Fuel and Light	...	...	...				350	0	0			
	Special Detective Service	...	...	...				10	0	0			
	Rewards	...	...	...				10	0	0			
	Police Paddocks	...	...	...				50	0	0			
	Temporary Accommodation	...	...	...				20	0	0			
	Prisoners' Rations	...	...	...				25	0	0			
	Incidental Expenses	...	...	...				30	0	0			
	Forage	...	...	...				300	0	0			
	Arms and Accoutrements	...	...	...				15	0	0			
	Shoeing and Farriery	...	...	...				70	0	0			
	Telegraphic Messages	...	...	...				45	0	0			
											1,337	13	4
SUB-DIVISION No. 9.													
ESCORT SERVICE.													
Main Branch.													
1	Sub-Inspector	...	...	...	150	0	0						
2	Mounted Sergeant, at 12s. 6d. per day	...	...	...	113	15	0						
1	Do. Constables, at 10s. 6d. per day	...	...	...	191	2	0						
1	Escort Driver, at 11s. per day	...	...	...	100	2	0						
1	Foot Constable, at 10s. per day	...	...	...	91	0	0						
Tuapeka Branch.													
1	Escort Driver, at 10s. per day	...	...	...	91	0	0						
1	Mounted Constable, at 10s. 6d. per day	...	...	...	95	11	0						
Mount Ida Branch.													
1	Mounted Constable, at 10s. per day	...	...	...	91	0	0						
1	Foot Constable, at 9s. per day	...	...	...	81	18	0						
Maori Point Branch.													
1	Mounted Constable, at 9s. 6d. per day	...	...	...	86	9	0						
Dunedin Branch.													
1	Mounted Constable, at 10s. 6d. per day	...	...	...	95	11	0						
											1,187	8	0
SUB-DIVISION No. 10.													
	Gold Field Allowance	...	...	...				190	0	0			
	Travelling Expenses	...	...	...				140	0	0			
	Forage	...	...	...				550	0	0			
	Shoeing and Farriery	...	...	...				160	0	0			
	Saddlery and Repairs	...	...	...				50	0	0			
	Vehicles and Repairs	...	...	...				50	0	0			
	Stores and Furniture	...	...	...				20	0	0			
	Fuel and Light	...	...	...				40	0	0			
											1,200	0	
Carry forward ...											27,428	10	4

III.—PROVINCIAL SECRETARY.—Continued.

				SALARIES.		CONTINGENCIES.		TOTALS.	
				£	s. d.	£	s. d.	£	s. d.
Brought forward .. .. .								27,428	10 4
<b>HARBOR DEPARTMENT.</b>									
<b>DIVISION No. 11.</b>									
1	Harbor Master	...	...	250	0 0				
1	Assistant do.	...	...	150	0 0				
1	Clerk, 5 months at £240, 1 do. at £200	...	...	116	13 4				
1	Apprentice Pilot	...	...	66	13 4				
1	Master of Launch	...	...	120	0 0				
2	Crew of do.	...	...	120	0 0				
2	Signal Masters	...	...	300	0 0				
1	Do. do.	...	...	150	0 0				
1	Jetty Light Keeper	...	...	15	0 0				
1	Beach Master	...	...	75	0 0				
5	Crew of Pilot Boat	...	...	315	0 0				
								1,678	6 8
<b>SUB-DIVISION No. 11.</b>									
	Pilot Schooner	...	...			75	0 0		
	Boats	...	...			50	0 0		
	Signals and Flagstaves	...	...			25	0 0		
	Buoys and Beacons	...	...			50	0 0		
	Fuel and Light	...	...			25	0 0		
	Travelling Expenses	...	...			30	0 0		
	Printing and Stationery	...	...			25	0 0		
	Incidental Expenses	...	...			15	0 0		
								295	0 0
<b>DIVISION No. 12.</b>									
<b>GAOL.</b>									
1	Gaoler	...	...	200	0 0				
1	Matron	...	...	30	0 0				
1	Clerk and Storekeeper	...	...	150	0 0				
1	Chief Warder	...	...	150	0 0				
2	Sergeants, at 12s. per day	...	...	218	8 0				
1	Do., at 11s. per day	...	...	100	2 0				
12	Warders, at 10s. per day	...	...	1,092	0 0				
4	Do., at 9s. per day	...	...	327	12 0				
1	Female Warder, at 5s. per day	...	...	45	10 0				
								2,313	12 0
<b>SUB-DIVISION No. 12.</b>									
	Rations	...	...			810	0 0		
	Stores and Furniture	...	...			75	0 0		
	Library	...	...			5	0 0		
	Fuel and Light	...	...			175	0 0		
	Medicines and Medical Comforts	...	...			75	0 0		
	Tools and Materials for employment of Prisoners	...	...			700	0 0		
	Clothes and Bedding	...	...			150	0 0		
	Printing and Stationery	...	...			12	10 0		
	Relief to Destitute Prisoners discharged	...	...			15	0 0		
	Incidental Expenses	...	...			75	0 0		
								2,092	10 0
<b>DIVISION No. 13.</b>									
<b>DISTRICT GAOLS.</b>									
9	Gaolers, at £180	...	...	810	0 0				
								810	0 0
<b>SUB-DIVISION No. 13.</b>									
	Rations, Tools, &c.	...	...			500	0 0		
								500	0 0
<b>DIVISION No. 14.</b>									
<b>GOLD FIELDS.</b>									
1	Secretary	...	...	300	0 0				
1	Clerk	...	...	120	0 0				
7	Wardens, at £550	...	...	1,925	0 0				
2	Sub-Wardens, at £400	...	...	400	0 0				
6	Registrars and Receivers, at £350, acting also as Clerks of Court	...	...	1,050	0 0				
2	Registrars	...	...	350	0 0				
4	Bailiffs, at £180	...	...	360	0 0				
6	Acting Clerks of Court	...	...	75	0 0				
								4,580	0 0
Carry forward .. .. .								39,697	19 0

III.—PROVINCIAL SECRETARY—*Continued.*

	SALARIES.		CONTINGENCIES.		TOTAL.	
	£	s. d.	£	s. d.	£	s. d.
Brought forward ..					39,697	19 0
<b>GOLD FIELDS.—Continued.</b>						
<b>SUB-DIVISION No. 14.</b>						
Fuel and Light ...			70	0 0		
Office Furniture ...			50	0 0		
Travelling Expenses ...			75	0 0		
Printing and Stationery ...			50	0 0		
Carriage of Stores ...			50	0 0		
Incidental Expenses ...			50	0 0		
					345	0 0
<b>DIVISION No. 15.</b>						
<b>GOLD RECEIVER.</b>						
Chief Gold Receiver ...	25	0 0			25	0 0
<b>SUB-DIVISION No. 15.</b>						
Contingencies ...			50	0 0	50	0 0
Total Provincial Secretary ...					40,117	19 0
Total Superintendent and Provincial Council ...					4,160	0 0
Total Provincial Secretary ...					40,117	19 0
To total Provincial Treasurer ...					44,277	19 0

## IV.—PROVINCIAL TREASURER.

	SALARIES.		CONTINGENCIES.		TOTALS.	
	£	s. d.	£	s. d.	£	s. d.
<b>DIVISION No. 16.</b>						
<b>PROVINCIAL TREASURY.</b>						
1 Sub-Treasurer ..	225	0 0				
1 Clerk to Treasurer ..	175	0 0				
1 Cashier ...	140	0 0				
					540	0 0
<b>SUB-DIVISION No. 16.</b>						
Printing, Advertising, &c. ...			100	0 0		
Incidentals ...			12	10 0		
					112	10 0
<b>DIVISION No. 17.</b>						
<b>COLLECTOR OF JETTY DUES.</b>						
1 Collector ...	120	0 0				
2 Sub-Collectors at £180 and £150 ...	165	0 0				
1 Watchman ...	65	0 0				
					350	0 0
<b>SUB-DIVISION No. 17.</b>						
Incidental Expenses ...			50	0 0	50	0 0
<b>DIVISION No. 18.</b>						
<b>SHEEP INSPECTOR'S DEPARTMENT.</b>						
1 Chief Inspector ...	300	0 0				
1 Clerk and Registrar of Brands ...	120	0 0				
7 Sub-Inspectors ...	1050	0 0				
					1470	0 0
Carry forward ..					2,522	10 0

PROVINCIAL TREASURER.—Continued.

				SALARIES.		CONTINGENCIES.		TOTAL.	
				£	s. d.	£	s. d.	£	s. d.
Brought forward .. ..								2,522	10 0
<b>SHEEP INSPECTOR'S DEPARTMENT—Continued.</b>									
SUB-DIVISION No. 18.									
	Incidental Expenses	...	...			25	0 0		
	Horse Allowance	...	...			225	0 0	250	0 0
DIVISION No. 19.									
IMMIGRATION.									
1	Immigration Agent	...	...	175	0 0				
1	Clerk	...	...	100	0 0				
1	Matron	...	...	50	0 0			325	0 0
SUB-DIVISION No. 19.									
	Travelling Expenses	...	...			30	0 0		
	Fuel and Light	...	...			25	0 0		
	Rations	...	...			75	0 0		
	Printing, Advertising, and Stationery	...	...			20	0 0	150	0 0
DIVISION No. 20.									
EDUCATION.									
1	Secretary and Inspector	...	...	225	0 0				
1	Clerk	...	...	40	0 0			265	0 0
SUB-DIVISION No. 20.									
DISTRICT SCHOOLS.									
16	Teachers	...	...	567	10 0				
31	1st class Teachers, at £100 per annum	...	...	1,550	0 0				
24	2nd class do., at £75 per annum	...	...	900	0 0				
	Salaries at present unforeseen	...	...	232	10 0			3,250	0 0
SUB-DIVISION No. 21.									
	Travelling Expenses	...	...			55	0 0		
	Expenses of Pupil Teachers	...	...			75	0 0		
	Public Libraries	...	...			400	0 0		
	Rents, Insurance, &c.	...	...			400	0 0		
	Purchase of Sites	...	...			25	0 0		
	Fees for Orphan and Destitute Children	...	...			50	0 0		
	Free Schools	...	...			200	0 0		
	Printing and Stationery	...	...			12	10 0		
	Incidental Expenses	...	...			25	0 0	1,242	10 0
DIVISION No. 21.									
HIGH SCHOOL.									
1	Rector	...	...	275	0 0				
2	Masters at £450 per annum	...	...	450	0 0				
1	Master	...	...	150	0 0				
1	Do.	...	...	100	0 0				
1	Janitor	...	...	40	0 0			1,015	0 0
SUB-DIVISION No. 22.									
	Rent allowance to two Masters	...	...			75	0 0		
	Prizes	...	...			25	0 0		
	Portion of Mr. Campbell's Library	...	...			40	0 0		
	Printing, Fuel, &c.	...	...			50	0 0	190	0 0
DIVISION No. 22.									
HOSPITAL.									
1	Provincial Surgeon	...	...	250	0 0				
1	Resident do.	...	...	150	0 0				
1	Assistant and Dispenser	...	...	75	0 0				
	Carry forward .. ..			475	0 0			9,210	0 0

