

ORDINANCES

OF THE

SUPERINTENDENT AND PROVINCIAL COUNCIL

OF THE

PROVINCE OF OTAGO, N.Z.,

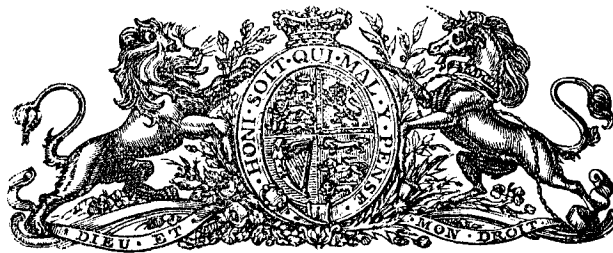
PASSED IN THE

THIRTY-SEVENTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA,

AND THE

THIRTY-THIRD SESSION OF THE PROVINCIAL COUNCIL.

BEGUN AND HOLDEN AT DUNEDIN, ON THE TWENTY-NINTH DAY OF APRIL,
ONE THOUSAND EIGHT HUNDRED AND SEVENTY-FOUR.



SESSION XXXIII., 1874.

(OR SECOND SESSION OF SEVENTH COUNCIL.)

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1874.

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PROVINCIAL GOVERNMENT FOR THE TIME BEING.

I N D E X

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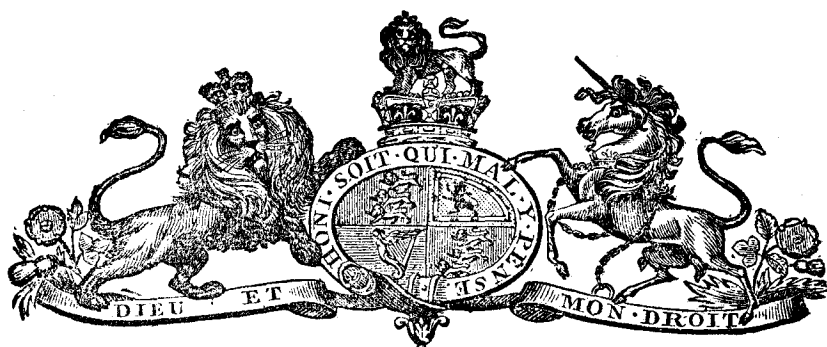
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OTAGO HARBOUR BOARD ORDINANCE 1874.

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

SESSION XXXIII. No. 422.

ANALYSIS.

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An Ordinance to constitute a Harbour Board for the ^{Title.}
Otago Harbour in the Province of Otago.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE 1874.]

WHEREAS it is expedient to provide for the constitution of a Harbour ^{Preamble.}
Board for the Otago Harbour in the Province of Otago pursuant to
the power in that behalf conferred by "The Harbour Boards Act 1870" and

pursuant to every other power enabling the Superintendent and Provincial Council of Otago in that behalf :

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

Short Title.

1. This Ordinance shall be termed and may for all purposes be cited and referred to as the "Otago Harbour Board Ordinance 1874."

Interpretation.

2. The following words and expressions in this Ordinance shall have the meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction that is to say :—

The word "person" shall include Corporation whether sole or aggregate.

The word "Board" and the words "the said Board" shall mean the "Otago Harbour Board."

The words "City of Dunedin" and the words "Town of Port Chalmers" shall respectively mean in this Ordinance the City of Dunedin and Town of Port Chalmers as defined by "The Municipal Corporations Act 1867."

The words "Dunedin Chamber of Commerce" shall signify the present Association in Dunedin so named.

The word "mortgage" shall mean a mortgage made and issued under this Ordinance.

The word "rents" shall include income and profits of all kinds.

The word "dues" shall include tolls dues and charges of all kinds.

The word "wharf" shall include every pier quay jetty and every other construction for facilitating the shipping and landing of passengers and goods.

Harbour Board constituted and named

3. There is hereby constituted for the Harbour of Otago a Harbour Board and the limits of the said Harbour shall be those which have been or may yet be defined under or in pursuance of "The Marine Act 1867" or any Amendment thereof.

Number of Members of Board.

4. The Harbour Board hereby constituted shall consist of thirteen members of whom five shall be *ex officio* members and eight elective members.

Ex officio Members of Board.

5. The following persons shall be the *ex officio* members of the said Harbour Board that is to say the several and respective persons for the time being holding the offices of Superintendent of the Province of Otago Speaker of the Provincial Council of the Province of Otago Mayor of the City of Dunedin Mayor of the Town of Port Chalmers and President or Chairman of the Dunedin Chamber of Commerce.

By whom Member of Board elected.

6. The elective members of the Board shall be elected by the following bodies or persons (and except as hereinafter provided shall hold office for a period of two years) that is to say—Two of such members by the Provincial Council of the Province of Otago other two of such members by the City Council of Dunedin other two of such members by the Town Council of the Town of Port Chalmers and the remaining two of such members by the Dunedin Chamber of Commerce.

7. The said Board hereby constituted shall be a corporate body in fact and in law by the name of the "Otago Harbour Board" with perpetual succession and a common seal and with full power and authority by that name to sue and be sued plead and be impleaded defend and be defended in all Courts and in all causes and suits at law or in equity whatsoever with power to take purchase and hold all goods chattels and personal property whatsoever which may be required for the improvement or management of the Otago Harbour and also to take and hold all such lands hereditaments and possessions as may be transferred to or vested in the said Board as sites for wharfs docks or warehouses or as endowments for the said Board or for any other purpose connected with the improvement or management of the said Harbour and also to do all other matters and things incidental to or appertaining to a corporate body subject nevertheless to any provisions contained in this Ordinance or in the "Harbour Boards Act 1870" affecting such powers.

Harbour Board constituted a Corporation.

8. One of the elective members to be elected by each constituent body shall retire from office annually on the thirtieth day of June in each year the members so to retire shall be the members who shall have been longest in office without re-election but the Board before the next ensuing session of the Provincial Council shall decide by ballot what members shall retire: Provided always that any retiring member or members shall be eligible for re-election.

Retirement from office—how regulated.

9. The two members to be elected by the Provincial Council shall be elected in the first session of the Council that shall be held after the month of March in each year and a certificate signed by the Speaker of the Provincial Council that the person therein named has been duly elected shall be conclusive evidence of such election.

Members elected by the Provincial Council. When elected.

10. The other elective members shall be chosen and elected in the month of June in each year and all elective members whenever elected shall take and hold office as from the first of July in each year.

Other Members.

11. If from any cause whatever any or all of the said constituent bodies shall fail to elect a member during the first or any future year the Superintendent by and with the advice and consent of his Executive Council shall have power and he is hereby authorised to appoint from time to time as such failure may happen such person as he shall think fit to be a member to fill the vacancy in the Board and any member so appointed shall hold office until the next annual election and no longer and if any of the elective members shall die or by notice in writing signed by him and delivered to the Chairman or the Secretary or Clerk of the Board resign his office or shall by any rule or order of the Supreme Court be ousted from such office or shall be absent from five successive ordinary meetings of the Board without leave obtained from the Board in that behalf or become otherwise legally incapacitated then the office of such member shall become and be vacant and every such vacancy shall be supplied by such person as the Superintendent by and with the advice of his Executive Council shall appoint and any persons so appointed shall hold office until the next annual election and no longer.

If members not elected Superintendent to elect.

On death or resignation of elective members Superintendent to elect.

12. A certificate under the corporate seal of the City of Dunedin shall be conclusive evidence of the due election of a member by the City Council of Dunedin.

Evidence of election of Member.

13. A certificate under the corporate seal of the Town of Port Chalmers shall be conclusive evidence of the due election of a member by the Town Council of the Town of Port Chalmers.

Evidence of election of Member.

Evidence of election
of member.

14. A certificate under the hand of the President or Chairman of the Dunedin Chamber of Commerce shall be conclusive evidence of the due election of a member or members by the Dunedin Chamber of Commerce.

Chairman.

15. At all meetings of the Board the Superintendent or in his absence such member of the Board as the members assembled shall choose shall be Chairman and such Chairman shall have a deliberative vote and in all cases of equality of votes a casting vote also. Unless five members are present no meeting of the Board shall be constituted for the transaction of business and all acts to be done by the Board (except where any special provision is made herein) and all questions of adjournment or other questions may be done and decided by the majority of members present provided five at least be present.

Quorum.

Power to make By-
laws.

16. The Board may from time to time make such by-laws as it shall think fit for regulating the manner in which and times at which its meetings shall be called and held its place of meeting the appointment remuneration and duties of its officers and generally for regulating the conduct of its business and proceedings.

Appointment of Offi-
cers.

17. The Board may from time to time appoint and employ a treasurer a secretary and such and so many engineers surveyors clerks collectors and other officers to assist in the execution of this Ordinance as it shall think proper and necessary and from time to time remove any of such officers and appoint others in the room of such as shall be so removed or as may die or resign and may out of the funds of the Board pay such salaries and allowances to the said officers respectively as the Board shall think reasonable and any two or more of the said offices may be held by the same person.

Officer to find security

18. Before any officer entrusted by the Board with the custody or control of moneys by virtue of his office shall enter upon such office the Board shall take sufficient security from him for the faithful execution thereof.

Officer exacting fees
unlawfully liable to
a penalty of £50.

19. Every member of the Board and every officer employed by the Board who shall exact or accept on account of anything done by virtue of his office or in relation to the matters to be done under this Ordinance any fee or reward whatsoever other than the salary or allowance (if any) allowed by the Board or who shall be in anywise concerned or interested in any bargain or contract made by the Board shall be liable to a penalty of not exceeding fifty pounds.

Moneys to be paid into
Bank and mode of
drawing cheques.

20. All moneys of the Board amounting to five pounds and upwards shall within three days after they shall have come to the hands of the proper officer of the Board be paid into such Bank as the Board shall from time to time appoint for that purpose and no such money shall be drawn out of such bank save by cheques signed at a meeting of the Board by the presiding Chairman and countersigned by the Treasurer of the Board or by such other person as the Board may appoint.

Duties of Collector.

21. Every collector appointed or employed by the Board by virtue of this Ordinance to collect any rents or dues shall within three days after he shall have received any moneys on account of any such rents tolls or dues pay over the same to the treasurer to the account of the Board and the receipt of such treasurer for the moneys so paid shall be a sufficient discharge to the collector and every such collector shall in such time and in such manner as the Board shall direct deliver to it true and perfect accounts in writing under his hand of all moneys received by him and of

all moneys paid by him to the said treasurer by virtue of this Ordinance and also a list of the names of all persons who have neglected or refused to pay any rent due or money owing to it with a statement of the moneys due from them respectively and in respect of what several periods rents and dues the same are due respectively and every such collector shall when required by the Board so deliver such a list embracing the particulars brought down to the day of his delivering such list.

22. Every officer appointed or employed by the Board by virtue of this Ordinance shall from time to time when required by the Board make out and deliver to it or to any person appointed by it for that purpose a true and perfect account in writing under his hand of all moneys received by him on behalf of the Board and such account shall state how and to whom and for what purpose such moneys have been applied or disposed of and together with such account such officer shall deliver the vouchers and receipts for such payments and every such officer shall pay to the Board or to any person appointed by it to receive the same all moneys which shall appear to be owing from him upon the balance of such accounts.