## PROVINCIAL TREASURER.—Continued.

				SALARIES.			CONTINGENCIES.			TOTAL.			
				£	s.	d.	£	s.	d.	£	s.	d.	
Brought forward .. .. .				475	0	0				9,210	0	0	
HOSPITAL—Continued.													
1	Storekeeper	...	...	100	0	0							
1	Marron	...	...	35	0	0							
1	Midwife	...	...	30	0	0							
1	Laundress	...	...	30	0	0							
1	Assistant	...	...	25	0	0							
3	Male Attendants, at £100 per annum	...	...	150	0	0							
6	Do., at £80	...	...	240	0	0							
1	Do., at £50	...	...	25	0	0							
5	Female Assistants, at £50	...	...	125	0	0							
1	Do., at £35	...	...	20	0	0							
										1,255	0	0	
SUB-DIVISION No. 23.													
	Rations	...	...				1,400	0	0				
	Stores and Furniture	...	...				250	0	0				
	Fuel and Light	...	...				250	0	0				
	Instruments	...	...				20	0	0				
	Medicines and Medical Comforts	...	...				350	0	0				
	Bedding and Clothing	...	...				250	0	0				
	Stationery	...	...				15	0	0				
	Incidental Expenses	...	...				150	0	0				
										2,685	0	0	
DIVISION No. 23.													
LUNATIC ASYLUM.													
1	Surgeon	...	...	50	0	0							
1	House Steward	...	...	125	0	0							
1	Marron	...	...	50	0	0							
6	Male Attendants	...	...	300	0	0							
3	Female do.	...	...	75	0	0							
1	Laundress	...	...	25	0	0							
1	Kitchen Maid	...	...	20	0	0							
										645	0	0	
SUB-DIVISION No. 24.													
	Rations	...	...				800	0	0				
	Stores and Furniture	...	...				100	0	0				
	Fuel and Light	...	...				125	0	0				
	Medicines and Medical Comforts	...	...				125	0	0				
	Bedding and Clothing	...	...				100	0	0				
	Printing and Stationery	...	...				7	10	0				
	Incidental Expenses	...	...				50	0	0				
										1,307	10	0	
DIVISION No. 24.													
STOREKEEPER.													
	Storekeeper (8 months)	...	...	300	0	0							
										300	0	0	
SUB-DIVISION No. 25.													
	Incidental Expenses	...	...				75	0	0				
	Printing, Advertising, and Stationery	...	...				20	0	0				
										95	0	0	
DIVISION No. 25.													
MISCELLANEOUS.													
2	Inspectors of Weights and Measures	...	...	68	15	0							
1	Messengers	...	...	130	0	0							
1	Do.	...	...	60	0	0							
	Cattle Inspector, Port Chalmers	...	...	75	0	0							
	Cleaning and Repairing Clock	...	...				30	0	0				
										30	0	0	
1	Keeper of Quarantine Hospital	...	...	25	0	0							
										358	15	0	
Total Superintendent, Provincial Council, Provincial Secretary											1,5886	5	0
										44	277	19	0
Carried to total Secretary of Public Works											60,164	4	0



PROVINCIAL TREASURER—GENERAL.

				SALARIES.			CONTINGENCIES.			TOTALS.		
				£	s.	d.	£	s.	d.	£	s.	
DIVISION No. 26.												
LOANS.												
Interest on Loan, 1856	...	...	...				1,115	0	0			
Do. 1861-2	...	...	...				2,000	0	0			
Do. 1862	...	...	...				15,000	0	0			
Do. Harbor Loan	...	...	...				900	0	0			
Do. Public Buildings Loan	...	...	...				1,920	0	0			
Sinking Fund, Harbor Loan	...	...	...				1,500	0	0			
Do. Public buildings Loan	...	...	...				1,500	0	0			
Interest, Exchange, and Commission	...	...	...				765	0	0			
										24,700	0	0
DIVISION No. 27.												
STEAM SERVICE.												
Dunedin to Clutha Ferry	...	...	...				1,200	0	0			
Steam Tug, Port Otago	...	...	...				500	0	0			
										1,700	0	0
DIVISION No. 28.												
Expenses of Home Agency	...	...	...				2,500	0	0			
										2,500	0	0
DIVISION No. 29.												
Immigration	...	...	...				2,200	0	0			
Do. Agent	...	...	...				250	0	0			
										2,450	0	0
DIVISION No. 30.												
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-third 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 each quarter, 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:—												
Clyde Hospital	...	...	...				600	0	0			
Lawrence do.	...	...	...				500	0	0			
Wakatipu do.	...	...	...				500	0	0			
										1,600	0	0
Grants-in-aid, on condition that a statement of transactions, and accounts of receipts and expenditure, be furnished quarterly to the Government:—												
Benevolent Institution—Maintenance	...	...	...				500	0	0			
Do. Building Fund	...	...	...				50	0	0			
										550	0	0
DIVISION No. 31.												
MUNICIPALITIES.												
Municipalities	...	...	...				3,000	0	0			
										3,000	0	0
DIVISION No. 32.												
MISCELLANEOUS.												
SUB-DIVISION No. 1												
1	Volunteers	...	...				500	0	0			
2	Burial of Paupers...	...	...				100	0	0			
3	Expenses of Returning Officers	...	...				800	0	0			
4	Advertising	...	...				250	0	0			
5	Printing	...	...				125	0	0			
6	Printing Gazette and Advertising Sheet	...	...				250	0	0			
7	Rent of Site of Cape Saunders Lighthouse	...	...				10	0	0			
8	Prospecting	...	...				500	0	0			
9	Law Expenses, Railway Bill	...	...				1,800	0	0			
10	Worthington's Deficiency	...	...				600	0	0			
Carry forward										4,935	0	0
										36,500	0	0

## PROVINCIAL TREASURER—GENERAL.—Continued.

		SALARIES.	CONTINGENCIES.	TOTAL.
			£ s. d.	£ s. d.
	Brought forward ...		4,935 0 0	36,500 0 0
	MISCELLANEOUS.—Continued.			
11	Standard Weights and Measures ...		50 0 0	
12	Master of Dredge ...		60 0 0	
13	Insurance on Government Buildings ...		250 0 0	
14	Fuel and Light ...		150 0 0	
15	Stationery ...		100 0 0	
16	Collecting Dog Tax ...		150 0 0	
17	Compensation for Deviation of Roads and purchase of Land and Runs ...		2,500 0 0	
18	Meteorological Observer and Instruments ...		35 0 0	
19	General Contingencies ...		350 0 0	
20	Unforeseen Contingencies ...		2,000 0 0	
21	Fire Brigade ...		100 0 0	
22	Visit of His Excellency the Governor ...		500 0 0	
23	Eradication of Thistles ...		500 0 0	
24	Acclimatisation Society ...		250 0 0	
25	Storage of Powder ...		100 0 0	
26	Premiums on Guarantee Policies ...		150 0 0	
27	Board of Health ...		100 0 0	
28	Advance to Dock Trust ...		1,000 0 0	
29	Expense of Land Sales, exclusive of Professional Auctioneers ...		750 0 0	
30	Relief to Orphan and Destitute Children ...		250 0 0	
31	Refund of Land Tax ...		131 8 0	
32	Relief to Destitute ...		250 0 0	
33	Compensation to David Hutcheson ...		1,700 0 0	
34	Gratuity to Mr. Brown, late Ferryman at Waitangi ...		50 0 0	
35	Astronomical Clock ...		100 0 0	
36	Time Ball ...		10 0 0	
37	Quarantine (Rations, &c.) ...		500 0 0	
38	Arbitrations and Actions ...		500 0 0	
39	Pilot Board ...		100 0 0	
40	Loan to North Dunedin Cemetery ...		400 0 0	
41	Compensation <i>re</i> Lonnie's Contract ...		1,000 0 0	
42	Lawrence Hospital ...		300 0 0	
43	Purchase of Park House, &c. ...		750 0 0	
44	Stamps ...		250 0 0	
	Total Treasurer General ...	.....	.....	20,321 8 0
	Amount brought forward from total Provincial Treasurer ...	.....	.....	56,821 8 0
				60,164 4 0
				116,985 12 0

## V. SECRETARY FOR PUBLIC WORKS.

		SALARIES.	CONTINGENCIES.	TOTAL.
	DIVISION No. 33.			
	ROADS AND WORKS DEPARTMENT.			
1	Chief Engineer ...	100 0 0		
1	District Engineers ...	400 0 0		
1	First Assistant do. ...	175 0 0		
1	Second do. do. ...	150 0 0		
1	Inspector ...	125 0 0		
1	Inspector of Works ...	150 0 0		
1	Draughtsman's Apprentice ...	25 0 0		
1	Accountant ...	25 0 0		
				1,150 0 0
	SUB-DIVISION No. 26.			
	Horse Allowance ...		75 0 0	
	Travelling Expenses ...		300 0 0	
	Printing, Advertising, and Stationery ...		25 0 0	
	Incidentals ...		12 10 0	
				412 10 0
	DIVISION No. 34.			
	TELEGRAPHS.			
1	Inspector ...	125 0 0		
1	Lineman and Occasional Operator ...	87 10 0		
1	Operator ...	37 10 0		
1	Operator ...	25 0 0		
1	Telegraphist, Tuapeka ...	50 0 0		
				325 0 0
	Carry forward ...			1,887 10 0

V.—SECRETARY FOR PUBLIC WORKS—Continued.

		SALARIES.		CONTINGENCIES.		TOTAL.	
		£	s. d.	£	s. d.	£	s. d.
Brought forward .. ..						1,887	10 0
SUB-DIVISION No. 27.							
	Travelling Expenses .. ..			52	10 0		
	House Rent .. ..			19	10 0		
	Erecting Poles and Stationery .. ..			20	0 0		
	Incidental Expenses .. ..			15	0 0		
						107	0 0
DIVISION No. 35.							
GENERAL ROAD BOARD.							
1	Clerk .. ..	120	0 0				
1	Surveyor and Draughtsman .. ..	150	0 0				
1	Do. do. .. ..	140	0 0				
						410	0 0
SUB-DIVISION No. 28.							
	Laborers' Wages Allowance in lieu of Rations, &c. .. ..			150	0 0		
	Printing, Advertising, and Stationery .. ..			30	0 0		
	Incidental Expenses .. ..			45	0 0		
						225	0 0
						2,629	10 0
Brought forward from total Provincial Treasurer .. ..						116,985	12 0
Total Secretary for Public Works .. ..						2,629	10 0
						£119,615	2 0

ROADS AND BRIDGES.

		CONTINGENCIES.		TOTAL.			
		£	s. d.	£	s. d.		
DIVISION No. 35.							
SUB-DIVISION No. 1.							
ROADS.							
Main North Road.							
	Dunedin to Waikouaiti .. ..	3,431	8 9				
	Waikouaiti to Palmerston .. ..	2,349	11 0				
	Palmerston to Oamaru .. ..	1,315	11 6				
	Oamaru to Waitaki .. ..	100	0 0				
						7,196	11 3
SUB-DIVISION No. 2.							
Main South Road.							
	Dunedin to East Taieri Bridge .. ..	6,200	0 0				
	East Taieri Bridge to Tokomairiro .. ..	2,677	6 6				
	Tokomairiro to Clutha .. ..	2,023	2 6				
	Clutha to Maitaura .. ..	2,405	0 0				
						13,305	9 0
SUB-DIVISION No. 3.							
Central Interior.							
	Saddle Hill to West Taieri Bridge .. ..	878	13 0				
	West Taieri Bridge to Rock and Pillar .. ..	541	5 0				
	Rock and Pillar to Dunstan .. ..	150	0 0				
	Tokomairiro to Tuapeka .. ..	2,316	4 0				
	Tuapeka to Teviot .. ..	1,669	6 7				
	Teviot to Dunstan .. ..	600	0 0				
	Dunstan to Cromwell .. ..	300	0 0				
	Cromwell to Queenstown .. ..	4,000	0 0				
						10,455	8 7
Carry forward .. ..						30,957	8 10