Officer to account when called upon.

23. If any such officer fail to render such accounts as aforesaid or to produce and deliver up the vouchers and receipts relating to the same in his possession or power or to pay the balance thereof when thereunto required or if for five days after being thereunto required any officer of the Board fail to deliver up to the Board or to any person appointed by it to receive the same all papers and writings property matters and things in his possession or power relating to the execution of this Ordinance or belonging to the Board he shall be liable to a penalty of not exceeding one hundred pounds.

Officer failing to account liable to a penalty not exceeding £100.

24. No such proceeding against or dealing with any officer as aforesaid shall deprive the Board of any remedy which it might otherwise have against any surety of such officer.

Remedy against surety preserved.

25. The Board may enter into contracts with any person for the execution of any works directed or authorised by this or any other Ordinance or Act to be done by the Board or for furnishing materials or for any other things necessary for the purposes of this Ordinance and every such contract for the execution of any work shall be in writing and shall specify the work to be done and the materials to be furnished and the price to be paid for the same and the time or times within which the work is to be completed and the penalties to be suffered in case of non-performance thereof and the power hereby granted to the Board to enter into contracts may lawfully be exercised as follows that is to say :—

Board may enter into contracts.

Any contract which if made between private persons would be by law required to be in writing and under seal the Board may make in writing and under the common seal of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law required to be in writing signed by the parties to be charged therewith the Board may make in writing signed by the members thereof or any two of their number acting by the direction and on behalf of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law valid although made by parol only and not reduced into writing the members of the Board or any two of them acting

by the direction and on behalf of the Board may make by parol only without writing and in the same manner may vary or discharge the same: provided that any agreement made by parol only shall not be valid for any sum exceeding ten pounds.

Books to be provided and open for inspection.

26. The Board shall cause books to be provided and kept in such form (if any) as shall from time to time be appointed by the Superintendent to be used by Harbour Boards and true and regular accounts to be entered therein of all sums received and paid for and on account of this Ordinance and of the several purposes for which such sums of money shall have been received and paid which books shall at all reasonable times be open to the inspection of any of the members of the Board and any person being a creditor of the Board without fee or reward and the members of the Board and every such person as aforesaid or any of them may take copies of or extracts from the said books without paying anything for the same and any clerk or other person having the custody of the said books who shall not on any such reasonable demand of any member of the Board or any such creditor as aforesaid permit him to inspect the said books or to take such copies or extracts as aforesaid shall be liable to a penalty of five pounds for every such offence.

Accounts to be balanced and audited.

27. The Board shall cause their accounts to be balanced in each year to a period not less than one month before the annual general meeting at which they are to be produced as hereinafter mentioned and twenty-one days at least before such meeting the Board shall cause a full and true statement and account to be drawn out of the amount of all contracts entered into and of all moneys received and expended by virtue of this Ordinance during the preceding year and of all available assets and of all debts then owing by the Board and such statement and account shall be laid before the Provincial Auditor or other the person appointed by the Superintendent to audit the accounts of the Board who shall in the presence of the Clerk of the Board if he desire to be present proceed to audit the accounts of the year preceding such balancing and the Board shall by its Clerk produce and lay before the auditor or such person as aforesaid the accounts so balanced as aforesaid together with the said statement and account accompanied with proper vouchers in support of the same and all books papers and writings in its custody or power relating thereto and any person interested in the said accounts as a creditor of the Board may be present at the audit of the said accounts by himself or his agents and may make any objection to any part of such accounts and if the said accounts of the Board be found correct such auditor or other person shall sign the same in token of his allowance thereof but if such auditor or other person thinks there is just cause to disapprove any part of the said accounts he may disallow any such parts of the said accounts as shall be disapproved.

Statement and Account to be open for inspection.

28. The Board shall cause such statement and account to be fairly copied or printed and shall allow such statement and account to remain for inspection at the office of the Board and every creditor of the Board or person acting on behalf of any such creditor may at all reasonable times inspect such statement and account and compare the same with the books and documents relating thereto in the possession of the Board and the Clerk shall on demand furnish a written or printed copy of the said statements and accounts to every such creditor without fee if printed and if written upon reasonable payment to be fixed by the Board not exceeding sixpence per folio of seventy-two words and fourteen days at the least before the meeting for examining and settling the said accounts as hereinafter mentioned the Board shall give public notice of such intended meeting stating in such notice that the said statement and account are printed and lie at the office of the Board ready for the inspection of the creditors of the Board.

29. The accounts of the Board so balanced as aforesaid and audited and either allowed or disallowed by the auditor or other person as aforesaid together with the said statement and account shall be produced at the annual meeting of the Board or at some adjournment thereof at which meeting all such creditors as aforesaid may be present and the accounts shall be then finally examined and settled by the Board and if the same be found just and true they shall be allowed by the Board and certified accordingly under the hand of the chairman of such meeting and after such accounts have been so allowed and signed by such chairman the same shall be final in regard to all persons whomsoever. The annual meeting of the Board shall be held on the thirtieth day of the month of June in each year unless that day shall happen to fall on a Sunday or holiday in which case the said meeting shall be held on the preceding day or on the first of the preceding days which shall not be a Sunday or holiday.

Accounts when audited to be produced at annual meeting.

Annual meeting when held.

30. The Board shall every year cause an annual account in abstract to be prepared showing the total receipts and expenditure of all funds received by virtue of this Ordinance or otherwise for the year ending on the day down to which its accounts shall have been made up for the said annual meeting or on some other convenient day in each year under the several distinct heads of receipt and expenditure with a statement of the balance of such account duly audited and certified by the chairman of the Board and shall cause the same to be published in the Provincial Government *Gazette* and shall also within one month after such account shall have been audited send a copy of the said account free of charge to the Superintendent who shall cause the same to be forwarded to the Provincial Council within ten days after the commencement of its next Session.

Abstract of accounts to be published.

31. The Superintendent is hereby authorised by deed under his hand and sealed with the seal of the Province to convey to and vest in the Board the lands described in the first Schedule hereto and also all other lands which already have been or may hereafter be granted to the Superintendent in trust for the endowment of or for purposes of public utility for the said Harbour of Otago subject nevertheless to any contracts leases mortgages and other charges and debts for the time being affecting such lands.

Superintendent authorised to vest reserves in Board. (First Schedule.)

32. There shall be and is hereby reserved to the City Council of Dunedin for the benefit of the citizens of Dunedin full rights privileges and easements of drainage and sewerage in through and over such of the said land as may be adjacent or contiguous to the City of Dunedin and to the Town Council of the Town of Port Chalmers for the benefit of the citizens of Port Chalmers the like rights privileges and easements in through and over such of the said lands as may be adjacent or contiguous to the said Town of Port Chalmers and the Board in any lease granted by it of any lands vested or to be vested in it under this Ordinance shall expressly reserve such rights privileges and easements as are hereinbefore referred to and should any dispute or difference arise between the Board and the said City Council or the said Town Council as to the exercise of the rights privileges and easements aforesaid such difference or dispute shall be referred to the Superintendent and his Executive Council and their decision shall be final and conclusive on the matter in dispute.

Provision for drainage sewerage, &c.

33. It shall be lawful for the Board with the sanction of the Superintendent and his Executive Council to lease the said lands at such rents issues and profits and upon such terms and conditions as the Board shall determine so that such leases be for any term not exceeding twenty-one years to take effect from the time of the execution thereof.

Board may lease reserves.

Appropriation of rent
of reserves.

34. All moneys received by the Board for the rents issues and profits of the said lands shall be managed by the Board and shall be applied and disposed of for the purposes of this Ordinance in such manner as the Board may from time to time determine.

Board may provide
dredges.

35. The Board shall provide such dredges and other machines as may be necessary to enable it to improve the said Harbour of Otago by deepening cleansing and scouring the same.

Board may reclaim
Lands.

36. The Board is hereby authorised and empowered to reclaim from the sea all land which may be or become vested in it or which may hereafter be vested in it and for such purpose may construct and maintain such training walls and embankments and may provide such dredges and other machines as shall be by the Board thought necessary.

Board may construct
docks, &c.

37. The Board may subject to the approval of the Superintendent and his Executive Council construct such training walls docks quays wharfs piers and jetties as shall be by it considered necessary for the purposes of this Ordinance and also with the like approval such cranes sheds breasts graving docks repairing slips or other works for the improvement of the said Harbour of Otago as shall be by the Board judged necessary and proper for the safety convenience or reception of ships and vessels resorting to the said Harbour or for the more convenient loading and unloading of such ships and vessels: Provided always that the approval of the Superintendent and his Executive Council to the construction of any work hereinbefore mentioned shall not be withheld if after any change shall have taken place in the persons constituting the Board a resolution to construct such work shall have been again passed by the Board.

Power to borrow
money.

38. In order to raise money for the purpose of constructing such works as aforesaid it shall be lawful for the Board from time to time to borrow on the security of the lands described in the first Schedule hereto and of all other lands which may for the time being be vested in the Board and of the rents thereof and of the dues chargeable or receivable by the Board under this Ordinance any sums of money not exceeding in the aggregate the sum of two hundred and fifty thousand pounds at any rate not exceeding six pounds per centum per annum payable half-yearly and so often as such sum shall be repaid the Board may re-borrow the same or any less sum.

Form of mortgage.
(Second Schedule.)

39. Every such security shall be by mortgage of the said lands rents and dues and shall be in the form or to the effect set forth in the second Schedule to this Ordinance and shall be sealed with the common seal of the Board and the consideration therefor shall be truly stated therein. No such mortgage shall create any liability against the revenues of the Colony or of the Province of Otago and the holder shall have no claim whatsoever on such revenues in respect thereof and every such mortgage may be assigned or transferred by deed in the form or to the effect set forth in the third Schedule hereto.

How transferred.
(Third Schedule.)

Mortgages to be num-
bered.

40. Such mortgages shall be numbered consecutively commencing with number one and may have coupons attached thereto for every half-year's interest payable to bearer.

Board may make ar-
rangements for
places of payment.

41. The Board may from time to time make such arrangements as it may think fit for the payment of any of the mortgages or coupons at any office or bank in the Colony of New Zealand or elsewhere as to the Board may seem desirable.

42. No holder of any mortgage shall have any preference over any other holder by reason of any priority of date or otherwise but all holders shall rank alike and be entitled to equal rights.

No preference between mortgage holders.

43. It shall be lawful for the Board under its Common Seal from time to time to appoint an agent or agents for the purpose of raising any loan by this Ordinance authorised to be raised and such agent or agents shall have power to do all acts that may be specified in the instrument by which such appointment is made.

Agents may be appointed to raise loan.

44. All mortgages under this Ordinance together with the interest thereon shall be a first charge on all lands of which the Board may become seised or possessed and on all rents and dues which shall be payable to or receivable by the Board.

Mortgages to be a first charge on lands rents rates and dues

45. It shall not be lawful for the Board to sell or dispose of otherwise than by lease for a term of years as hereinbefore provided any of the lands vested in or held by the Board.

Board may not dispose of lands, &c., except as herein provided.

46. For the purpose of providing a sinking fund for the payment of mortgages under this Ordinance there shall on the thirtieth day of June in such year as shall be fixed by the Board not being later than the thirtieth day of June next after the expiration of five years after the date of the first mortgages issued be set apart out of the said rents and dues a sum equal to one per cent. on all mortgages issued at that time.

Sinking fund provided.

47. Such sums shall be applied in taking up so many mortgages as the sum so set apart will cover and the balance (if any) shall be invested at interest and added together with the interest to the amount set apart for the same purpose in the next succeeding year.

How to be applied.

48. The order in which the mortgages shall be taken up shall be determined by lot in such convenient manner on a day and at a place to be from time to time fixed by the Board.

Order in which mortgages shall be paid.

49. On the thirtieth day of June in every subsequent year a sum equal to one per cent. on the total amount for which mortgages have then been issued with the addition of a sum equal to the interest on all mortgages already paid off shall be applied in taking up so many mortgages to be determined by lot as aforesaid as such two sums with any balance from the preceding year and interest thereon added together will cover and the balance (if any) shall be invested at interest and added together with the interest thereon to the amount to be set apart for the same purpose in the next succeeding year.

Further provision as to application of sinking fund.

50. When it shall be so decided by lot that any mortgage shall be paid off interest thereon shall be paid up to the thirtieth day of September following but no longer: Provided that the full amount of the mortgages with interest thereon to that date be paid on presentation and such mortgages with the coupons belonging thereto and not then due shall be given up to some person authorised by the Board to receive the same.

Interest to cease after time fixed for payment of mortgages.

51. In case any interest due in respect of any mortgage shall be in arrear or any sum due in respect of the sinking fund shall not be applied as hereinbefore provided for six calendar months it shall be lawful for the holder of any mortgage to apply by petition to the Superintendent praying that a Receiver may be appointed.

If interest of Sinking Fund in arrear, holder of mortgage may apply for appointment of a Receiver.

Superintendent may appoint Receiver.

52. On being satisfied that such default as alleged has been made the Superintendent shall by writing under his hand appoint some fit and proper person to be Receiver with the powers hereinafter mentioned.

Receiver to enter into possession of rents and dues.

53. Upon his appointment the Receiver shall enter into possession of all lands which may be vested in the Board and thenceforth all rents arising therefrom and dues in respect of any wharf or dock of the Board shall be paid to the Receiver or some person appointed by him in writing and all books papers accounts muniments of title and other documents relating to the matters aforesaid shall be handed over to the Receiver by the person in whose possession the same may be.

Application of money

54. The money so received shall be applied first in payment of the expenses incurred in the execution of the powers hereby vested in the Receiver: Secondly in or towards payment rateably amongst the several holders of mortgages of arrears of interest and future interest from time to time accruing: Thirdly in discharge of any sums due and accruing in respect of the sinking fund and if there be any surplus the same may be expended in improving any portion of the property held in security and the balance if any shall be temporarily deposited at interest at some Bank in the Province so as to be available when required for any of the purposes aforesaid.

Arrears paid application may be made to withdraw receiver

55. At any time when the arrears of interest and sinking fund have been fully paid and discharged it shall be lawful for the Board to apply to the Superintendent by petition praying that the Receiver may be withdrawn and possession given to the Board.

Superintendent may comply.

56. It shall be lawful for the Superintendent on being satisfied that all arrears of interest and sinking fund have been paid and discharged and that there is a reasonable probability that the same will not again be allowed to run into arrear to comply with the prayer of the petition.

Interest again in arrear Receiver may again be appointed.

57. Whenever at any future time any interest or sinking fund is again permitted to get into arrear for six calendar months it shall be lawful for the Superintendent from time to time upon a like petition and in like manner to appoint a Receiver with the same powers as are by this Ordinance given to the first appointed Receiver and such Receiver to withdraw in manner herein-before provided.

Receiver's powers.

58. During the time any Receiver is in possession he shall have the following powers namely—

- (1) To keep all wharfs houses and other buildings in repair.
- (2) To insure against loss or damage by fire.
- (3) To exercise all the powers and perform all the functions and duties given to and imposed on the Board by this Ordinance: Provided that no lease shall be granted without the approval of the Superintendent and his Executive Council.
- (4) To employ and pay all such persons as may be necessary to assist in the discharge of the duties imposed by this Ordinance.
- (5) Subject to the approval of the Superintendent and his Executive Council to impose and alter dues for the use of wharfs and docks and for that purpose to exercise all the necessary powers.

Receiver's remuneration.

59. The Receiver shall be paid such remuneration out of the money

received under this Ordinance by way of salary or commission or otherwise as shall be from time to time fixed by the Superintendent in that behalf.

60. Any person who shall in any way obstruct or interfere with the Receiver or with any person appointed by him while in the exercise of the powers or performance of the duties given or imposed by this Ordinance or who after being applied to shall neglect or refuse to give up to the Receiver any books papers accounts muniments of title or other documents directed to be handed over to him by this Ordinance shall for every such offence forfeit and pay any sum not exceeding one hundred pounds.

Penalty for obstructing Receiver.

THE FIRST SCHEDULE ABOVE REFERRED TO.

PROPOSED HARBOR TRUST ENDOWMENT.

All that area in the Province of Otago, in the Colony of New Zealand, containing by estimation one hundred (100) acres, more or less, situate in Otago Harbour, being part of area granted to Superintendent in trust for Harbour reclamation: bounded by a line commencing at the north-eastern corner of section 8, block LII, and proceeding in a north-north-easterly direction, parallel to Castle Street, one thousand four hundred and fifty (1,450) links; thence in a north-easterly direction two thousand nine hundred and fifty (2,950) links; thence in an east-north-easterly direction, one thousand nine hundred and eighty (1,980) links to a point on the south side of Albany Street, in an east-south-easterly direction, one thousand five hundred and fifty (1,550) links; thence in a south-westerly direction, six thousand (6,000) links, to Training Wall; thence in a westerly direction along the Training Wall, seven hundred and forty (740) links: thence in a northerly direction along a street line, seven hundred and twenty (720) links; thence in a westerly direction along a street line to the south-east corner of section 8, block LII, eight hundred and forty (840) links; thence along the eastern boundary of section 8, block LII, two hundred and forty-six (246) links, to the starting point: excepting out of the above description three (3) Wet Docks, with entrances and rights-of-way thereto, be all the aforesaid linkages more or less.

THE SECOND SCHEDULE ABOVE REFERRED TO.

PROVINCE OF OTAGO, NEW ZEALAND,

No. OTAGO HARBOUR BOARD LOAN, £250,000. No.
Mortgage for £

This Deed made between the Otago Harbour Board of the one part and C D of of the other part Witnesseth that in consideration of the sum of £ sterling this day paid to the Otago Harbour Board for the purposes of the Otago Harbour Board Ordinance 1874 by the said C D (the receipt whereof is hereby acknowledged) the Otago Harbour Board hereinafter called "the said Board" by virtue and in pursuance of the said Ordinance do hereby convey and assign by way of Mortgage unto the said C D all and singular the lands tenements and hereditaments whatsoever and wheresoever situate of the said Board and all and singular the rents income and profits thereof And also all and singular the tolls dues and charges payable to or receivable by the said Board under or by virtue of the said Ordinance To hold the premises unto the said C D his heirs and assigns (or their successors and assigns as the case may be) until the said principal sum of £ together with interest for the same at the rate of (Six pounds) per centum per annum be satisfied And it is hereby agreed and declared between and by the said parties hereto that such principal and interest respectively shall be repaid at the times and in manner respectively hereinafter mentioned (that is to say)

1. The said principal sum by the application to annual drawings of a one per cent. accumulative sinking fund the liability of the said Board continuing at the rate of (seven pounds) (£1 more than the rate of interest) per centum per the total amount of debt contracted until the whole shall have been extinguished and the balance after paying the interest on the outstanding mortgages to be applied to the annual drawings.

2. The holder for the time being of this Mortgage will be entitled to receive from the said Board the sum of £ sterling on the day of following that on which this Mortgage shall have been drawn for payment.

3. Such holder will also be entitled to receive interest on the said principal sum half-yearly at the rate of (Six Pounds) per centum per annum to be computed from the day of 187 to the day on which the principal sum shall have become due and payable by reason of this Mortgage having been drawn.

4. The drawings aforesaid shall take place in the month of in each year commencing in the year 18 and shall be conducted in the presence of such of the Mortgage holders as may be pleased to attend and of a Notary Public.

5. The Mortgages drawn shall be paid off at par on the day of next following the date on which the same shall have been drawn and together with the amount of such Mortgage interest thereon shall be paid up to the said day of and no longer,

6. No holder of this Mortgage shall have any claim whatever on the Revenues of the Colony of New Zealand or of the Province of Otago in respect of this Mortgage.

In witness whereof The Otago Harbour Board have hereunto set their Common Seal and the said hath hereunto set his hand this day of 187

Sealed with the Common Seal of the Otago Harbour }
Board, in presence of }

(L.S.)

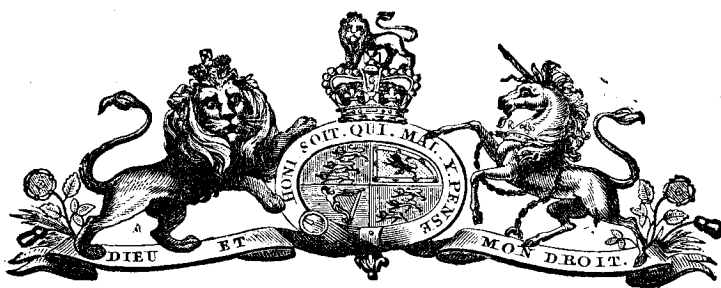
THE THIRD SCHEDULE ABOVE REFERRED TO.

FORM OF TRANSFER OF MORTGAGE.

This Deed made between the within named C D of the one part and E F of London Merchant of the other part
Witnesseth that in consideration of the sum of £ (the receipt whereof is hereby acknowledged) the said C D
doth hereby transfer to the said E F and his assigns the within written Mortgage security and all benefit and advantage
thereof. Dated this day of 18 C D.
Signed by the said C D in the presence of

DUNEDIN, NEW ZEALAND:

Printed under the Authority of the Provincial Government of Otago, by COULLS & CULLING, of Rattray street, Printers to the
Provincial Government for the time being.



OAMARU HARBOUR BOARD ORDINANCE 1874.

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

SESSION XXXIII. No. 423.

ANALYSIS.

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An Ordinance to constitute a Harbour Board for the Title.
Port of Oamaru in the Province of Otago.
[15th June 1874.]