## ROADS AND BRIDGES—Continued.

				CONTINGENCIES.		TOTAL.	
				£	s. d.	£	s. d.
Brought forward ... ..						30,957	8 10
<b>SUB-DIVISION No. 4.</b>							
<i>Northern Interior.</i>							
Oamaru to Lindis	...	...	...	650	4 0		
Lindis to Wanaka	...	...	...	700	0 0		
Palmerston to Eweburn	...	...	...	1,827	16 6		
Eweburn to Manuherikia	...	...	...	100	0 0		
						3,278	0 6
<b>SUB-DIVISION No. 5.</b>							
<i>Main Branch Roads.</i>							
North Trunk through Port Chalmers	...	...	...	554	13 6		
Do. to Moeraki	...	...	...	169	15 6		
Cromwell to Wanaka	...	...	...	100	0 0		
Dunedin to Portobello	...	...	...	851	15 3		
Southern Trunk to Molyneux	...	...	...	664	6 6		
Dunedin to North Taieri	...	...	...	254	16 6		
North-East Valley to Pine Hill	...	...	...	50	17 3		
Lawrence to Weatherstone's	...	...	...	50	0 0		
Do. to Gabriel's	...	...	...	25	0 0		
						2,721	4 6
<b>DIVISION No. 36.</b>							
<b>MISCELLANEOUS ROADS.</b>							
Main Road through Oamaru	...	...	...	1,166	7 1		
Do. do Dunedin	...	...	...	1,235	17 6		
Lee Stream to Waipori	...	...	...	125	4 0		
Waihemo to M'Rae's	...	...	...	200	0 0		
North Trunk to Waikouaiti	...	...	...	500	0 0		
Main Road through Hampden	...	...	...	500	0 0		
Roads on Gold Fields	...	...	...	1,500	0 0		
Nevis Road	...	...	...	300	0 0		
Beaumont to Tapanui, via Moa Flat	...	...	...	509	0 0		
Waihoia to Taieri Beach	...	...	...	500	0 0		
Inch Clutha Road	...	...	...	350	0 0		
Warema—Main South Road	...	...	...	200	0 0		
Road between Albert Town and Cardrona	...	...	...	100	0 0		
Main Road through Port Chalmers	...	...	...	250	0 0		
Supplemented Roads £2 for £1	...	...	...	7,000	0 0		
						14,427	8 7
<b>DIVISION No. 37.</b>							
<b>* BRIDGES.</b>							
Upper Shotover	...	...	...	150	0 0		
Pleasant River	...	...	...	500	0 0		
Silver Stream	...	...	...	50	0 0		
Tokomairiro—South Branch	...	...	...	500	0 0		
East Taieri	...	...	...	60	0 0		
West Taieri	...	...	...	50	0 0		
Waikouaiti	...	...	...	30	0 0		
Waitahuna	...	...	...	20	0 0		
Kawarau	...	...	...	620	0 0		
Glenomaru	...	...	...	200	0 0		
Waipori, Main Tokomairiro Road	...	...	...	350	0 0		
Waitaki, on account of	...	...	...	200	0 0		
Taieri Junction	...	...	...	250	0 0		
Bridge over Shotover	...	...	...	200	0 0		
						3,180	0 0
<b>JETTIES.</b>							
Queenstown	...	...	...	144	7 5		
Port Molyneux	...	...	...	226	18 7		
Oamaru	...	...	...	1,000	0 0		
Port Chalmers	...	...	...	435	0 0		
Dunedin	...	...	...	500	0 0		
						2,306	6 0
<b>WORKS AND BUILDINGS.</b>							
Lunatic Asylum	...	...	...	500	0 0		
Hospital	...	...	...	500	0 0		
Central Police Station	...	...	...	100	0 0		
Carry forward .. ..				1,100	0 0	56,870	8 5

ROADS AND BRIDGES—Continued.

	CONTINGENCIES.			TOTAL.		
	£	s.	d.	£	s.	d.
Brought forward .. .. .	1,100	0	0	56,870	8	5
<b>WORKS AND BUILDINGS—Continued.</b>						
District Police Stations .. .. .	900	0	0			
Immigration Barracks .. .. .	100	0	0			
Quarantine Hospital .. .. .	200	0	0			
Powder Magazine .. .. .	600	0	0			
Court House, Dunedin .. .. .	350	0	0			
Gaol, Dunedin .. .. .	200	0	0			
Repairs to Buildings .. .. .	50	0	0			
Provincial Buildings .. .. .	1,000	0	0			
Purchase of Port Chalmers Telegraph .. .. .	350	0	0			
Works not provided for .. .. .	700	0	0			
Harbor Reclamation .. .. .	5,700	0	0			
Inch Clutha Ferry, at rate of £2 to £1 .. .. .	300	0	0			
Repairing Ferry .. .. .	70	0	0			
Draining West Taieri Plain .. .. .	250	0	0			
Moorings, Moeraki .. .. .	50	0	0			
Do. Clutha .. .. .	50	0	0			
Do. Oamaru .. .. .	100	0	0			
Quarantine Barracks .. .. .	500	0	0			
District Court Houses .. .. .	250	0	0			
District Gaols .. .. .	450	0	0			
Gold Fields Buildings .. .. .	300	0	0			
Dredging Harbor .. .. .	3,000	0	0			
New Tolls .. .. .	700	0	0			
Crane, Oamaru .. .. .	250	0	0			
School Buildings .. .. .	1,850	0	0			
Approaches to Nevis and Arrow Ferries .. .. .	500	0	0			
Spit, Waikouaiti .. .. .	150	0	0			
Fencing Cemeteries .. .. .	500	0	0			
Jetty Sheds .. .. .	1,000	0	0			
Weighbridge, Port Chalmers .. .. .	70	0	0			
Kerbing in front of High School .. .. .	64	7	0			
Clearing Obstructions, Taieri River .. .. .	100	0	0			
Telegraph, Queenstown .. .. .	600	0	0			
Waitaki Ferry .. .. .	250	0	0			
Unforeseen Contingencies .. .. .	1,000	0	0			
				23,604	7	0
				80,474	15	5

II. The Superintendent with the advice and consent of his Executive Treasurer to pay is hereby authorised to transfer any sum or sums of money from one item of moneys under warrant of the Superintendent, and to be allowed credit for all moneys so paid. any subdivision to another item in the same subdivision and to transfer from the vote "Unforeseen Contingencies" any sum or sums of money to any vote or votes requiring to be supplemented by reason of unforeseen emergency or to any new headings in cases of apparent omission or unforeseen expenditure necessary to be incurred provided that a statement of all such transfers together with a statement of the expenditure under the head of unforeseen contingencies be laid by the Auditor before the Provincial Council at its next Session.

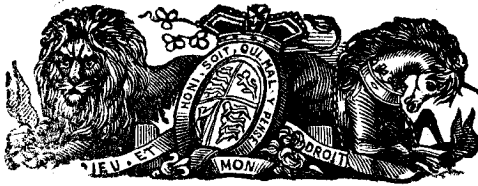
III. The Provincial Treasurer may issue and pay from time to time Superintendent authorised to transfer one item to another of the same subdivision. any sum or sums of money for the purposes hereinbefore mentioned not exceeding in the whole the sums respectively above specified to such persons and in such proportions as the Superintendent may by warrant certified by the Auditor or Deputy-Auditor and signed by the Superintendent in terms of the "Provincial Audit Act 1866" 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.

IV. If in the opinion of the Superintendent the interests of the public Provision for continuing payments to 31st May, 1867. service would be promoted if the next Session of the Provincial Council were not held before the 31st day of May 1867 and if such Session

be not held before that date there shall and may be issued and applied out of the ordinary Revenue any sum or sums of money not exceeding such amount of the sums as have hereinbefore been appropriated in proportion to the time for which such Session shall not be held in order to defray from the said 31st day of March to the 31st day of May then next the like charges salaries and expenses as are hereinbefore mentioned: Provided however that if the next Session be not held before the 31st day of May this Section will be absolutely void and have no force or effect whatever.

**Short Title.**

V. This Ordinance shall be termed and may be cited and referred to as the "Appropriation Ordinance (No. 2) 1866."



# LICENSING ORDINANCE 1865 AMENDMENT ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 235.

## ANALYSIS.

### Title.

### Preamble.

### 1. Short Title.

2. Sections 2, 8, and 56 of "Licensing Ordinance, 1865," Repealed.

3. Ordinance to extend to Gold Fields.

4. Superintendent may grant Licenses within limits of any Gold Field.

5. Such Licenses not to extend beyond 31st December, 1867.

6. All Licenses except the "Temporary" shall be in force for one year.

7. Superintendent may extend time during which certificates of Justices remain in force.

8. Transfer Fee.

9. Interpretation.

10. Ordinance Incorporated with "Licensing Ordinance, 1865."

AN ORDINANCE to Amend an Ordinance intituled the "*Licensing Ordinance* 1865." [27TH NOVEMBER, 1866.] Title.

WHEREAS it is expedient to amend the "*Licensing Ordinance 1865*" in certain particulars; Preamble.

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

I. This Ordinance shall be termed and may be cited and referred to as the "*Licensing Ordinance 1865 Amendment Ordinance 1866.*" Short Title.

II. The second eighth and fifty-sixth sections of the "*Licensing Ordinance 1865*" shall be and the same are hereby repealed. Sections 2, 8, and 56 of "Licensing Ordinance, 1865," Repealed.

III. The said Ordinance shall apply and the provisions thereof except as affected by this Ordinance are hereby extended to the whole of the Province of Otago. Ordinance to extend to Gold Fields.

IV. It shall be lawful for the Superintendent with the advice and consent of the Executive Council to authorise the Provincial Treasurer to issue Licenses of the several kinds and designations specified in the said recited Ordinance to persons resident within the limits of any gold field in the Province of Otago and such Licenses shall be as nearly as may be in the several forms in the Schedule to the said recited Ordinance and shall authorise the holder thereof to do the several acts and things which the holder of a License of a similar kind or designation issued under the authority of the said recited Ordinance would authorise the holder thereof to do or perform and the fees payable for any such License issued under the authority of this Ordinance shall be the same as would be payable for a License of a similar kind issued under the said recited Ordinance or such lesser sum as the Superintendent may determine. Superintendent may grant Licenses within limits of any Gold Field.

V. No License shall be issued under the authority of this Ordinance after the thirty-first day of March one thousand eight hundred and sixty-seven Such Licenses not to extend beyond 31st December, 1867.

and every such License shall if no earlier term be therein specified for the termination thereof expire on the thirty-first day of December one thousand eight hundred and sixty-seven.

All Licenses except the "Temporary" shall be in force for one year.

VI. All certificates authorising the issue of any License which shall or may be granted at any Quarterly Licensing Meeting held under the authority of the said recited Ordinance in the month of December in any year shall entitle the holder thereof to the License mentioned in such certificate and such License shall be dated on the first day of January next ensuing to the granting of such certificate or if the first day of January fall upon a Sunday then on the second day of January and all Licenses issued at any other time of the year shall be dated on the first day of the month next following that in which the certificate authorising the issue of such License shall have been granted or if the first day of such month be a Sunday then on the second day of the same month and all such Licenses whensoever issued shall have effect on and after the date thereof respectively and shall remain in force until the first day of January then next following unless forfeited in the meantime under the provisions of the said recited Ordinance and the fees payable for such Licenses shall be as follows (that is to say)—

For all Licenses dated on the first or second day of January in any year the full amount of the License fees respectively mentioned in the seventh section of the said recited Ordinance.

For all Licenses dated on the first or second day of April in any year three-fourths of the License fees respectively mentioned in the said seventh section of the said Ordinance.

For all Licenses dated on the first or second day of July in any year one-half of the License fees respectively mentioned in the said seventh section of the said Ordinance.

For all Licenses dated on the first or second day of October in any year one-fourth part of the License fees respectively mentioned in the said seventh section of the said Ordinance.

Superintendent may extend time during which certificates of Justices remain in force.

VII. Notwithstanding anything in the nineteenth section of the said recited Ordinance to the contrary it shall be lawful for the Superintendent at any time within thirty days after the expiration of the period of twenty-one days in the said nineteenth section mentioned to authorise the Provincial Treasurer to issue a License in the terms of such certificate upon payment being made by the holder of such certificate to the Provincial Treasurer of a fee of two pounds in addition to the proper fee for such License.

Transfer Fee.

VIII. A fee of one pound shall be paid to the Provincial Treasurer for each and every transfer of any License issued under the authority of the said recited Ordinance.

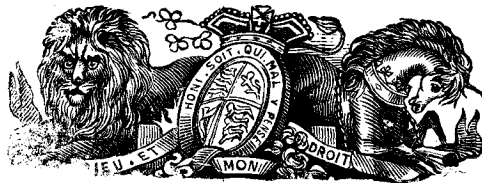
Interpretation.

IX. The word "Liquor" wherever used in the said recited Ordinance shall mean spirituous liquor as well as the meaning applied to the word liquor by the fifty-ninth section of the said recited Ordinance.

Ordinance Incorporated with "Licensing Ordinance, 1865."

X. This Ordinance shall be taken read and interpreted as part of and incorporated with the "Licensing Ordinance 1865."





## DUNEDIN RESERVES MANAGEMENT ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 236.

### ANALYSIS.

Title.

Preamble.