WHEREAS by an Act of the General Assembly of New Zealand shortly Preamble.
intituled "The Harbour Boards Act 1870" the Superintendent and
Provincial Council of any Province are empowered to make laws for con-

stituting a Harbour Board for any Port within such Province for providing for the appointment or election of such Board and for other purposes: And whereas the Port of Oamaru is a Port within the Province of Otago and it is expedient to provide for the constitution of a Harbour Board for the said Port of Oamaru: And whereas by an Ordinance of the Superintendent and Provincial Council of the Province of Otago shortly intitled "The Oamaru Dock Trust Ordinance 1869" a corporate body styled the Oamaru Dock Trust was constituted for the purpose of the construction repairs making and management of a Dock at Oamaru and for certain other purposes in the said Ordinance mentioned: And whereas it is expedient to repeal the said Ordinance and to vest all the lands goods chattels property and effects of or belonging to the said Oamaru Dock Trust in the Harbour Board so to be constituted:

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

Short Title.

1. This Ordinance shall be termed and may for all purposes be cited and referred to as the "Oamaru Harbour Board Ordinance 1874."

Interpretation.

2. The following words and expressions in this Ordinance shall have the meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction that is to say:—

The word "person" shall include Corporation whether sole or aggregate.

The word "Board" and the words "the said Board" shall mean the "Oamaru Harbour Board."

The words "Port of Oamaru" shall mean the Port of Oamaru as defined under "The Marine Act 1867" and shall also include the limits of the Port of Oamaru as the same may at any time hereafter be defined under the said Act or any Act amending the same.

The word "lands" shall include messuages lands tenements and hereditaments.

The word "rents" shall include income and profits of all kinds.

The word "dues" shall include tolls dues and charges of all kinds.

The word "wharf" shall include every pier quay jetty and every other construction for facilitating the shipping and landing of passengers and goods.

Harbour Board constituted and named.

3. There shall be a Harbour Board for the Port of Oamaru and the name of the said Board shall be "The Oamaru Harbour Board."

Number of Members of Board.

4. The said Harbour Board shall consist of twelve members of whom the person for the time being holding the office of Mayor of Oamaru shall be one.

First Members of Board.

5. The following persons shall be the first members of the said Board:—The Honorable Henry John Miller of Oamaru John M'Lean of Oamaru Esquire Alexander M'Master of Oamaru Esquire George Murray Webster of Oamaru Esquire George Sumpter of Oamaru Esquire John Campbell Gilchrist of Oamaru Esquire James Hassell of Oamaru Esquire William

Jukes Steward of Oamaru Esquire James Ashcroft of Oamaru Esquire John Lemon of Oamaru Esquire James Lees of Oamaru Esquire and John Stubbs Wait as Mayor of Oamaru and whilst holding that office.

6. When and so soon as any person who shall be or become a member of the Board by reason of holding the office of Mayor of Oamaru shall cease to hold that office he shall *ipso facto* cease to be a member of the said Board and if any person being a member of the Board shall be elected Mayor of Oamaru he shall upon such election be deemed to have vacated his seat as a member of the Board and another person shall be appointed in his stead and such person so elected Mayor shall be a member of the Board in his capacity of Mayor only.

Mayor of Oamaru, being member of Board, as such to hold office only during term of Mayoralty.

7. So often as any person being a member of the Board otherwise than as Mayor of Oamaru shall die resign become incapable to act or be removed or absent from the said Province of Otago for the space of six consecutive calendar months it shall be the duty of the Superintendent to appoint by Proclamation in the Otago Provincial Government *Gazette* another fit and proper person to be a member of the Board in the room or stead of the person so dying resigning becoming incapable or being removed or absent as aforesaid.

Power to appoint Members of Board.

8. It shall be lawful for the Superintendent at any time and from time to time upon a resolution being passed by the Provincial Council requesting him so to do to remove all or any one or more of the members of the Board and upon a notification being inserted in the Otago Provincial Government *Gazette* of the fact of the removal of any person as a member of the Board the person named in such notification shall thereupon cease to be a member of the Board.

Power to remove Members.

9. The Board shall have full power and authority by their said name of the Oamaru Harbour Board to sue and be sued plead and be impleaded defend and be defended in all Courts and in all causes and suits at law or in equity whatsoever and to take purchase and hold to them and their successors all goods chattels and personal property whatsoever which may be required for the improvement or management of the said Port of Oamaru and also to take purchase and hold to them and their successors all such lands hereditaments and possessions as may be transferred to and vested in the Board as sites for wharfs docks or warehouses or as endowments for the said Board or for any other purpose connected with the improvement or management of the said Port of Oamaru subject nevertheless to any provisions contained in this Ordinance or in "The Harbour Boards Act 1870" affecting such powers.

Additional powers of Harbour Board.

10. From and after the date on which this Ordinance shall receive the Governor's assent the said recited Ordinance shall be repealed and the "Oamaru Dock Trust" thereby incorporated shall be dissolved and the members thereof shall thenceforth cease to hold office as trustees under the said Ordinance.

Repeal of Ordinance and dissolution of Oamaru Dock Trust.

11. All the lands tenements hereditaments possessions and real estate and all the goods chattels and personal property whatsoever and all powers rights remedies and capacities in respect of the same which on the day of the coming into operation of this Ordinance shall be vested in the said Oamaru Dock Trust shall by force and virtue of this Ordinance be vested in the Board and all monies then due and owing by or to or on account of the said Oamaru Dock Trust shall be receivable by or from the Board and all contracts agreements mortgages and securities made or entered into with or in favor of or by or for the said Oamaru Dock Trust or any person in their

Property of Oamaru Dock Trust vested in Harbour Board.

behalf shall take effect and may be proceeded in and enforced by against with reference to and in the name of the Oamaru Harbour Board as fully in all respects as they might have been enforced by against and with reference to the said Oamaru Dock Trust if this Ordinance had not been passed.

Suits, &c., in process
not to abate.

12. 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 Oamaru Dock Trust shall abate or be discontinued or prejudicially affected by reason of this Ordinance but shall continue and take effect both in favor of and against the Oamaru Harbour Board and all decrees and orders made and all fines and penalties imposed and incurred respectively shall be enforced levied received and proceeded for by and in the name of the Oamaru Harbour Board in such and the like manner as they could have been enforced levied received and proceeded for by and in the name of the Oamaru Dock Trust if this Ordinance had not been passed.

Chairman.

13. At all meetings of the Board the Chairman or in his absence such member of the Board as the members assembled shall choose shall preside and such presiding Chairman shall have a deliberative vote and in all cases of equality of votes a casting vote also. Unless five members are present no meeting of the Board shall be constituted for the transaction of business and all acts to be done by the Board (except where any special provision is made herein) and all questions of adjournment or other questions may be done and decided by the majority of members present provided five at least be present.

Quorum.

Power to make By-laws.

14. The Board may from time to time make such by-laws as it shall think fit for regulating the manner in which and times at which its meetings shall be called and held its place of meeting the appointment remuneration and duties of its officers and generally for regulating the conduct of its business and proceedings and the mode in which such by-laws shall be made.

Appointment of Officers.

15. The Board may from time to time appoint and employ a treasurer a secretary and all such engineers surveyors clerks collectors and other officers to assist in the execution of this Ordinance as it shall think proper and necessary and from time to time remove any of such officers and appoint others in the room of such as shall be so removed or as may die or resign and may out of the funds of the Board pay such salaries and allowances to the said officers respectively as the Board shall think reasonable and any two or more of the said offices may be held by the same person.

Officer to find security

16. Before any officer entrusted by the Board with the custody or control of moneys by virtue of his office shall enter upon such office the Board shall take sufficient security from him for the faithful execution thereof.

Officer exacting fees unlawfully liable to a penalty of £50.

17. Every member of the Board and every officer employed by the Board who shall exact or accept on account of anything done by virtue of his office or in relation to the matters to be done under this Ordinance any fee or reward whatsoever other than the salary or allowance (if any) allowed by the Board or who shall be in anywise concerned or interested in any bargain or contract made by the Board shall be liable to a penalty of not exceeding fifty pounds.

Moneys to be paid into Bank and mode of drawing cheques.

18. All moneys of the Board amounting to five pounds and upwards shall within three days after they shall have come to the hands of the

proper officer of the Board be paid into such Bank as the Board shall from time to time appoint for that purpose and no such money shall be drawn out of such bank save by cheques signed at a meeting of the Board by the presiding Chairman and countersigned by the Treasurer of the Board or by such other person as the Board may appoint.

19. Every collector appointed or employed by the Board by virtue of this Ordinance to collect any rents or dues shall within three days after he shall have received any moneys on account of any such rents tolls or dues pay over the same to the treasurer to the account of the Board and the receipt of such treasurer for the moneys so paid shall be a sufficient discharge to the collector and every such collector shall in such time and in such manner as the Board shall direct deliver to the Board true and perfect accounts in writing under his hand of all moneys received by him and of all moneys paid by him to the said treasurer by virtue of this Ordinance and also a list of the names of all persons who have neglected or refused to pay any rent due or money owing to the Board with a statement of the moneys due from them respectively and in respect of what several periods rents and dues the same are due respectively and every such collector shall when required by the Board so to do deliver such a list embracing the particulars brought down to the day of his delivering such list.

Duties of Collector.

20. Every officer appointed or employed by the Board by virtue of this Ordinance shall from time to time when required by the Board make out and deliver to the Board or to any person appointed by the Board for that purpose a true and perfect account in writing under his hand of all moneys received by him on behalf of the Board and such account shall state how and to whom and for what purpose such moneys have been applied or disposed of and together with such account such officer shall deliver the vouchers and receipts for such payments and every such officer shall pay to the Board or to any person appointed by it to receive the same all moneys which shall appear to be owing from him upon the balance of such accounts.

Officer to account when called upon.

21. If any such officer fail to render such accounts as aforesaid or to produce and deliver up the vouchers and receipts relating to the same in his possession or power or to pay the balance thereof when thereunto required or if for five days after being thereunto required any officer of the Board fail to deliver up to the Board or to any person appointed by it to receive the same all papers and writings property matters and things in his possession or power relating to the execution of this Ordinance or belonging to the Board he shall be liable to a penalty of not exceeding one hundred pounds: Provided always that no proceeding against any such officer for such penalty as aforesaid shall deprive the Board of any remedy which the Board might otherwise have against such officer or against any surety of such officer.

Officer failing to account liable to a penalty not exceeding £100.

22. The Board may enter into contracts with any person for the execution of any works directed or authorised by this or any other Ordinance or by any Act of the General Assembly to be done by the Board or for furnishing materials or for any other things necessary for the purposes of this Ordinance and every such contract for the execution of any work shall be in writing and shall specify the work to be done and the materials to be furnished and the price to be paid for the same and the time or times within which the work is to be completed and the penalties to be suffered in case of non-performance thereof and the power hereby granted to the Board to enter into contracts may lawfully be exercised as follows that is to say:—

Board may enter into contracts.

Any contract which if made between private persons would be by law required to be in writing and under seal the Board may make in writing and under the common seal of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law required to be in writing signed by the parties to be charged therewith the Board may make in writing signed by the members thereof or any two of their number acting by the direction and on behalf of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law valid although made by parol only and not reduced into writing the members of the Board or any two of them acting by the direction and on behalf of the Board may make by parol only without writing and in the same manner may vary or discharge the same: provided that any agreement made by parol only shall not be valid for any sum exceeding ten pounds.

Books to be provided and open for inspection.

23. The Board shall cause books to be provided and kept in such form (if any) as shall from time to time be appointed by the Superintendent to be used by Harbour Boards and true and regular accounts to be entered therein of all sums received and paid for and on account of this Ordinance and of the several purposes for which such sums of money shall have been received and paid which books shall at all reasonable times be open to the inspection of any of the members of the Board and any person being a creditor of the Board without fee or reward and the members of the Board and every such person as aforesaid or any of them may take copies of or extracts from the said books without paying anything for the same and any clerk or other person having the custody of the said books who shall not on any such reasonable demand of any member of the Board or any such creditor as aforesaid permit him to inspect the said books or to take such copies or extracts as aforesaid shall be liable to a penalty of five pounds for every such offence.

Accounts to be balanced and audited.

24. The Board shall cause its accounts to be balanced in each year to a period not less than one month before the annual general meeting at which they are to be produced as hereinafter mentioned and twenty-one days at least before such meeting the Board shall cause a full and true statement and account to be drawn out of the amount of all contracts entered into and of all moneys received and expended by virtue of this Ordinance during the preceding year and of all available assets and of all debts then owing by the Board and such statement and account shall be laid before the Provincial Auditor or before such other person as the Superintendent may by warrant under his hand from time to time appoint to audit the accounts of the Board and the Provincial Auditor or other the person so appointed to audit the accounts of the Board shall in the presence of the Clerk of the Board if he desire to be present proceed to audit the accounts of the year preceding such balancing and the Board shall by its Clerk produce and lay before the auditor or such person as aforesaid the accounts so balanced as aforesaid together with the said statement and account accompanied with proper vouchers in support of the same and all books papers and writings in the custody or power of the Board relating thereto and any person interested in the said accounts as a creditor of the Board may be present at the audit of the said accounts by himself or his agents and may make any objection to any part of such accounts and if the said accounts of the Board be found correct such auditor or other person shall sign the

same in token of his allowance thereof but if such auditor or other person thinks there is just cause to disapprove any part of the said accounts he may disallow any such parts of the said accounts as shall be disapproved by him.

25. The Board shall cause such statement and account to be fairly copied or printed and shall allow such statement and account to remain for inspection at the office of the Board and every creditor of the Board or person acting on behalf of any such creditor may at all reasonable times inspect such statement and account and compare the same with the books and documents relating thereto in the possession of the Board and the Clerk shall on demand furnish a written or printed copy of the said statements and accounts to every such creditor without fee if printed and if written upon reasonable payment to be fixed by the Board not exceeding sixpence per folio of seventy-two words and fourteen days at the least before the meeting for examining and settling the said accounts as hereinafter mentioned the Board shall give public notice of such intended meeting stating in such notice that the said statement and account are printed and lie at the office of the Board ready for the inspection of the creditors of the Board.

Statement and Account to be open for inspection.

26. The accounts of the Board so balanced as aforesaid and audited and either allowed or disallowed by the auditor or other person as aforesaid together with the said statement and account shall be produced at the annual meeting of the Board or at some adjournment thereof at which meeting all such creditors as aforesaid may be present and the accounts shall be then finally examined and settled by the Board and if the same be found just and true they shall be allowed by the Board and certified accordingly under the hand of the chairman of such meeting and after such accounts have been so allowed and signed by such chairman the same shall be final in regard to all persons whomsoever. The annual meeting of the Board shall be held on the thirtieth day of the month of June in each year unless that day shall happen to fall on a Sunday or holiday in which case the said meeting shall be held on the preceding day or on the first of the preceding days which shall not be a Sunday or holiday.

Accounts when audited to be produced at annual meeting.

Annual meeting when held.

27. The Board shall every year cause an annual account in abstract to be prepared showing the total receipts and expenditure of all funds received by virtue of this Ordinance or otherwise for the year ending on the day down to which its accounts shall have been made up for the said annual meeting or on some other convenient day in each year under the several distinct heads of receipt and expenditure with a statement of the balance of such account duly audited and certified by the chairman of the Board and shall cause the same to be published in the Provincial Government *Gazette* and shall also within one month after such account shall have been audited send a copy of the said account free of charge to the Superintendent who shall cause the same to be forwarded to the Provincial Council within ten days after the commencement of its next Session.

Abstract of accounts to be published.

28. The Superintendent is hereby authorised by deed under his hand and sealed with the seal of the Province to convey to and vest in the Board all lands which already have been or may hereafter be granted to the Superintendent in trust for the endowment of or for purposes of public utility for the said Port of Oamaru subject nevertheless to any contracts leases mortgages and other charges and debts for the time being affecting such lands.

Superintendent authorised to vest reserves in Board.

29. It shall be lawful for the Board with the sanction of the Superintendent to lease the said lands or any part thereof at such rents issues and profits and upon such terms and conditions as the Board shall determine so that such leases be for any term not exceeding ninety-nine years to take effect from the time of the execution thereof.

Board may lease reserves.

Appropriation of rent
of reserves.

30. All moneys received by the Board for rents of the said lands shall be managed by the Board and shall be applied and disposed of for the purposes of this Ordinance in such manner as the Board may from time to time determine.

Provision for drainage
sewerage, &c.

31. The Board shall grant to the Town Council of the Town of Oamaru for the benefit of the citizens and inhabitants of the said Town full rights privileges and easements of drainage and sewerage in through over and under all lands which shall be conveyed to or vested in the Board by virtue of this Ordinance and shall expressly reserve such rights privileges and easements in any lease granted by the Board of such lands or any part thereof.

Board may provide
dredges.

32. The Board is hereby authorised and empowered to reclaim from the sea all land which may be or become vested in it and for such purpose may construct and maintain such training walls and embankments and may provide such dredges and other machines as shall be by the Board thought necessary.

Board may construct
docks, &c.

33. The Board may construct such breakwaters docks quays wharfs piers and jetties as shall be by the Board considered to be necessary for the purposes of this Ordinance and also such cranes sheds breasts graving docks slips and works for the improvement of the said Port of Oamaru as shall be by the Board judged necessary and proper for the safety convenience or reception of ships and vessels resorting to the said Harbour or for the more convenient loading and unloading of such ships and vessels or for the safety or protection of any works constructed or proposed to be constructed by the Board.

Power to borrow
money.

34. In order to raise money for the purpose of constructing such works as aforesaid it shall be lawful for the Board from time to time to borrow on the security of any lands for the time being vested in the Board and of the rents thereof and of the dues chargeable or receivable by the Board under this Ordinance such sum or sums of money as the Board may require not exceeding in the whole the sum of one hundred thousand pounds at any rate of interest not exceeding the rate of six pounds per centum per annum payable half-yearly and so often as any part of such sum shall be repaid the Board may re-borrow the same or any less sum.

Form of mortgage.
(First Schedule.)

35. Every such security shall be by mortgage of the said lands rents and dues and shall be in the form or to the effect set forth in the first Schedule to this Ordinance and shall be sealed with the common seal of the Board and the consideration therefor shall be truly stated therein. No such mortgage shall create any liability against the revenues of the Colony or of the Province of Otago and the holder shall have no claim whatsoever on such revenues in respect thereof and every such mortgage may be assigned or transferred by deed in the form or to the effect set forth in the second Schedule hereto.

How transferred.
(Second Schedule.)

Mortgages to be num-
bered.

36. Such mortgages shall be numbered consecutively commencing with number one and may have coupons attached thereto for every half-year's interest payable to bearer.

Board may make ar-
rangements for
places of payment.

37. The Board may from time to time make such arrangements as it may think fit for the payment of any of the mortgages or coupons at any office or bank in the Colony of New Zealand or elsewhere as to the Board may seem desirable.

38. No holder of any mortgage shall have any preference over any other holder by reason of any priority of date or otherwise but all holders shall rank alike and be entitled to equal rights.

No preference between mortgage holders.

39. It shall be lawful for the Board under its Common Seal from time to time to appoint an agent or agents for the purpose of raising any loan by this Ordinance authorised to be raised and such agent or agents shall have power to do all acts that may be specified in the instrument by which such appointment is made.

Agents may be appointed to raise loan.

40. All mortgages under this Ordinance together with the interest thereon shall be a first charge on all lands of which the Board may become seised or possessed and on all rents and dues which shall be payable to or receivable by the Board.

Mortgages to be a first charge on lands rents rates and dues

41. It shall not be lawful for the Board to sell or dispose of otherwise than by lease for a term of years as hereinbefore provided any of the lands vested in or held by the Board.

Board may not dispose of lands, &c., except as herein provided.

42. For the purpose of providing a sinking fund for the payment of mortgages under this Ordinance there shall on the thirtieth day of June in such year as shall be fixed by the Board not being later than the thirtieth day of June next after the expiration of five years after the date of the first mortgages issued be set apart out of the said rents and dues a sum equal to one per cent. on all mortgages issued at that time.

Sinking fund provided.

43. Such sums shall be applied in taking up so many mortgages as the sum so set apart will cover and the balance (if any) shall be invested at interest and added together with the interest to the amount set apart for the same purpose in the next succeeding year.

How to be applied.

44. The order in which the mortgages shall be taken up shall be determined by lot in such convenient manner on a day and at a place to be from time to time fixed by the Board.

Order in which mortgages shall be paid.

45. On the thirtieth day of June in every subsequent year a sum equal to one per cent. on the total amount for which mortgages have then been issued with the addition of a sum equal to the interest on all mortgages already paid off shall be applied in taking up so many mortgages to be determined by lot as aforesaid as such two sums with any balance from the preceding year and interest thereon added together will cover and the balance (if any) shall be invested at interest and added together with the interest thereon to the amount to be set apart for the same purpose in the next succeeding year.

Further provision as to application of sinking fund.

46. When it shall be so decided by lot that any mortgage shall be paid off interest thereon shall be paid up to the thirtieth day of September following but no longer: Provided that the full amount of the mortgages with interest thereon to that date be paid on presentation and such mortgages with the coupons belonging thereto and not then due shall be given up to some person authorised by the Board to receive the same.

Interest to cease after time fixed for payment of mortgages.

47. In case any interest due in respect of any mortgage shall be in arrear or any sum due in respect of the sinking fund shall not be applied as hereinbefore provided for six calendar months it shall be lawful for the holder of any mortgage to apply by petition to the Superintendent praying that a Receiver may be appointed,

If interest of Sinking Fund in arrear, holder of mortgage may apply for appointment of a Receiver.

Superintendent may appoint Receiver.

48. On being satisfied that such default as alleged has been made the Superintendent shall by writing under his hand appoint some fit and proper person to be Receiver with the powers hereinafter mentioned.

Receiver to enter into possession of rents and dues.

49. Upon his appointment the Receiver shall enter into possession of all lands which may be vested in the Board and thenceforth all rents arising therefrom and dues in respect of any wharf or dock of the Board shall be paid to the Receiver or some person appointed by him in writing and all books papers accounts muniments of title and other documents relating to the matters aforesaid shall be handed over to the Receiver by the person in whose possession the same may be.