1. Short Title.

2. Lands described in first Schedule to be vested in the Corporation of the City of Dunedin.

3. Corporation to manage lands described in first Schedule under certain provisions.

4. Moneys to be applied as provided by the 94th section of the "Otago Municipal Corporations Ordinance, 1865."

5. Management of lands described in second Schedule to be vested in the Corporation of the City of Dunedin.

6. Lawful for the said Corporation to manage the said lands under certain provisions.

7. Moneys received from such lands to be expended in improvements thereon.

Schedules.

AN ORDINANCE to transfer to and vest in the Corporation of the City of Dunedin certain lands now vested in the Superintendent of the Province of Otago in Trust for purposes of Public Utility for the Town of Dunedin and its Inhabitants and to authorise the Superintendent to vest the management of certain other Lands now held by him in Trust for purposes of Public Recreation for the Town of Dunedin and its Inhabitants in the said Corporation.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 20TH DECEMBER, 1866.]

WHEREAS the lands tenements and hereditaments described in the first and second Schedules to this Ordinance annexed are vested in the Superintendent of the Province of Otago and his successors subject to the provisions of certain Acts passed by the General Assembly of New Zealand intituled the "Public Reserves Act 1854" and the "Public Reserves Act Amendment Act 1862:" And whereas under the provisions of an Ordinance passed by the Superintendent and Provincial Council of the said Province intituled the "Otago Municipal Corporations Ordinance 1865" the citizens of Dunedin were created a Corporate Body under the style of the "Corporation of the City of Dunedin:" And whereas by the "Public Reserves Act Amendment Act 1862" aforesaid it is provided that it shall be lawful for the Superintendent and Provincial Council of any Province by any Act or Ordinance to be from time to time duly passed in that behalf to direct and declare that any land vested or which might thereafter be vested in the Superintendent of any Province under the provisions of the said "Public Reserves Act 1854" upon Trust for any public purposes should be transferred to and vested in and held by any Corporation Commission or other person or persons having Corporate succession to be named in such Act or Ordinance in trust for the like or for any other public purpose to be specified and declared in such Act or Ordinance in such manner and with such powers of lease management and disposition over the same and over all rents issues profits and proceeds thereof and other powers provisions and conditions as should in such Act or Ordinance be expressed or declared: And whereas by the same Ordinance it is also provided that it shall be lawful for any Superintendent and Provincial Council anything therein contained to the contrary notwithstanding to pass any Act authorising the Superintendent to vest the management of any such lands as aforesaid reserved for Public Gardens or Recreation Grounds in any Corporation Commission or other person or persons having Corporate succession under such restrictions and limitations as should secure the full maintenance of the

purposes for which such lands shall have been reserved: And whereas it is expedient that the lands and hereditaments vested in the Superintendent of the said Province of Otago and respectively described in the first Schedule hereto should be transferred to and vested in the "Corporation of the City of Dunedin" upon the Trusts and with and subject to the powers provisions and conditions hereinafter declared and the management of the lands and hereditaments vested in the said Superintendent and respectively described in the second Schedule hereto should be vested in the said Corporation under the restrictions and limitations hereinafter mentioned;

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

Short Title.

I. This Ordinance shall be intituled and may be cited and referred to as the "Dunedin Reserves Management Ordinance 1866."

Lands described in first Schedule to be vested in the Corporation of the City of Dunedin.

II. The lands and hereditaments mentioned and described in the first Schedule hereto shall be and the same are hereby transferred to and vested in the "Corporation of the City of Dunedin" and its successors as a Corporate Body to be held by the said Corporation and its successors in Trust for purposes of Public Utility which purposes are severally named and set forth in the said first Schedule hereto immediately before the lands to which they respectively apply.

Corporation to manage lands described in first Schedule under certain provisions.

III. It shall be lawful for the said "Corporation of the City of Dunedin" to manage the said lands and hereditaments in such manner in every respect as to them shall seem fit and with the sanction and consent of the Superintendent for the time being of the Province of Otago to lease the same lands and hereditaments at such rents issues and profits as it may deem expedient so that such leases be for any term not exceeding twenty-one years to take effect from the time of the execution thereof.

Moneys to be applied as provided by the 94th section of the "Otago Municipal Corporations Ordinance, 1865."

IV. All moneys received by the said "Corporation of the City of Dunedin" for the rents issues and profits of the said lands and hereditaments shall be managed by the said Corporation and shall be applied and disposed of in manner provided by the ninety-fourth section of the "Otago Municipal Corporations Ordinance 1865."

Management of lands described in second Schedule to be vested in the "Corporation of the City of Dunedin."

V. The Superintendent of the Province of Otago is hereby authorised to vest the management of the lands and hereditaments described in the second Schedule to this Ordinance in the "Corporation of the City of Dunedin" and its successors as a Corporate Body in Trust for purposes of Public Recreation for the Town of Dunedin and its Inhabitants under such restrictions and limitations as shall secure the full maintenance of the several purposes for which such lands respectively have been reserved.

Lawful for the said Corporation to manage the said lands under certain provisions.

VI. It shall be lawful for the "Corporation of the City of Dunedin" with the sanction and consent of the Superintendent to lease the said last-mentioned lands and hereditaments at such rents issues and profits as they may deem expedient subject to the provisions of the said before-mentioned Acts passed by the General Assembly of New Zealand intituled the "Public Reserves Act 1854" and the "Public Reserves Act Amendment Act 1862" so that such leases be for any term not exceeding twenty-one years to take effect from the time of the execution thereof and so that the inhabitants of the City of Dunedin shall not be excluded therefrom except in furtherance of the purposes for which such lands have respectively been reserved.

Moneys received from such lands to be expended in improvements thereon.

VII. All moneys received by the "Corporation of the City of Dunedin" for rents and profits arising from the lease and management of such last-mentioned lands shall be expended in improving the lands out of which the same moneys shall arise and in carrying out the objects contemplated in creating such Reserves and for no other purpose whatsoever.

## FIRST SCHEDULE.

## 1. RESERVE FOR POUND.

All that area in the Province of Otago, containing by admeasurement two (2) acres one (1) rood and ten (10) poles, more or less, situate in the town of Dunedin, at the junction of Regent Road and Park-street, being Reserve for a Pound, as delineated on the Map of the said Town, and as bounded and described in the Crown Grant thereof.

## 2. RESERVE FOR RESERVOIR.

All that area in the Province of Otago, containing by admeasurement four (4) acres one (1) rood and seventeen (17) poles, more or less, situate in the Town of Dunedin, being sections numbered respectively 1, 2, 3, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, and 28, block X, on the map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

## 3. RESERVE FOR CEMETERY.

All that area in the Province of Otago, containing by admeasurement two (2) acres one (1) rood and ten (10) poles, more or less, situate in the town of Dunedin, being sections numbered respectively 1, 2, 3, 4, 5, 6, 7, 8, and 9, block I, on the Map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

## 4. RESERVE FOR PUBLIC WHARVES AND QUAYS.

All that area in the Province of Otago, containing by admeasurement eighteen (18) acres two (2) roods and four (4) poles, more or less, situate in the town of Dunedin, being Reserve for Public Wharves along high water mark of the Harbor, extending from Castle-street to the most northern outlet of the Water of Leith, as delineated on the map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

## 5. RESERVE FOR PUBLIC WHARVES AND QUAYS.

All that area in the Province of Otago, containing by admeasurement one (1) acre two (2) roods and thirty-four (34) poles, more or less, situate in the Town of Dunedin, being Reserve for Public Wharves and Quays, and numbered eleven on the map of the said Town, as bounded and described in the Crown Grant thereof.

## 6. RESERVE FOR QUARRY PURPOSES.

All that area in the Province of Otago, containing by admeasurement two (2) roods, more or less, situate in the Town of Dunedin, being sections numbered respectively 14 and 15, block IX, on the map of the said town, bounded towards the north-west by sections numbered respectively four and five, two hundred (200) links; towards the north-east by section numbered thirteen, two hundred and fifty (250) links; towards the south-east by Maclaggan-street, two hundred (200) links; and towards the south-west by Quarry Reserve, two hundred and fifty (250) links.

## 7. RESERVE FOR QUARRY PURPOSES.

All that area in the Province of Otago, containing by admeasurement two (2) roods and six (6) poles, more or less, situate in the Town of Dunedin, at the junction of Elm Row with York Place, as delineated in the map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

## 8. RESERVE FOR QUARRY PURPOSES.

All that area in the Province of Otago, containing by admeasurement eight (8) acres and twenty-nine (29) poles, more or less, situate in the town of Dunedin, between Canongate and Maclaggan-street, being Reserve set apart for Quarry purposes, as delineated on the map of the said Town, and as bounded and described in the Crown Grant thereof.

## 9. DEPOT FOR METAL.

All that area in the Province of Otago, containing by admeasurement twenty-one (21) poles, more or less, situate in the Town of Dunedin, being section numbered 59, block XI, on the map of the said Town, bounded towards the north by Rattray-street, two hundred and thirty (230) links; towards the south-east by York Place, one hundred and sixty-five (165) links; and towards the south-west by section numbered 20, one hundred and sixty-five (165) links.

## 10. RESERVE FOR QUARRY.

All that area in the Province of Otago, containing by admeasurement three (3) roods, more or less, situate in the Town of Dunedin, being sections numbered respectively 37, 38, and 39, block II, on the map of the said Town, and as bounded and described in the Crown Grant thereof.

## 11. DEPOT FOR METAL.

All that area in the Province of Otago, containing by admeasurement one (1) rood, more or less, situate in the Town of Dunedin, being section numbered 8, block XX, on the map of the said Town, and as bounded and described in the Crown Grant thereof.

## 12. RESERVE FOR PUBLIC BATHS.

All that area in the Province of Otago, containing by admeasurement four (4) acres three (3) roods and twenty-one (21) poles, more or less situate in the town of Dunedin, being Reserve set apart for Public Baths, as delineated on the map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

## 13. DEPOT FOR METAL.

All that area in the Province of Otago, containing by admeasurement one (1) rood and seventeen (17) poles, more or less, situate in the town of Dunedin, being section numbered 89, block XXXVII on the map of the said Town, bounded towards the north-east by sections numbered respectively 75 and 76, two hundred (200) links; towards the south-east by the Harbor and a street line, four hundred and seventeen (417) links; and towards the north-west by Eden-street, three hundred and sixty-six (366) links.

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**SECOND SCHEDULE.****1. RESERVE FOR PURPOSES OF RECREATION.**

All that area in the Province of Otago, containing by admeasurement three (3) roods and twenty-three (23) poles, more or less, situate in the town of Dunedin, being sections numbered respectively 33, 34, 35, 36, 37, and 38, block XIII; on the map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

**2. RESERVE FOR PURPOSES OF RECREATION.**

All that area in the Province of Otago, containing by admeasurement one (1) acre three (3) roods and twelve (12) poles, more or less, situate in the Town of Dunedin, being sections numbered respectively 42 and 43, block XXVII, together with two parcels of land surrounded by the Water of Leith, as delineated on the map of the said Town, and as the same is bounded and described in the Crown Grant thereof.

**3. RESERVE FOR PURPOSES OF RECREATION.**

All that area in the Province of Otago, containing by admeasurement one (1) acre one (1) rood and twenty six (26) poles, more or less, situate in the town of Dunedin, at the junction of Regent Road with Forth Place, being Reserve for Recreation purposes, as delineated on the map of the said Town, and as bounded and described in the Crown Grant thereof.



SOUTHERN TRUNK RAILWAY GUARANTEED INTEREST  
ORDINANCE 1865 EXTENSION AND AMENDMENT  
ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 237.

ANALYSIS.

Title.  
Preamble.  
1. Short Title.

2. First section of recited Ordinance repealed, and other provision in lieu thereof.  
3. Time for formation, &c., of Company extended for eighteen months.

AN ORDINANCE *to extend the provisions of the "Southern Trunk Railway Guaranteed Interest Ordinance 1865" to any Joint Stock Company which may be formed for the purpose of constructing a Railway from Dunedin to the Clutha River within a period of eighteen months from the passing of this Ordinance and to amend the said Ordinance.* Title.

[20TH DECEMBER, 1866.]

WHEREAS by the "Southern Trunk Railway Guaranteed Interest Ordinance 1865" it is enacted that in case at any time after the passing of the said recited Ordinance any Joint Stock Company constituted and registered under the "Joint Stock Companies Act 1860" should be formed for the purpose of constructing a Railway from Dunedin to the Clutha River it should be lawful for the Superintendent with the advice and consent of the Executive Council of the Province of Otago to enter into any agreement with such Company for the purpose of guaranteeing to the shareholders thereof for any period not exceeding fifteen years the payment of any sum or sums of money as dividend or interest on the paid-up capital of the said Company at a rate which should be sufficient to increase the dividend or interest payable to the shareholders of such Company to an amount not exceeding eight per cent per annum such period of fifteen years to commence and be computed from the date of the completion of the first ten miles of Railway and such guarantee to extend to the amount expended on such ten miles until an additional ten miles is completed and then to extend to the amount expended on such additional ten miles till the whole line of Railway is completed and it is by the said Ordinance provided (amongst other things) that such Company should be completely formed and registered under the said Act within eighteen months from the passing of the said Ordinance: And whereas it is expedient to extend the time limited for the formation and registration of such Company for a period of eighteen months from the passing of this Ordinance;

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

Short Title.

I. This Ordinance may be cited and referred to as the "Southern Trunk Railway Guaranteed Interest Ordinance 1865 Extension and Amendment Ordinance 1866."

1st section of recited Ordinance repealed, and other provision in lieu thereof.

II. The first section of the "Southern Trunk Railway Guaranteed Interest Ordinance 1865" is hereby repealed and in lieu thereof it is enacted that in case at any time hereafter any Joint Stock Company constituted and registered under the "Joint Stock Companies Act 1860" shall be formed for the purpose of constructing a Railway from Dunedin to the Clutha River it shall be lawful for the Superintendent with the advice and consent of the Executive Council of the Province of Otago to enter into any agreement with such Company for the purpose of guaranteeing to the shareholders thereof for and during any period not exceeding fifteen years the payment of any sum or sums of money either as dividend or interest on the paid-up capital of the said Company at a rate which shall be sufficient to increase the dividend or interest payable to such shareholders to an amount not exceeding eight per cent. per annum such period of fifteen years to be computed from the date of the commencement of such Railway Works and such guarantee to extend to the amount of the paid-up capital of such Company: Provided always that the amount or a portion of such paid-up capital upon or in respect to which such dividends or interest shall be so guaranteed as aforesaid shall not exceed the sum of four hundred thousand pounds and provided always that such Railway Works shall be carried on subject to such conditions provisions and agreements as the Superintendent with the advice and consent of the said Executive Council shall think fit to impose.

Time for formation, &c., of Company extended for eighteen months.

III. The time for the complete formation and registration under the said Act of any Joint Stock Company formed for the purposes specified in the said recited Ordinance shall be and the same is hereby extended for the period of eighteen months from and after the passing of this Ordinance and any Company formed and registered for the purposes and in the manner in the said recited Ordinance mentioned within the period of eighteen months from the time of the passing of this Ordinance shall be entitled to the benefits of the said recited Ordinance in the same manner and to the same extent as if such Company had been duly formed and registered within the period in the said recited Ordinance mentioned.



THE DUNEDIN WATER WORKS COMPANY GUARANTEED  
INTEREST ORDINANCE 1864 AMENDMENT ORDINANCE 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 238.

ANALYSIS.

Title.		2. The Company not to borrow money for more than
Preamble.		ten years.
1. Interest may be guaranteed on money borrowed by the Company.		3. Short Title.

AN ORDINANCE to Amend the "*Dunedin Water Works Company Guaranteed Interest Ordinance 1864.*" Title  
[20TH DECEMBER, 1866.]

WHEREAS by the "*Dunedin Water Works Company Guaranteed Interest Ordinance 1864*" after reciting the "*Dunedin Water Works Company Guaranteed Interest Ordinance 1863*" it was enacted as follows: "The said Superintendent of Otago is hereby authorised and empowered with the advice and consent of the Executive Council of the said Province to enter into any agreement with any one such Company as is mentioned in the first section of the said recited Ordinance for the purpose of guaranteeing to the shareholders thereof for and during any period not exceeding ten years the payment of any sum or sums of money either as dividends or interest on the paid-up capital of such Company or any part thereof at such rate as may be agreed upon between the said Superintendent and such Company not exceeding the rate of eight pounds per centum per annum in lieu of the rate in the said first section of the said recited Ordinance specified subject however to the proviso in the said section mentioned limiting the amount of the paid-up capital upon which such dividends or interest may be guaranteed and the Superintendent shall make such terms conditions and stipulations with such Company as to the rates to be charged by such Company for the supply of water as may seem to him best calculated to make the operations of the said Company immediately remunerative and to render unnecessary any expenditure of the revenue of the Province under the agreement to guarantee entered into by him: And whereas between the time of the passing of the said first and second mentioned Ordinances a Joint Stock Company called "*The Dunedin Water Works Company (Limited)*" was formed for the purpose of furnishing a constant supply of water to the said Town of Dunedin and its neighborhood for domestic manufacturing and other purposes and to the shipping in the Harbor of Dunedin and on the 29th day of August 1864 the said Company was duly Registered under the "*Joint Stock Company's Act 1860*" and was afterwards by the "*Dunedin Water Works Act 1864*" continued a Body Corporate by the name of "*The Dunedin Water Works Company*" with perpetual succession and a common seal and with such powers as in the said Act are mentioned: And whereas by section X of the said Act it is provided that the capital of the said Company shall

be £50,000 divided into 5000 shares of £10 each: And whereas three thousand six hundred and seventy of such shares have been subscribed for or agreed to be taken and £8 per share have been called up: And whereas by section 3 of "The Dunedin Water Works Act Amendment Act 1866" it is enacted that the said Company may borrow on mortgage bond or deponenture any sums not exceeding in the whole the sum of fifteen thousand pounds:

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

Interest may be guaranteed on money borrowed by the Company

I. That in the interpretation and application of the said "Dunedin Water Works Company Guaranteed Interest Ordinance 1864" the amount of money which the Dunedin Water Works Company are empowered to raise under the "Dunedin Water Works Act Amendment Act 1866" shall be treated and considered when raised as part of the paid-up capital of the said Company: Provided that the amount of capital actually paid up and of money borrowed under the provisions of the said Amendment Act in respect of which interest shall be so guaranteed shall not exceed the sum of fifty thousand pounds in the whole.

The Company not to borrow money for more than 10 years

II. Any money borrowed under the provisions of the said "Dunedin Water Works Act Amendment Act 1866" shall at the time of borrowing the same be made a first charge on the property of the said Company and shall not be borrowed for a longer period than ten years.

Short Title

III. This Ordinance may be referred to and cited as "The Dunedin Water Works Company Guaranteed Interest Ordinance 1864 Amendment Ordinance 1866."





## OTAGO MUNICIPAL CORPORATIONS ORDINANCES AMENDMENT ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 239.

### ANALYSIS.

Title.

Preamble.

1. Short Title.

2. Boundaries of Municipalities may be altered.

3. Preamble. : Alterations of provisions of Section V. of the second recited Ordinance.

4. With certain exceptions not to apply to Dunedin or Port Chalmers.

5. Declaration to be verified by a J.P. that all moneys shall be spent on Public Works.

*AN ORDINANCE to Amend the Otago Municipal Corporations Ordinance, 1865, and also an Ordinance intituled "An Ordinance to Amend the Otago Municipal Corporations Ordinance, 1865."* Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 20TH DECEMBER, 1866.]

**W**HEREAS it is expedient to amend the "Otago Municipal Corporations Ordinance 1865" and also an Ordinance intituled "An Ordinance to amend the Otago Municipal Corporations Ordinance 1865;" Preamble.

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

I. This Ordinance may be cited and referred to as the "Otago Municipal Corporations Ordinances Amendment Ordinance 1866." Short Title.

II. It shall be lawful for the Superintendent of the Province of Otago with the advice and consent of his Executive Council by proclamation in the *Government Gazette* of the said Province from time to time to alter in any way he may think fit the boundaries of any Municipality at any time proclaimed under the said recited Ordinances and also to increase or diminish the number of wards and to name or alter the name and boundaries of any or every Ward of any such Municipality : Provided always that the Superintendent shall not have power to include within any Municipality a larger area than that authorised by the said secondly recited Ordinance and provided also that nothing herein contained shall apply to the City of Dunedin or Town of Port Chalmers. Boundaries of Municipalities may be altered.

III. Whereas by the fifth section of the hereinbefore secondly recited Ordinance it is provided that it shall be lawful for the Superintendent on the application of the Mayor or other Chief Officer of any township which shall have been incorporated under the provisions of the said Ordinance by warrant under his hand to authorise the payment by the Provincial Treasurer out of the Revenues of the Province of Otago to such Mayor or other Chief Officer for the benefit of the Municipality for the two years succeeding the erection of such Municipality of a sum Preamble.

Alterations of provisions of Section V. of the second recited Ordinance.

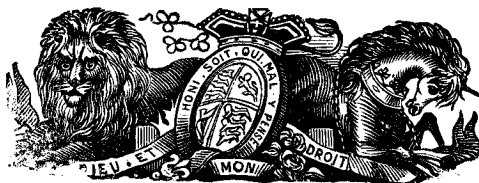
of money not exceeding two pounds for every one pound which shall have been raised by the rates levied within such Municipality and it is also thereby provided that it shall be lawful for the Superintendent on such application as aforesaid during the three years next after the expiration of the two years before-mentioned by warrant under his hand to authorise the payment by the Provincial Treasurer out of the said Revenues to such Mayor or Chief Officer as aforesaid for the like purpose of a sum of money not exceeding one pound for every one pound raised by such rates: Now it is hereby provided that if any rate in respect of which any such sums have been or shall be raised within any such Municipality exceed one shilling in the pound the sum to be paid out of the Revenues of the Province shall only be such sum as would be payable if the rate had been a rate of one shilling in the pound: Provided that this section shall not apply to any rate declared fixed or made before the passing of this Ordinance: Provided also that the Town of Port Chalmers shall not be entitled to be paid under the said fifth section of the said secondly recited Ordinance or this section of this Ordinance any moneys except for the rates collected during the first year after its proclamation as a Municipality under the said secondly recited Ordinance.

With certain exceptions not to apply to Dunedin or Port Chalmers.

IV. The provisions contained in the third fourth and fifth sections of the said secondly recited Ordinance and the fourth section of this Ordinance shall not extend or apply to the City of Dunedin or to the Town of Port Chalmers except so far as the said fourth section of this Ordinance expressly applies to the said Town of Port Chalmers.

Declaration to be verified by a J.P. that all moneys shall be spent on Public Works.

V. It shall be a condition of the payment of all moneys under the fifth section of the said secondly recited Ordinance and the fourth section of this Ordinance that the same shall be exclusively spent upon public works and it shall be lawful for the Superintendent before authorising to be paid any such moneys after the first payment of any such moneys to any Mayor or other Chief Officer of any Municipality from time to time to require from such Mayor or other Chief Officer a statement of the manner in which any sum or sums previously paid have been disposed of and such statement shall be verified by a declaration made before a Justice of the Peace or by vouchers as the Superintendent may direct.



## VAGRANT ORDINANCES REPEAL ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 240.

### ANALYSIS.

Title. Preamble.	1. Short Title. 2. Vagrant Ordinances repealed.
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**AN ORDINANCE** to Repeal an Ordinance intituled "*An Ordinance for the better prevention and punishment of Vagrancy and other offences,*" and an Ordinance intituled "*An Ordinance to Amend an Ordinance intituled an Ordinance for the better prevention and punishment of Vagrancy and other offences.*" Title.

[27<sup>TH</sup> NOVEMBER, 1866].

**WHEREAS** it is expedient to Repeal the "Vagrant Ordinance 1861" and the "Vagrant Ordinance Amendment Ordinance 1862;" Preamble.