Application of money.

50. The money so received shall be applied first in payment of the expenses incurred in the execution of the powers hereby vested in the Receiver: Secondly in or towards payment rateably amongst the several holders of mortgages of arrears of interest and future interest from time to time accruing: Thirdly in discharge of any sums due and accruing in respect of the sinking fund and if there be any surplus the same may be expended in improving any portion of the property held in security and the balance if any shall be temporarily deposited at interest at some Bank in the Province so as to be available when required for any of the purposes aforesaid.

Arrears paid application may be made to withdraw Receiver

51. At any time when the arrears of interest and sinking fund have been fully paid and discharged it shall be lawful for the Board to apply to the Superintendent by petition praying that the Receiver may be withdrawn and possession given to the Board.

Superintendent may comply.

52. It shall be lawful for the Superintendent on being satisfied that all arrears of interest and sinking fund have been paid and discharged and that there is a reasonable probability that the same will not again be allowed to run into arrear to comply with the prayer of the petition.

Interest again in arrear Receiver may again be appointed.

53. Whenever at any future time any interest or sinking fund is again permitted to get into arrear for six calendar months it shall be lawful for the Superintendent from time to time upon a like petition and in like manner to appoint a Receiver with the same powers as are by this Ordinance given to the first appointed Receiver and such Receiver to withdraw in manner herein-before provided.

Receiver's powers.

54. During the time any Receiver is in possession he shall have the following powers namely—

- (1) To keep all wharfs houses and other buildings in repair.
- (2) To insure against loss or damage by fire.
- (3) To exercise all the powers and perform all the functions and duties given to and imposed on the Board by this Ordinance: Provided that no lease shall be granted without the approval of the Superintendent and his Executive Council.
- (4) To employ and pay all such persons as may be necessary to assist in the discharge of the duties imposed by this Ordinance.
- (5) Subject to the approval of the Superintendent and his Executive Council to impose and alter dues for the use of wharfs and docks and for that purpose to exercise all the necessary powers.

Receiver's remuneration.

55. The Receiver shall be paid such remuneration out of the money

received under this Ordinance by way of salary or commission or otherwise as shall be from time to time fixed by the Superintendent in that behalf.

56. Any person who shall in any way obstruct or interfere with the Receiver or with any person appointed by him while in the exercise of the powers or performance of the duties given or imposed by this Ordinance or who after being applied to shall neglect or refuse to give up to the Receiver any books papers accounts muniments of title or other documents directed to be handed over to him by this Ordinance shall for every such offence forfeit and pay any sum not exceeding one hundred pounds. Penalty for obstructing Receiver.

THE FIRST SCHEDULE ABOVE REFERRED TO.

PROVINCE OF OTAGO, NEW ZEALAND,

No. OAMARU HARBOUR BOARD LOAN, £100,000. No.
Mortgage for £

This Deed made between the Oamaru Harbour Board of the one part and C D of the other part Witnesseth that in consideration of the sum of £ sterling this day paid to the Oamaru Harbour Board for the purposes of the Oamaru Harbour Board Ordinance 1874 by the said C D (the receipt whereof is hereby acknowledged) the Oamaru Harbour Board hereinafter called "the said Board" by virtue and in pursuance of the said Ordinance do hereby convey and assign by way of Mortgage unto the said C D all and singular the lands tenements and hereditaments whatsoever and wheresoever situate of the said Board and all and singular the rents income and profits thereof And also all and singular the tolls dues and charges payable to or receivable by the said Board under or by virtue of the said Ordinance To hold the premises unto the said C D his heirs and assigns (or their successors and assigns as the case may be) until the said principal sum of £ together with interest for the same at the rate of (six pounds) per centum per annum be satisfied And it is hereby agreed and declared between and by the said parties hereto that such principal and interest respectively shall be repaid at the times and in manner respectively hereinafter mentioned (that is to say)

1. The said principal sum by the application to annual drawings of a one per cent. accumulative sinking fund the liability of the said Board continuing at the rate of (seven pounds) (£1 more than the rate of interest) per centum per the total amount of debt contracted until the whole shall have been extinguished and the balance after paying the interest on the outstanding mortgages to be applied to the annual drawings.

2. The holder for the time being of this Mortgage will be entitled to receive from the said Board the sum of £ sterling on the day of following that on which this Mortgage shall have been drawn for payment.

3. Such holder will also be entitled to receive interest on the said principal sum half-yearly at the rate of (Six Pounds) per centum per annum to be computed from the day of 187 to the day on which the principal sum shall have become due and payable by reason of this Mortgage having been drawn.

4. The drawings aforesaid shall take place in the month of in each year commencing in the year 18 and shall be conducted in the presence of such of the Mortgage holders as may be pleased to attend and of a Notary Public.

5. The Mortgages drawn shall be paid off at par on the day of next following the date on which the same shall have been drawn and together with the amount of such Mortgage interest thereon shall be paid up to the said day of and no longer.

6. No holder of this Mortgage shall have any claim whatever on the Revenues of the Colony of New Zealand or of the Province of Otago in respect of this Mortgage.

In witness whereof The Oamaru Harbour Board have hereunto set their Common Seal and the said hath hereunto set his hand this day of 187

Sealed with the Common Seal of the Oamaru Harbour Board, in presence of } (L.S.)

THE SECOND SCHEDULE ABOVE REFERRED TO.**FORM OF TRANSFER OF MORTGAGE.**

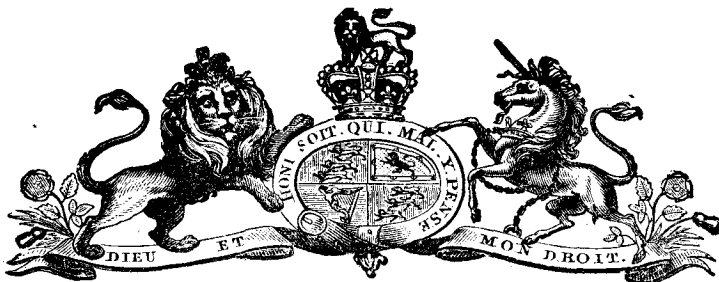
This Deed made between the within named C D of the one part and E F of London Merchant of the other part
Witnesseth that in consideration of the sum of £ (the receipt whereof is hereby acknowledged) the said C D
doth hereby transfer to the said E F and his assigns the within written Mortgage security and all benefit and advantage
thereof. Dated this day of 18

Signed by the said C D in the presence of

C D.

DUNEDIN, NEW ZEALAND:

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Provincial Government for the time being.



OTAGO GOLD DUTY RE-PAYMENT ORDINANCE 1874.

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

SESSION XXXIII. No. 424.

ANALYSIS.

Title.
Preamble.
1. Short Title.
2. Appropriation.

3. Receipt evidence.
4. Provision for continuing payments to 31st May 1875.
5. Treasurer &c. to pay money under warrant of the Superintendent and to be allowed credit for all moneys so paid.

An Ordinance to provide for the Repayment to Gold Title.
Miners Bankers and others of a certain portion of the
Gold Duty now levied under the authority of the
General Assembly of New Zealand.

[15th June, 1874.]

WHEREAS it has been found that the Duties levied on the Gold ex- Preamble.
ported from the Colony under and in pursuance of the "Gold
Duties Act 1870" and the "Gold Duties Act 1872" are a burden to the
gold miners: And whereas it is expedient for the better encouragement of
the gold-mining industry in this Province that a certain portion of the
gold duty should be repaid to those exporting gold the produce of the
Province of Otago and paying duty thereon in the Province of Otago:

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

1. This Ordinance shall be termed and for all purposes be cited and Short Title.
referred to as the "Otago Gold Duty Re-payment Ordinance 1874."

2. Out of the revenues of the Province of Otago there may be issued Appropriation.
and applied during the period that shall elapse between the 1st day of
August 1874 and the 31st day of March 1875 any sum or sums not exceeding
the sum of five thousand pounds for repaying at the rate of sixpence per
ounce to the person or persons who shall export gold from the Province of
Otago the produce of the Province of Otago and pay duty thereon at any
port or ports in the said Province of Otago.

Receipt evidence.

3. The production to the Superintendent of a receipt which purports to be a receipt for duty having been paid on gold under the "Gold Duties Act 1870" and the "Gold Duties Act 1872" on gold exported from this Province shall be sufficient evidence to the Superintendent of the payment of such duty.

Provision for continuing payments to 31st May, 1875.

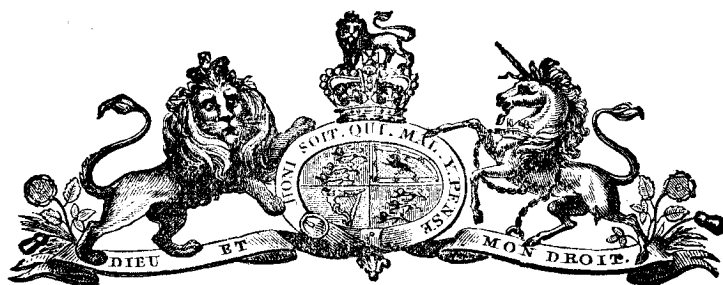
4. If in the opinion of the Superintendent the interests of the Public Service of the said Province will be promoted by not convening a Session of the Provincial Council until after the thirty-first day of March one thousand eight hundred and seventy-five there may be issued and applied out of the revenues of the said Province any sum or sums of money for the purpose of repaying the gold duty as provided in this Ordinance during a period of not exceeding two months from the said thirty-first day of March one thousand eight hundred and seventy-five not exceeding in the whole such sum or sums respectively as shall be in proportion for such period of two months to the sum or sums appropriated for the like repayments during the twelve months ending on the thirty-first day of March aforesaid.

Treasurer, &c., to pay money under warrant of the Superintendent and to be allowed credit for all moneys so paid.

5. The Provincial Treasurer or other person having the custody or control of the Public Funds of the Province shall issue and pay from time to time any sum or sums of money for the purposes herein mentioned not exceeding in the whole the sum respectively hereinbefore specified to such person and in such proportions as the Superintendent for the time being shall by warrant under his hand directed to the Provincial Treasurer or such other person as aforesaid and certified by the Auditor or Deputy-Auditor in terms of the "Provincial Audit Act 1866" or any other Act for the time being in force regulating the audit of Public Accounts in the Province of Otago from time to time direct and such Treasurer or other person having the custody or control of the Public Funds of the Province shall in his accounts be allowed credit for all sums paid by him in pursuance of such warrants and the receipts of the persons 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 receipts shall have been given and the amount thereof shall be passed to his credit in account accordingly.

DUNEDIN, NEW ZEALAND.

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IMPREST SUPPLY ORDINANCE 1874.

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

SESSION XXXIII. No. 425.

ANALYSIS.

Title
Preamble.
1. Short Title.

2. £30,000 advanced on Imprest towards service of the twelve months, ending 31st March, 1875.
3. Treasurer to pay moneys under warrant of the Superintendent and to be allowed credit for all moneys so paid.

An Ordinance to appropriate out of the ordinary Revenue of the Province of Otago the sum of Thirty Thousand Pounds to the service of the twelve months ending the thirty-first day of March one thousand eight hundred and seventy-five.