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

I. The short title of this Ordinance shall be the "Vagrant Ordinances Repeal Ordinance 1866." Short Title.

II. The "Vagrant Ordinance 1861" and the "Vagrant Ordinance Amendment Ordinance 1862" shall be and the same are hereby repealed. Vagrant Ordinances repealed





## CEMETERY ORDINANCES AMENDMENT ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII., No. 241.

### ANALYSIS.

Title.  
Preamble.  
1. Short Title.

2 Partial repeal of clause 2, "Cemetery Reserves Ordinance, 1864"  
3. Partial repeal of clause 2 of "Cemeteries Ordinance, 1865."

AN ORDINANCE *to amend an Ordinance intituled the "Cemetery Reserves Ordinance, 1864" and an Ordinance intituled the "Cemeteries Ordinance 1865."* Title.  
[20TH DECEMBER, 1866.]

WHEREAS it is expedient to amend the "Cemetery Reserves Ordinance, 1864," and the "Cemeteries Ordinance 1865" by altering the boundaries of the Cemetery of the Town of Hampden and the Cemetery of the Incorporated Town of Clyde; 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:

I. This Ordinance may be cited and referred to as the "Cemetery Ordinances Amendment Ordinance 1866." Short Title.

II. In so far and so far only as the lands particularly described as a Cemetery Reserve for the Town of Hampden in the Schedule annexed to the "Cemetery Reserves Ordinance 1864" are thereby affected clause 2 of the said last-mentioned Ordinance shall be and the same is hereby repealed and in lieu thereof it is provided that the lands particularly described in the first Schedule hereto are hereby reserved from sale and set aside and appropriated as a site for the establishment and for the purposes of a Public Cemetery for the Town of Hampden for the interment of the dead. Partial repeal of clause 2, "Cemetery Reserves Ordinance, 1864."

III. In so far and in so far only as the lands particularly described as a Cemetery for Clyde in the Schedule annexed to the "Cemeteries Ordinance 1865" are thereby affected clause 2 of the said last-mentioned Ordinance shall be and the same is hereby repealed and in lieu thereof it is provided that the lands particularly described in the second Schedule hereto are hereby reserved from sale and set aside and appropriated as a site for the establishment and for the purposes of a Public Cemetery for the Incorporated Town of Clyde for the Interment of the dead. Partial repeal of clause 2 of "Cemeteries Ordinance, 1865."

### FIRST SCHEDULE ABOVE REFERRED TO.

#### TOWN OF HAMPDEN.

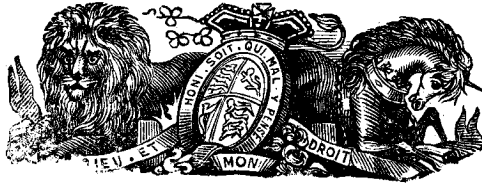
All that area containing by admeasurement ten (10) acres, more or less, at the North of the mouth of the Big Kuri River, and marked "Cemetery Reserve," as the same is delineated on the Record Map of the Town of Hampden, deposited in the Provincial Survey Office for the Province of Otago.

### THE SECOND SCHEDULE ABOVE REFERRED TO.

#### INCORPORATED TOWN OF CLYDE.

All that area containing by admeasurement eight (8) acres two (2) roods and thirty (30) poles, more or less, and marked "Cemetery Reserve," as the same is delineated on the Record Map of the Town of Clyde, deposited in the Provincial Survey Office for the Province of Otago, at Dunedin.





## PORT CHALMERS TOWN BOARD ORDINANCE REPEAL ORDINANCE 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 242.

### ANALYSIS.

Title.

Preamble.

1. Short Title.

2. "Port Chalmers and Invercargill Town Boards Ordinance 1859," and "Port Chalmers Town Board Ordinance 1864," repealed.

3. Property of Board transferred to Corporation.

4. Suits, &c., already in progress not to abate or be discontinued.

5. Powers of Board vested in Corporation.

AN ORDINANCE to Repeal the "*Port Chalmers and Invercargill Town Boards Ordinance 1859*," and the "*Port Chalmers Town Board Ordinance 1864*," and to substitute the Corporation of the Incorporated Town of Port Chalmers in lieu of the "*Town Board of Port Chalmers*." [27TH NOVEMBER, 1866.]

WHEREAS by an Ordinance of the Superintendent and Provincial Council of Otago made and passed in the twenty-third year of the reign of Her present Majesty and shortly intituled the "*Port Chalmers and Invercargill Town Boards Ordinance 1859*" a Public Board was constituted within the Town of Port Chalmers for the purpose of performing any duties that might from time to time be devolved upon the said Board and the said Board was thereby incorporated under the name of the "*Town Board of Port Chalmers*:" And whereas by another Ordinance of the said Superintendent and Provincial Council made and passed in the twenty-eighth year of the reign of Her present Majesty and shortly intituled the "*Port Chalmers Town Board Ordinance 1864*" the acts of the said Town Board were declared valid notwithstanding any informalities or irregularities in the election of the said Board: And whereas by Proclamation in the *Government Gazette* of the said Province of Otago certain of the provisions of the "*Otago Municipal Corporations Ordinance 1865*" were extended to the Town of Port Chalmers and the Citizens of the said Town were incorporated under the style of the "*Corporation of the Incorporated Town of Port Chalmers*:" And whereas it is expedient to repeal the said "*Port Chalmers and Invercargill Town Boards Ordinance 1859*" and the "*Port Chalmers Town Board Ordinance 1864*" and to substitute the said "*Corporation of the Incorporated Town of Port Chalmers*" in lieu of the Town Board of Port Chalmers constituted under the said first-mentioned Ordinance;

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

I. This Ordinance may be referred to and cited as the "*Port Chalmers Town Board Ordinance Repeal Ordinance 1866*."

"Port Chalmers and Invercargill Town Boards Ordinance, 1859," and Port Chalmers Town Board Ordinance, 1864," repealed.

II. From and after the date of the coming into operation of this Ordinance the "Port Chalmers and Invercargill Town Boards Ordinance 1859" and the "Port Chalmers Town Board Ordinance 1864" shall be and the same are respectively hereby repealed.

Property of Board transferred to Corporation.

III. All the lands tenements buildings hereditaments and real estate chattels real and personal estate and property whatsoever and all powers rights remedies and capacities in respect of the same which shall on the day of the coming into operation of this Ordinance be vested in or held in trust for the said Town Board of Port Chalmers established by the said "Port Chalmers and Invercargill Town Boards Ordinance 1859" shall by force of this Ordinance be vested in and held in trust for the said "Corporation of the Incorporated Town of Port Chalmers" hereinafter called "the said Corporation" and all moneys then due and owing by or to or on account of the said Town Board shall be receivable by or from the said Corporation and all contracts agreements mortgages bonds covenants and securities made or entered into with or in favor of the said Town Board or any person on its behalf shall take effect and may be proceeded on and enforced by against with reference to and in the name of the said Corporation as fully in all respects as they might have been enforced by against and with reference to the said Town Board if this Ordinance had not been passed.

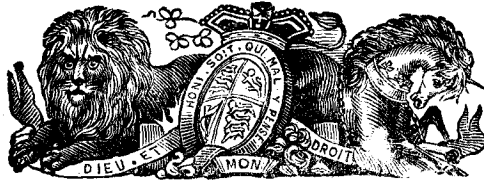
Suits, &c., already in progress not to abate or be discontinued.

IV. No action suit prosecution or other proceeding whatsoever commenced or carried on previously to the day of the coming into operation of this Ordinance either by or against the said Town Board shall abate or be discontinued or prejudicially affected by force of this Ordinance but shall continue and take effect both in favor of and against the said Corporation and all decrees and orders made and all fines and penalties imposed and incurred respectively and all rates made or so much thereof as shall not have been levied and paid before the day of the coming into operation of this Ordinance shall be enforced levied recovered and proceeded for by and in the name of the said Corporation in such and the like manner as they could have been enforced levied recovered and proceeded for by and in the name of the said Town Board of Port Chalmers if this Ordinance had not been passed.

Powers of Board vested in Corporation.

V. All the powers rights and privileges interests authorities and immunities whatsoever possessed by and all the duties imposed upon the said Town Board of Port Chalmers shall be possessed by and are hereby imposed upon the said Corporation: And wherever in any Ordinance heretofore passed and now in force the Town Board of Port Chalmers their Clerk or other Officer is or are named or to be deemed to be named or referred to every such Ordinance shall be read and construed so far as the context will admit as if the said Corporation the Town Clerk or the other corresponding Officer of the said Corporation had been therein named in the place or stead of the said Town Board of Port Chalmers their Clerk or other Officer as aforesaid.





## OAMARU TOWN BOARD ORDINANCE 1862 REPEAL ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII., No. 243.

### ANALYSIS :

<p>Title Preamble 1. Short Title 2. "Oamaru Town Board Ordinance 1862" repealed.</p>	<p>3. Property of Oamaru Town Board transferred to Corporation 4. Suits, &amp;c., already in progress not to abate or be discontinued 5. Powers of Town Board vested in Corporation</p>
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AN ORDINANCE to repeal the "Oamaru Town Board Ordinance 1862" and to substitute the "Corporation of the Incorporated Town of Oamaru" in lieu of the "Town Board of Oamaru." [27TH NOVEMBER, 1866.]

**W**HEREAS by an Ordinance of the Superintendent and Provincial Council of Otago made and passed in the twenty-sixth year of the reign of Her present Majesty and shortly intituled the "Oamaru Town Board Ordinance 1862" a Public Board was constituted within the Town of Oamaru for the purpose of performing any duties that might from time to time be devolved upon the said Board and the said Board was thereby incorporated under the name of the "Town Board of Oamaru:" And whereas by Proclamation in the *Government Gazette* of the said Province of Otago certain of the provisions of the "Otago Municipal Corporations Ordinance 1865" were extended to the Town of Oamaru and the citizens of the said Town were incorporated under the style of the "Corporation of the Incorporated Town of Oamaru:" And whereas it is expedient to repeal the said "Oamaru Town Board Ordinance 1862" and to substitute the said "Corporation of the Incorporated Town of Oamaru" in lieu of the "Town Board of Oamaru" constituted under the first-mentioned Ordinance:

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

I. This Ordinance may be referred to and cited as the "Oamaru Town Board Ordinance 1862 Repeal Ordinance 1866."

II. From and after the date of the coming into operation of this Ordinance the "Oamaru Town Board Ordinance 1862" shall be and the same is hereby repealed.

III. All the lands tenements buildings hereditaments and real estate chattels real and personal estate and property whatsoever and all powers rights remedies and capacities in respect of the same which shall on the day

of the coming into operation of this Ordinance be vested in or held in trust for the said "Town Board of Oamaru" established by the said "Oamaru Town Board Ordinance 1862" shall by force of this Ordinance be vested in or held in trust for the said "Corporation of the Incorporated Town of Oamaru" (hereinafter called the "said Corporation") and all moneys then due and owing by or to or on account of the said Town Board shall be receivable by or from the said Corporation and all contracts agreements mortgages bonds covenants and securities made or entered into with or in favor of or by or for the said Town Board or any person on its behalf shall take effect and may be proceeded on and enforced by against with reference to and in the name of the said Corporation as fully in all respects as they might have been enforced by against and with reference to the said Town Board if this Ordinance had not been passed.

Suits, &c, already in progress not to abate or be discontinued.

IV. No action suit prosecution or other proceeding whatsoever commenced or carried on previously to the day of the coming into operation of this Ordinance either by or against the said Town Board shall abate or be discontinued or prejudicially affected by force of this Ordinance but shall continue and take effect both in favor of and against the said Corporation and all decrees and orders made and all fines and penalties imposed and incurred respectively and all rates made or so much thereof as shall not have been levied and paid before the day of the coming into operation of this Ordinance shall be enforced levied recovered and proceeded for by and in the name of the said Corporation in such and the like manner as they could have been enforced levied recovered and proceeded for by and in the name of the said Town Board of the said Town of Oamaru if this Ordinance had not been passed.

Powers of Town Board vested in Corporation.

V. All the powers rights and privileges interests authorities and immunities whatever possessed by and all the duties imposed upon the said Town Board of Oamaru shall be possessed by and are hereby imposed upon the said Corporation and whenever in any Ordinance heretofore passed and now in force the "Town Board of Oamaru" their clerk or other officer are named or are to be deemed to be named or referred to any such Ordinance shall be read and construed so far as the context will admit as if the said Corporation the Town Clerk or other corresponding officer of the said Corporation had been therein named.



## ROADS DIVERSION ORDINANCE, 1866.

IN THE THIRTIETH YEAR OF THE REIGN OF HER MAJESTY  
QUEEN VICTORIA.

SESSION XXII, No. 244.

### ANALYSIS.

**Title**

**Preamble**

**1. Short Title**

**2. Superintendent authorised to stop up certain portions of roads**

**3. Sixty days' notice of intention to stop up to be given. Or a copy sheet**

**4. After expiration of notice Superintendent to determine whether the road shall be stopped up**

**5. Superintendent authorised to contract for the sale, &c., of land over which stopped-up portions of road passed**

**6. Superintendent empowered to exchange lands**

**7. Map of road to be deposited**

**8. Interpretation**

**Schedule.**

*AN ORDINANCE to authorise and empower the Superintendent of Otago to stop up certain Roads and portions of Roads in the Province of Otago and to sell exchange or otherwise dispose of the Lands over which such Roads and portions of Roads passed.*

**Title**

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 20TH DECEMBER, 1866.]

**W**HEREAS by an Act of the General Assembly of New Zealand intituled the "Highways and Watercourses Diversion Act 1858" it is enacted that it shall be lawful for the Superintendent of any Province with the advice and consent of the Provincial Council thereof by any law or Ordinance to be made or ordained for that purpose to authorise and empower the Superintendent to stop up any public street road highway or thoroughfare in any such Province and also to sell exchange or otherwise dispose of the land over which such public street road highway or thoroughfare in any such Province and also to sell exchange or otherwise dispose of the land over which such public street road highway or thoroughfare so stopped up was laid out or passed : And whereas in making the permanent formation of the Roads in the said Province of Otago it has been found that certain of the Roads and certain portions of the Roads are either from their situation or other causes unsuitable for the proper construction of good Roads : And whereas other Roads on the Map or Maps hereinafter mentioned delineated and therein colored brown have been surveyed laid out and opened to the public in lieu of such Roads or portions of Roads so found to be unsuitable : And whereas in consequence of the permanent roadway having been laid out over other lands the Roads and the portions of the Roads so found to be unsuitable for good Roads as aforesaid have become disused as public Roads or thoroughfares and it is expedient that such Roads and such portions of Roads so disused should be stopped up and should cease to be public Roads and thoroughfares and it is also expedient that the Superintendent should be empowered to sell exchange or otherwise dispose of the lands over which such Roads and portions of Roads passed :

**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 :

Short Title

I. This Ordinance may be cited and referred to as the "Roads Diversion Ordinance 1866."

Superintendent authorised to stop up certain portions of roads

II. It shall be lawful for the Superintendent of Otago and he is hereby authorised and empowered to stop up all or any of such of the Roads and all or any of such portions of the Roads as are particularly described with regard to their situation courses boundaries and admeasurements in the Schedule to this Ordinance annexed and are delineated on the Map or Maps and are therein colored red.

Sixty days' notice of intention to stop up to be given

III. Before any of the Roads or any portion of the Roads are stopped up by the Superintendent he shall cause a notice to be inserted in the *Government Gazette* of the Province of Otago or in at least one newspaper published in Dunedin or elsewhere in the said Province referring to the Map or Maps and describing in general terms the situation length and course of the Road or portions of Road intended to be stopped up and calling upon all persons objecting to the stopping up of such Road or portions of Road to state in writing any well-grounded objection they may have to the stopping up of such Road or portions of Road and to leave within sixty days from the first publication of such notice such statement addressed to the Superintendent at his office in Dunedin and on or before the day of the publication of the said notice a copy of the Map or Maps shall be deposited at one or more of the public schools in the Road District or Road Districts in which such Road or portions of Road intended to be stopped up is or are situated or pass or if there be no such public school in such Road District or Road Districts then at any one or more of the public schools in the nearest adjoining Road District or Road Districts in which there shall be established a public school or public schools and there shall be printed written or lithographed on the said copy a notice intimating the last day for lodging such objections ; Provided that if the delineation of the Roads intended to be stopped up in any Road District is not contained in a Map of a single sheet but is contained in a Map of more sheets than one it shall be sufficient to deposit at such school or schools the sheet or sheets of such Map on which are delineated the Road or portions of Road intended to be stopped up or copies thereof respectively.

Or a copy sheet

After expiration of notice Superintendent to determine whether the road shall be stopped up

IV. After the expiration of the said sixty days' notice if no objections have been made or if the Superintendent upon consideration of the objections made shall determine nevertheless that such portions ought to be stopped up the Superintendent shall declare by proclamation in the *Government Gazette* of the said Province that such Roads or portions of Road shall thenceforth cease to be a public road or thoroughfare and shall no longer form part of the Roads and the Superintendent may thereupon take such proceedings as he may think fit for stopping up such Road or portions of Road.

Superintendent authorised to contract for the sale, &c., of land over which stopped-up portions of road passed.

V. It shall be lawful for the said Superintendent and he is hereby authorised and empowered to contract with any person or persons or body or bodies corporate for the sale exchange or disposal in any way he may think fit of the land over which any of the Roads or portions of the Roads stopped up under the provisions of this Ordinance passed.

Superintendent empowered to exchange lands

VI. It shall be lawful for the Superintendent to exchange any of the said lands over which any of the Roads or portion of the Roads stopped up under the provisions of this Ordinance passed for any other lands and to complete and perform any contracts heretofore entered into for the exchange of such lands for other lands over which new Roads have been made in lieu of the Roads or the portions of the Roads stopped up under the provisions of this Ordinance so soon as the lands over which such new Roads have been made shall have been conveyed to the Superintendent in exchange for any lands over which the stopped-up Roads or portions of Roads passed and

the lands so conveyed in exchange to the Superintendent shall be by the Superintendent dedicated to the public as a public highway and thoroughfare and the fee-simple shall be vested in Her Majesty her heirs and successors for ever subject to the rights of the public to use the surface thereof as public highways.

VII. At all times after the passing of this Ordinance a Map or Maps of the Roads referred to in this Ordinance and which are particularly described in the Schedule hereto shall be kept at the office of the Superintendent of Otago for the time being in Dunedin and be at all convenient times open for public inspection and all persons may at all convenient times examine gratis at such office such Map or Maps. Map of road to be deposited

VIII. The terms hereinafter mentioned shall for the purpose of construing this Ordinance have the force and signification hereby attached to them that is to say: The terms "The Map" or "The Map or Maps" shall mean the Map or Maps Plan or Plans bearing an inscription signed by the Speaker of the Provincial Council referring to this Ordinance and which Map or Maps Plan or Plans are hereafter to be deposited in the office of the Superintendent of the Province of Otago: The term "The Roads" shall mean the Public Roads in the several Road Districts in the Province of Otago mentioned in the Schedule to this Ordinance annexed and which Road or Roads are more particularly delineated in a Map or Maps certified by the Speaker of the Provincial Council and deposited at the office of the Superintendent of Otago. Interpretation

## SCHEDULE.

### CAVERSHAM ROAD DISTRICT—(No. 1.)

1. Twenty chains in length, sixty links wide, from District Road between sections twenty-one and twenty-two, block seven, Town District, to District Road between sections twenty-two and forty-one, said block. Boundaries: east, section twenty-two; west, sections forty-two, forty-three, forty-four, and forty-five, block seven, Town District.
2. Twenty chains in length, sixty links wide, from District Road between sections twenty-two and forty-one, block seven, Town District, to District Road between sections forty-one and fifty-four, said block. Boundaries: east, section forty-one; west, sections forty-six, forty-seven, forty-eight, and part of forty-nine, block seven, Town District.

### MILTON ROAD DISTRICT—(No. 2.)

1. Sixty-five chains in length, one chain wide, from section line between sections one and two, block twenty-nine, Tokomairiro Survey District, to District Road between blocks twenty-eight and twenty-nine, said District. Boundaries: north and east, Tokomairiro River; south and west, section one, block twenty-nine, Tokomairiro Survey District.
2. Seventy-five chains in length, one chain wide, from District Road between blocks twenty-eight and twenty-nine, Tokomairiro Survey District, to Road known as Coal Road on section 2, block twenty-eight, said District. Boundaries: south and east, Tokomairiro River; north and west, section one and part of section two, block twenty-eight, Tokomairiro Survey District.

### PORTOBELLO ROAD DISTRICT—(No. 3.)

1. Thirty chains in length, sixty links wide, from District Road between blocks one and two, Portobello Survey District, to District Road between sections eighteen and nineteen, block two, Portobello Survey District. Boundaries: east, sections thirteen, fourteen, fifteen, sixteen, seventeen, and eighteen, block two, Portobello Survey District; west, sections fifteen, sixteen, seventeen, eighteen, nineteen, and part of twenty, block one, Portobello Survey District.
2. Eighty chains in length, sixty links wide, from District Road between blocks one and two, Portobello Survey District, to New Road through section thirty-two, block two, Portobello Survey District. Boundaries: east, sections one, two, three, four, five, six, sixty-eight, sixty-seven, sixty-six, sixty-five, sixty-four, sixty-three, sixty-two, sixty-one, sixty, and fifty-nine, block two, Portobello Survey District; west, sections twelve, eleven, ten, nine, eight, seven, and twenty-three to thirty-two inclusive, block two, Portobello Survey District.

### NORTH-EAST HARBOR—(No. 4.)

1. Fifty chains in length, one chain wide, from eastern boundary of section two of eleven, block one, Otago Peninsula, to New Road through application one thousand two hundred and sixty-nine, block one, Otago Peninsula. Boundaries: both sides section two of eleven, ten, and application twelve hundred and sixty-nine, block one, Otago Peninsula.
2. Five chains in length, one chain wide, from indicated tract through application one thousand two hundred and sixty-nine, block one, Otago Peninsula, to New Road through said application and block. Boundaries: both sides said application and block.

3. Thirteen chains in length, one chain wide, from New Road through application one thousand two hundred and sixty-nine, block one, Otago Peninsula, to New Road on northern boundary of said application. Boundaries: both sides said application and block, Otago Peninsula,

4. Twenty-one chains in length, one chain wide, from New District Road north of application one thousand two hundred and sixty-nine, block one, Otago Peninsula, to District Road between sections eighteen and nineteen, Upper Harbor East District. Boundaries: both sides application fifty-three, block one, Otago Peninsula.

5. Twelve chains in length, sixty links wide, from western boundary of application fifty-three, block one, Otago Peninsula, to New Road between sections nineteen and twenty, Upper Harbor East District. Boundaries: north, section eighteen: south, section nineteen, Upper Harbor East District.

#### TOMAHAWK ROAD DISTRICT—(No. 5.)

1. Forty-four chains in length, sixty links wide, from Main District Road on section three block one, Tomahawk Survey District, to District Road between sections nineteen and twenty-one, said block and district. Boundaries: north-west, sections nineteen, seventeen, fifteen, thirteen, eleven, nine, seven, five, and part of three, block one, Tomahawk Survey District; south-east, sections ten, eight, six, four, two, and T. Robertson's property, to Main District Road, said block and district.

#### GOODWOOD ROAD DISTRICT—(No. 6.)

1. Thirty-one chains in length, sixty links wide, from Main Road through section sixty-four, block four, Moeraki Survey District, to section line between section two, block one, Hawksbury Survey District, and section sixty-two, block four, Moeraki Survey District. Boundaries: both sides section sixty-three and part of section sixty-four, block four, Moeraki Survey District.

2. Thirty-eight chains in length, one chain wide, from Main Road through section twelve, block one, Hawksbury Survey District, to Main Road through section eleven, said block and district. Boundaries: both sides section twelve, and part section eleven, said block and district.

#### MONTROYAL ROAD DISTRICT—(No. 7.)

1. Ninety-seven chains in length, sixty links wide, from District Road forming western boundary of section fourteen, block two, Hawksbury Survey District, to section line between section two, block one, Hawksbury Survey District, and section sixty-two, block four, Moeraki Survey District. Boundaries: north, sections fourteen, fifteen, sixteen, block two, Hawksbury Survey District, section one and part of section two, block one, Hawksbury Survey District; south, sections twenty-two, twenty-five, twenty-six, block two, Hawksbury Survey District, section one and part of section two, block one, Hawksbury Survey District.