[14th May, 1874.]

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

1. This Ordinance may be cited and referred to as the "Imprest Supply Ordinance 1874."

2. Out of the revenues of the said Province there may be issued and applied towards defraying the charge of the Government of the said Province for the twelve months ending the thirty-first day of March one thousand eight hundred and seventy-five any sums of money not exceeding in the whole thirty thousand pounds to be charged in the manner hereinafter to be expressed in any Ordinance or Ordinances to be passed in this present Session of the Provincial Council for appropriating the revenue of the said Province for the year ending the thirty-first day of March one thousand eight hundred and seventy-five.

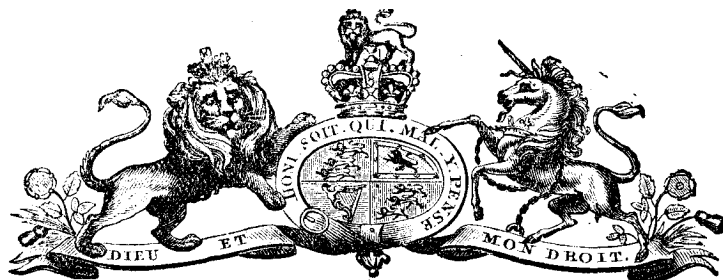
£30,000 advanced on
Imprest towards
service of the twelve
months ending 31st
March 1875.

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

3. The Provincial Treasurer or other person having the custody or control of the Public Funds of the Province shall issue and pay from time to time any sum or sums of money not exceeding in the whole the sum above specified to such persons and in such proportions as the Superintendent for the time being shall by warrants under his hand directed to the Provincial Treasurer or such other person as aforesaid and certified by the Auditor or Deputy-Auditor in terms of the "Provincial Audit Act 1866" or the "Provincial Audit Act Amendment Act 1868" from time to time direct and such Treasurer or other person having the custody or control of the Public Funds of the Province shall in his accounts be allowed credit for all sums paid by him in pursuance of such warrants and the receipts of the persons 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 receipts shall have been given and the amount thereof shall be passed to his credit in account accordingly.

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APPROPRIATION ORDINANCE 1874-5.

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

SESSION XXXIII. No. 426.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble.
1. Short Title.
2. Certain sums to be applied out of provincial revenues during the twelve months commencing first April 1874 and ending thirty-first March 1875.</p> | <p>3. Superintendent authorised to transfer one item to another of the same subdivision.
4. Provision for continuing payments to 31st May 1875.
5. Treasurer &c. to pay moneys under warrant of the Superintendent and to be allowed credit for all moneys so paid.</p> |
|---|---|

An Ordinance to appropriate certain Sums out of the Title.
Ordinary Revenue of the Province of Otago and other
moneys for the Service of the Twelve Months com-
mencing on the first day of April one thousand eight
hundred and seventy-four and ending on the thirty-
first day of March one thousand eight hundred and
seventy-five. [15th June 1874.]

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

1. This Ordinance shall be termed and may be cited and referred to as Short Title.
the "Appropriation Ordinance 1874-5."

2. Out of the Revenues of the Province of Otago subject to the appro- Certain sums to be
applied out of Pro-
vincial revenues dur-
ing the twelve months
commencing first
April 1874 and end-
ing thirty-first March
1875.
priation of the Provincial Council there may be issued and applied for de-
fraying the charge of the Government of the said Province for the twelve
months commencing upon the first day of April one thousand eight hundred
and seventy-four and ending upon the thirty-first day of March one thousand
eight hundred and seventy-five the sum of eight hundred and fifty-six
thousand eight hundred and eighty-nine pounds and ten pence or any sum
or sums not exceeding the several sums for the several purposes hereinafter
particularly specified that is to say:—

I.—LOANS.

		£	s.	d.	£	s.	d.
DIVISION No. 1.							
LOANS—							
Interest, Sinking Fund, &c., payable to General Government on the Consolidated portion of the Provincial Loans		£66,341	10	0			
Arrears for February and March, 1874		1,099	11	6			
		67,441	1	6			
Less amount of Capitation Allowance under the Payment to Provinces Act		62,427	7	6			
					5,013	14	0
Interest on Loan, 1861					3,208	0	0
Do. 1862					7,002	0	0
Do. Harbour Loan					3,528	0	0
Do. Public Buildings Loan					3,206	0	0
Do. Dock Bonds					1,104	0	0
Do. do. New Issue					600	0	0
Sinking Fund Loan, 1861					1,203	0	0
Do. do. 1862					1,167	0	0
Do. Harbour Loan					1,323	0	0
Do. Public Buildings Loan					1,202	5	0
							28,556 19 0
							28,556 19 0
Interest on £2,000, part Purchase Money of Stewart Island							160 0 0
Interest, Exchange, and Commission							500 0 0
Total carried forward							<u>£29,216 19 0</u>

II.—SUPERINTENDENT AND EXECUTIVE COUNCIL.

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.	
		£	s. d.	£	s. d.	£	s. d.
SUPERINTENDENT AND EXECUTIVE COUNCIL.							
DIVISION No. 2.							
1	Superintendent	1000	0 0				
1	Secretary and Storekeeper	350	0 0				
1	Provincial Secretary and Secretary for Lands and Works	600	0 0				
1	Provincial Treasurer	400	0 0				
1	Secretary for Gold Fields	400	0 0				
1	Provincial Solicitor	400	0 0				
2	Non-Official Members	250	0 0				
1	Clerk to Executive Council and Under-Secretary	450	0 0				
1	Chief Clerk	325	0 0				
1	Clerk and Draughtsman	150	0 0				
						4325	0 0
SUB-DIVISION No. 1.							
Printing and Stationery				50	0 0		
Clerical Assistance for Provincial Solicitor				250	0 0		
Incidental Expenses				20	0 0		
						320	0 0
						4645	0 0
Brought forward from Loans						29216	19 0
Carried forward to Provincial Council						33861	19 0

III.—PROVINCIAL COUNCIL.

NO.	OFFICERS AND SERVICES.	SALARIES.	CONTINGENCIES	TOTALS.
		£ s. d.	£ s. d.	£ s. d.
PROVINCIAL COUNCIL.				
DIVISION No. 3.				
1	Speaker	200 0 0		
1	Chairman of Committees	100 0 0		
1	Clerk and Librarian	300 0 0		
1	Keeper of Chambers and Messenger	132 0 0		
				732 0 0
SUB-DIVISION No. 2.				
	Expenses of Members		2400 0 0	
	Expenses of Select Committees		75 0 0	
	Library		60 0 0	
	Printing and Stationery		750 0 0	
	Incidental Expenses		100 0 0	
	Fuel and Light		50 0 0	
				3435 0 0
Brought forward from Superintendent and Executive Council...				4167 0 0
				33861 19 0
Carried forward to Provincial Secretary and Secretary for Lands				38028 19 0

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS.

NO.	OFFICERS AND SERVICES.	SALARIES.	CONTINGENCIES	TOTALS.
		£ s. d.	£ s. d.	£ s. d.
POLICE.				
DIVISION No. 4.				
1	Commissioner	550 0 0		
1	Clerk Accountant and Storekeeper	262 10 0		
3	Inspectors at £330	990 0 0		
2	Sub-Inspectors at £275	550 0 0		
1	Sergt.-Major	209 17 6		
13	Sergeants at 10s. 6d.	2491 2 6		
8	Do. 9s. 6d.	1386 19 0		
35	Constables, at 8s. 6d.	5429 7 6		
35	Do. 8s.	5110 0 0		
1	Detective, at 12s. 6d.	228 2 6		
1	Special Constable	40 0 0		
3	Cooks and Searchers	100 0 0		
	Extra Pay for Sergeants and Constables, ten years and over in the service	623 9 6		
	Sergeants in charge of Districts, 1s. per day extra... ..	54 15 0		
	Drill Instructor	18 5 0		
	Allowance to Sergts. and Constables in lieu of Uniform Clothing	1222 15 0		
				19272 3 6
SUB-DIVISION No. 3.				
	Travelling Expenses		450 0 0	
	Transport of Prisoners		100 0 0	
	Saddlery and Repairs		70 0 0	
	Stores and Furniture		70 0 0	
Carry forward				690 0 0
				19272 3 6

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS—*Continued.*

NO.	OFFICERS AND SERVICES.	SALARIES.			CONTINGENCIES			TOTALS.		
		£	s.	d.	£	s.	d.	£	s.	d.
	Brought forward				690	0	0	19272	3	6
	POLICE—Continued.									
	Printing and Stationery				200	0	0			
	Transport of Stores				30	0	0			
	Compensation for loss of Clothing and Medical Expenses				40	0	0			
	Fuel and Light				550	0	0			
	Rewards				30	0	0			
	Police Paddocks				20	0	0			
	Prisoners' Rations				20	0	0			
	Incidental Expenses				200	0	0			
	Forage				1400	0	0			
	Shoeing and Farriery				250	0	0			
	Arms, Accoutrements and Repairs				10	0	0			
	Electric Telegraph Messages				200	0	0			
	Vehicles and Repairs				40	0	0			
	Purchase of Horses				250	0	0			
	Gold Fields Allowance				150	0	0			
	Allowance in lieu of Quarters and Fuel				350	0	0			
	Rent of Police Stations				300	0	0			
								4730	0	0
	GAOL, DUNEDIN.									
	DIVISION No. 5.									
1	Gaoler	450	0	0						
1	Matron	100	0	0						
3	Senior Sergeant Overseers, at 12s.	657	0	0						
3	Junior Sergt. Actg. Overseers, at 11s.	602	5	0						
2	Warder Tradesmen, at 12s.	438	0	0						
18	Senior Warders, at 10s.	3285	10	0						
2	Junior do. at 9s.	328	10	0						
1	Female do. at 5s.	91	5	0						
	Allowance in lieu of quarters, fuel, and light, for married Sergeants and Warders, for long service	350	0	0				6302	10	0
	SUB-DIVISION No. 4.									
	Rations				750	0	0			
	Stores and Furniture				80	0	0			
	Library				25	0	0			
	Fuel and Light				180	0	0			
	Medicines and Medical Comforts				120	0	0			
	Clothing and Bedding				400	0	0			
	Printing and Stationery				15	0	0			
	Relief to Destitute Prisoners on discharge				60	0	0			
	Incidental Expenses				60	0	0			
								1690	0	0
	DISTRICT GAOLS.									
	DIVISION No. 6.									
1	Gaoler Invercargill	225	0	0						
1	Matron do.	50	0	0						
2	Warders, at 8s. 6d. per day do.	328	10	0						
6	Gaolers, 8s. 6d. per day	930	15	0						
1	Sergt. Overseer of Works, Lawrence, at 11s. 6d.	209	17	6						
1	Matron, Lawrence	50	0	0						
4	Cooks and Searchers £25	100	0	0						
	Long Service Pay—Allowance in lieu of uniform clothing	137	3	8						
								2031	6	2
	Rations, Tools, Stores, &c....				850	0	0	850	0	0
	Carry forward							34875	19	8