#### BLOCK VIII., MOERAKI SURVEY DISTRICT—(No. 8.)

1. Forty-four chains in length, sixty links wide, from Shag River to Road between sections thirteen and eleven, block eight, Moeraki Survey District. Boundaries: both sides sections nine and eleven, block eight, Moeraki Survey District.

#### BUSHEY ROAD DISTRICT—(No. 9.)

1. Thirty-one chains in length, sixty links wide, from western boundary of section two of five, block three, Moeraki Survey District, to Main Road between sections twelve and twenty-three, said block and district. Boundaries: north, sections two of five and six, block three, Moeraki Survey District; south, section twelve, said block and district.

2. Loop Road—Four chains in length, sixty links wide, from District Road between sections twelve and two of five, block three, Moeraki Survey District, to said District Road. Boundaries: both sides section twelve, block three, Moeraki Survey District.

#### ENFIELD ROAD DISTRICT—(No. 10.)

1. Fifty-nine chains in length, sixty links wide, from District Road through section two, block seventeen, Oamaru Survey District, to District Road between blocks fourteen and fifteen, said District. Boundaries: both sides section two, block seventeen, Oamaru Survey District, and sections one and two, block fourteen, said District.

2. Fourteen chains in length, sixty links wide, from District Road through section one, block fourteen, Oamaru Survey District, to District Road between blocks fourteen and fifteen, said District. Boundaries: north-west, section one, block fourteen, Oamaru Survey District; south-east, section two, block seventeen, said District.

#### PAPAKAIO ROAD DISTRICT—(No. 11.)

1. Ninety-four chains in length, one chain wide, commencing at the distance of two chains, more or less, from south-east angle of section one hundred and eight, block three, Papakaio Survey District, thence following line of road north-west to District Road between section one hundred and section seventy-six, block three, Papakaio Survey District. Boundaries: north-east, sections one hundred, ninety-nine, ninety-eight, one hundred and six, one hundred and seven, and part of one hundred and eight, block three, Papakaio Survey District; south-west, Main North Road.

2. Eighty-three chains in length, one chain wide, from District Road between sections seventy-six and one hundred, block three, Papakaio Survey District, to western boundary of section sixty-two, said block and district. Boundaries: north-east, sections seventy-six, seventy-five, seventy-four, sixty-one, and sixty-two, block three, Papakaio Survey District; south-west, Main North Road.

#### BLUESKIN ROAD DISTRICT—(No. 12.)

1. Thirteen chains in length, sixty links wide, from southern boundary of section twenty-six, block one, North Harbor and Blueskin, to District Road between sections twenty-five and twenty-six, said block and District. Boundaries: both sides section twenty-six, block one, North Harbor and Blueskin.

2. Sixty-seven chains in length, sixty links wide, from District Road between sections twenty-five and twenty-six, block one, North Harbor and Blueskin, to northern boundary of section twenty-three, said block and District. Boundaries: both sides sections twenty-three, twenty-four, and twenty-five, block one, North Harbor and Blueskin.

## WEST TAIERI ROAD DISTRICT—(No. 13.)

1. Nineteen chains in length, sixty links wide, from District Road between sections twenty-seven and thirty, block three, Maungatua Survey District, to section line between sections eleven and twenty-seven, said block and district. Boundaries: west, section twenty-nine and part of section thirty, block three, Maungatua Survey District; east, section twenty-seven, said block and district.

2. Twenty-nine chains in length, sixty links wide, from New District Road between sections twenty-two and thirty-four, block three, Maungatua Survey District, to Old Main District Road at southern boundary of section thirty-four, said block and district. Boundaries: west, section thirty-four, block three, Maungatua Survey District; east, section twenty-two, said block and district.

3. Seventy-five chains in length, sixty links wide, from District Road between section seven, block three, Maungatua Survey District, and section nine, River Sections, Taieri, to District Road between section fourteen, block three, Maungatua Survey District, and section one, irregular block, Taieri. Boundaries: west, sections seven and fifteen, block three, Maungatua Survey District; east, sections eight and fourteen, said block and district.

4. Sixty-nine chains in length, sixty links wide, from District Road between section four, block three, Maungatua Survey District, and section seven, River Sections, Taieri, to New Main District Road, forming northern boundary of section nineteen, block three, Maungatua Survey District. Boundaries: west, sections four and twenty, block three, Maungatua Survey District; east, sections five and nineteen, said block and district.

5. Six chains in length, sixty links wide, from District Road between section fourteen, block three, Maungatua Survey District, and section one, irregular block, Taieri. Boundaries: west, section fifteen, block three, Maungatua Survey District; east, section one, irregular block, Taieri.

6. Forty-eight chains in length, one chain wide, from eastern boundary of section twenty-three, block three, Maungatua Survey District, to New District Road through section twenty-two, said block and district. Boundaries: north, section twenty-three and part of section twenty-two, block three, Maungatua Survey District; south, sections fifteen, sixteen, and New Main District Road, said block and section.

7. Twenty-eight chains in length, one chain wide, from New District Road through section twenty-two, block three, Maungatua Survey District, to Main District Road between sections thirty-five and forty-three, said block and district. Boundaries: north, part sections twenty-two and thirty-four; west, section thirty-five and part section thirty-four, South New Main District Road; east, part section twenty and New Main District Road, block three, Maungatua Survey District.

8. Sixty-eight chains in length, one chain wide, from Main District Road between sections thirty-five and forty-three, block three, Maungatua Survey District, to District Road between section forty-nine, said block and district, and section two, River Sections, Taieri. Boundaries: west, sections forty-three, forty-four, forty-five, and forty-nine, block three, Maungatua Survey District; east, part section twenty-one, and New Main District Road, said block and district.

9. Forty-seven chains in length, sixty links wide, from New Main District Road on section one, River Sections, Taieri, to District Road between section seven, River Sections, Taieri, and section three, block three, Maungatua Survey District. Boundaries: west, section two and part section one, River Sections, Taieri; east, sections four, five, six, seven, and part three, River Sections, Taieri.

10. Thirteen chains in length sixty links wide, from southern boundary of section one, River Sections, Taieri, to New Main District Road on said section. Boundaries: both sides section one, River Sections, Taieri.

## PORT MOLYNEUX ROAD DISTRICT—(No. 14.)

1. Twenty-two chains in length, one chain wide, from New District Road through section six, block two, Glenomaru Survey District, to District Road between block two, Glenomaru Survey District, and block five, South Molyneux Survey District. Boundaries: both sides section six, block two, Glenomaru Survey District.

2. Fourteen chains in length, one chain wide, from New District Road on Section six, block two, Glenomaru Survey District, to said Road on said section and block. Boundaries: south-east, section six, block two, Glenomaru Survey District; North-west, part of section six, said Survey District, and New District Road.

3. Forty-three chains in length, one chain wide, from New District Road on section six, block two, Glenomaru Survey District, to District Road between block two, said Survey District, and block five South Molyneux Survey District. Boundaries: both sides section six block two, Glenomaru Survey District.

4. Fourteen chains in length, one chain wide, from District Road between block two, Glenomaru Survey District, and block five, South Molyneux Survey District, to Port Molyneux Road. Boundaries: both sides section two, block five, South Molyneux Survey District.

## SYDNEY ROAD DISTRICT—(No 15.)

1. Three hundred and fifteen chains in length, sixty links wide, from District Road on section eleven, block six, Otepopo Survey District, to District Road between sections forty-one and fifty-five, said block and district. Boundaries: north and east, sections eleven to twenty-three inclusive, and forty-six to forty-one, block six, Otepopo Survey District; south and west, sections nine, twenty-four and twenty-six to thirty-eight inclusive, said block and district.

## PORT MOLYNEUX ROAD DISTRICT—(No. 16.)

1. Eighty-nine chains in length, from south-east angle of section eleven, block six, South Molyneux, to north-east angle of section one, block six, said district. Boundaries: east, sections two, four, six, eight, ten, and twelve, block four; west, sections one, three, five, seven, nine, eleven, block six, South Molyneux.

## AWAMOA ROAD DISTRICT—(No. 17.)

1. One hundred and fifty-three chains in length, sixty links wide, from south-west angle of section eight, block four, Oamaru Survey District, to south-east angle of section forty-six, said block. Boundaries: north, sections eight, nineteen, thirty-seven, and forty-six, said block and district; south, sections nine, eighteen, thirty-eight, and forty-five, said block and district.
2. Ninety-seven chains in length, one chain wide, from south-west angle of section thirty-seven, block four, Oamaru Survey District, to township of Oamaru. Boundaries: north-west, and south-east, sections thirty-seven, thirty-six, thirty-five, and forty-nine, said block and district.
3. Twenty chains in length, sixty links wide, from north-east angle of section nineteen, block four, Oamaru Survey District, to south-east angle of said section, said block and district. Boundaries: east, section thirty-seven; west, section nineteen, said block and district.
4. Forty-seven chains in length, one chain wide, from north-east angle of section eighteen, block four, Oamaru Survey District, to point A on plan, on section forty, said block and district. Boundaries: east, sections thirty-eight, thirty-nine, and part forty; west, sections eighteen, seventeen, and portion of sixteen, said block and district.
5. Seventeen chains in length, sixty links wide, from point A on section forty, block four, Oamaru Survey District to point B on section forty-one. Boundaries: east, part of sections forty and forty-one, said block and district; west, part sections sixteen and fifteen, said block and district.
6. Thirty-three chains in length, one chain wide, from point A on section forty, block four, Oamaru Survey District, to point C on section forty-one, said block and district. Boundaries: east, parts sections sixteen, fifteen, and forty-one; west, parts sections sixteen and fifteen, said block and district.
7. Three chains in length, sixty links wide, from point C on section forty-one to point D on section forty-two, block four, Oamaru Survey District. Boundaries: east, portions sections forty-one and forty-two; west, portions sections fifteen and fourteen, said block and district.
8. Twenty-two chains in length, one chain wide, from point C on section forty-one, block four, Oamaru Survey District, to Beach Reserve. Boundaries: north-east and south-west, sections forty-one and forty-two, said block and district.

## BUSHEY ROAD DISTRICT—(No. 18.)

3. One hundred and twenty chains in length, one chain wide, from Main North Road on section twenty-seven block three, Moeraki Survey District, to south-east angle of section thirty-one, said block. Boundaries: north, sections twenty-seven, twenty-eight, twenty-nine, thirty, and thirty-one, said block and district; south, sections thirty-eight, thirty-nine, forty, forty-one, and forty-two, said block and district.
4. Forty chains in length, sixty links wide, from north-east angle of section forty-two, block three, Moeraki Survey District to Beach Road, at the north-east angle of section forty-three, said block and district. Boundaries: north and east, Coal Reserve; south and west, section forty-three and portion section forty-two, said block and district.

## BLOCK VII. MOERAKI SURVEY DISTRICT—(No. 19.)

All that area in the Province of Otago, containing by admeasurement six acres and three roods, more or less, situate in the Moeraki District, being a road line intersecting sections numbered respectively thirty-two, thirty-four, thirty-six, thirty-seven, thirty-nine, forty-seven, forty-nine, fifty-two, sixty, sixty-seven, and seventy, block seven on the map of the said district—bounded towards the north-east by a road line, sixty links; towards the east by sections numbered respectively thirty-two, thirty-four, thirty-six, thirty-seven, and thirty-nine, five thousand three hundred and fifty links, also by sections numbered respectively forty-seven, forty-nine, fifty-two, sixty, sixty-seven, and seventy, eight thousand two hundred links; towards the south-east by a road line, sixty links; also by a road line, eighty links; towards the west by sections numbered respectively thirty-two, thirty-four, thirty-six, thirty-seven and thirty-nine, five thousand four hundred and thirty links, also by sections numbered respectively forty-seven, forty-nine, fifty-two, sixty, sixty-seven, and seventy, eight thousand two hundred links; and towards the north-west by a road line, fifty-five links.