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS—*Continued.*

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.		
		£	s. d.	£	s. d.	£	s. d.	
	Brought forward					34875	19	8
	MISCELLANEOUS.							
	DIVISION No. 7.							
1	Messenger	165	0 0					
1	Do. (4 months)	45	0 0					
1	Do.	45	0 0					
1	Office Cleaner	104	0 0					
2	Chaplains—1 at £225, 1 at £75	300	0 0					
	Revenue Officers	350	0 0					
1	Watchman, Post-Office	65	0 0					
1	Medical Officer, Invercargill	75	0 0					
							1149	0 0
	SHEEP INSPECTION.							
	DIVISION No. 8.							
1	Chief Inspector	400	0 0					
3	Sub-Inspectors—1 at £350, 1 at £300, 1 at £100	750	0 0					
3	Sub-Inspectors, at £300	900	0 0					
1	Registrar of Brands and Clerk	237	10 0					
							2287	10 0
	SUB-DIVISION No. 5.							
	Contingent Inspection			150	0 0			
	Incidental Expenses			20	0 0			
							170	0 0
	CROWN LANDS (DUNEDIN).							
	DIVISION No. 9.							
1	Chief Clerk	280	0 0					
1	Book-keeper	250	0 0					
1	Salesman	225	0 0					
3	Rangers	450	0 0					
1	Apprentice Clerk	60	0 0					
1	Record Clerk, Crown Grants	300	0 0					
1	Assistant	200	0 0					
							1765	0 0
	SUB-DIVISION No. 6.							
	Printing, Advertising, and Stationery			400	0 0			
	Incidental Expenses			100	0 0			
	Travelling Expenses			150	0 0			
	Engrossing Crown Grants			200	0 0			
	Expenses of Waste Lands Board			560	0 0			
	Unforeseen Expenditure			100	0 0			
	Expenses of Boards of Inquiry			100	0 0			
	Horse Allowance for Rangers			300	0 0			
	Government Auctioneers			750	0 0			
							2660	0 0
	LAND OFFICE (INVERCARGILL).							
	DIVISION No. 10.							
1	District Land Officer	100	0 0					
1	Clerk	300	0 0					
1	Do., at £100	100	0 0					
1	Crown Grant Clerk	250	0 0					
1	Inspector of Forests	200	0 0					
1	Messenger	20	0 0					
1	Office Cleaner	5	0 0					
							975	0 0
	Carry forward						43882	9 8

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS—Continued.

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.		
		£	s. d.	£	s. d.	£	s. d.	
	Brought forward					48882	9 8	
	SUB-DIVISION No. 7.							
	Fees to Commissioners of Waste Land Board			200	0 0			
	Printing, Advertising, and Stationery			50	0 0			
	Travelling Expenses			70	0 0			
	Engrossing Crown Grants			60	0 0			
	Incidental Expenses			10	0 0			
	Classification of Land			310	0 0			
						700	0 0	
	SURVEY DEPARTMENT.							
	DIVISION No. 11.							
1	Chief Surveyor	500	0 0					
1	Inspector of Surveys	425	0 0					
4	District Surveyors	1375	0 0					
3	Assistant Surveyors, £350 per annum (6 months)	525	0 0					
4	do. £300	600	0 0					
1	Sub- do. £200	176	17 8					
3	Assistant Draughtsmen	900	0 0					
2	do. do.	550	0 0					
1	do. Surveyor	275	0 0					
1	do. Draughtsman	200	0 0					
3	do. do.	540	0 0					
1	Photolithographer and Printer	275	0 0					
3	Apprentice Draughtsmen	135	6 8					
4	Cadets	222	10 0					
1	Messenger, Invercargill	36	0 0					
1	Office Cleaner	20	0 0					
						6755	14 4	
	SUB-DIVISION No. 8.							
	Printing, Advertising, Stationery, Instruments, Litho. Materials			450	0 0			
	Incidental Expenses			170	0 0			
	Travelling Expenses			400	0 0			
	Unforeseen Contingencies			100	0 0			
						1120	0 0	
	RAILWAYS.							
	DIVISION No. 12.							
1	General Manager	600	0 0					
						600	0 0	
	SUB-DIVISION No. 9.							
	Travelling Expenses			100	0 0			
						100	0 0	
	SOUTHLAND RAILWAYS.							
	DIVISION No. 13.							
1	Traffic Manager	300	0 0					
1	Station Master, Invercargill	200	0 0					
1	Station Master, Bluff	200	0 0					
1	do. Winton	200	0 0					
1	Wharf Clerk	150	0 0					
1	Goods Shed Clerk	150	0 0					
	Carry forward	1200	0 0			53158	4 0	

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS—*Continued.*

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.			
		£	s. d.	£	s. d.	£	s. d.		
	Brought forward	1200	0 0			53158	4 0		
	SOUTHLAND RAILWAYS—Continued.								
2	Junior Clerks, at £70	140	0 0						
2	Do. at £50	100	0 0						
2	Guards, at £140	280	0 0						
1	Foreman Porter	125	0 0						
10	Porters, at £113	1130	0 0						
1	Constable, at 8s.	146	0 0						
1	Wharf Foreman	125	0 0						
1	Horse Driver	120	0 0						
	Arrears of Salaries	250	0 0						
							3616	0 0	
	SUB-DIVISION No. 10.								
	Books, Tickets, Stationery, &c.			200	0 0				
	Extra Porterage			300	0 0				
	Overtime to Employés			350	0 0				
	New Tarpaulins			230	0 0				
	Incidental Expenses			250	0 0				
							1330	0 0	
	<i>Locomotive Department.</i>								
	SUB-DIVISION No. 11.								
1	Locomotive Foreman	240	0 0						
1	Engine Driver	180	0 0						
1	Do.	170	0 0						
2	Firemen, at £140	280	0 0						
2	Shedmen	240	0 0						
3	Fitter, Smith, and Carpenter, at 12s. per day each	561	12 0						
1	Apprentice	80	0 0						
1	Do.	66	0 0						
4	Do. at £52	208	0 0						
							2025	12 0	
	SUB-DIVISION No. 12.								
	Tools, Oil, Small Stores, &c.			700	0 0				
	Coal			1300	0 0				
	Painting Waggon, &c.			150	0 0				
	Additional Waggon Stock			1500	0 0				
							3650	0 0	
	SUB-DIVISION No. 13.								
	Maintenance of Way and Works			4000	0 0				
	Winton Station and Goods Shed			1200	0 0				
							5200	0 0	
	MATAURA RAILWAY.								
	DIVISION No. 14.								
1	Station Master, Woodlands								
1	Guard	180	0 0						
2	Porters at £113	140	0 0						
1	Engine Driver	226	0 0						
1	Fireman	180	0 0						
1	Shedman	140	0 0						
		120	0 0						
							986	0 0	
	SUB-DIVISION No. 14.								
	Maintenance of Way			1000	0 0				
	Incidental Expenses			250	0 0				
							1250	0 0	
	Carry forward					71215	16 0		

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS—*Continued.*

NO.	OFFICERS AND SERVICES.	SALARIES.			CONTINGENCIES			TOTALS.				
		£	s.	d.	£	s.	d.	£	s.	d.		
	Brought forward									71215	16	0
	DUNEDIN AND PORT CHALMERS RAILWAY.											
	DIVISION No. 15.											
1	Station and Pier Master, Port Chalmers—3 months at £400, 9 at £300	325	0	0								
1	Goods Manager, 9 mos. at £250	187	10	0								
3	Station Masters, 2 at £200, 1 at £135	535	0	0								
1	Chief Clerk and Accountant	250	0	0								
8	Clerks—2 at £175, 1 at £150, 3 at £125, 1 at £110, 1 at £90	1075	0	0								
2	Junior Clerks at £52	104	0	0								
1	Guard	150	0	0								
9	Porters—1 at £144, 1 at £132, 7 at £120	1116	0	0								
2	Gate-keepers at 35s. per week	182	0	0								
1	Constable at 8s. per day	146	0	0								
2	Watchmen at £100	200	0	0								
1	Pointsmen and Yardman	144	0	0								
1	Wharf Foreman	200	0	0								
4	Labourers at 7s. per day	438	4	0								
2	Horse Drivers at 8s. per day	292	0	0								
										5344	14	0
	SUB-DIVISION No. 15.											
	Extra Labour						1200	0	0			
	Books, Tickets, Stationery, &c.						250	0	0			
	Incidental Expenses						250	0	0			
	Outstanding Liabilities						1800	0	0			
										3500	0	0
	<i>Locomotive Department.</i>											
	SUB-DIVISION No. 16.											
1	Locomotive Foreman	240	0	0								
1	Engine Driver	192	0	0								
1	do. 3 mos.	48	0	0								
1	Fireman	140	0	0								
1	Do. 3 mos.	35	0	0								
1	Shedman	120	0	0								
4	2 Fitters, 1 Smith, 1 Carpenter, at 11s. per day	688	12	0								
1	Striker	120	0	0								
1	Apprentice	52	0	0								
										1635	12	0
	SUB-DIVISION No. 17.											
	Coal						1000	0	0			
	Tools, Oil, Small Stores, &c.						600	0	0			
	Painting and Varnishing Rolling Stock						320	0	0			
										1920	0	0
	SUB-DIVISION No. 18.											
	Maintenance of Way and Works						1800	0	0			
										1800	0	0
	GREEN ISLAND RAILWAY.											
	DIVISION No. 16.											
2	Station Masters, at £180	270	0	0								
3	Porters, at £108	238	0	0								
		508	0	0								
	Carry forward									85416	2	0

IV.—PROVINCIAL SECRETARY AND SECRETARY FOR LANDS AND WORKS—*Continued.*

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.	
		£	s. d.	£	s. d.	£	s. d.
	Brought forward	508	0 0			854	16 2 0
GREEN ISLAND RAILWAY—<i>Continued.</i>							
1	Guard, at £144	108	0 0				
1	Engineman, at £180	135	0 0				
1	Fireman, at £140	105	0 0				
1	Shedman, at £120	90	0 0				
						946	0 0
SUB-DIVISION No. 19.							
	Coal			200	0 0		
	Incidental Expenses			300	0 0		
	Maintenance of Way			520	0 0		
						1020	0 0
PROVINCIAL ENGINEER'S DEPARTMENT.							
DIVISION No. 17.							
1	Provincial Engineer	600	0 0				
1	Assistant do.	350	0 0				
4	District Engineers, at £350	1400	0 0				
1	Draughtsman	350	0 0				
1	Inspector of Works	300	0 0				
2	Junior Draughtsmen, £85, £65	150	0 0				
1	Clerk and Accountant	150	0 0				
2	Cadets, at £50	100	0 0				
						3400	0 0
SUB-DIVISION No. 20.							
	Travelling Expenses			600	0 0		
	Printing, Advertising, and Stationery			150	0 0		
	Incidental Expenses.			100	0 0		
	Rent of Quarters, Invercargill			40	0 0		
						890	0 0
						91672	2 0
Brought forward from Provincial Council				£38,028		19 0	
Total from Provincial Secretary and Secretary for Lands and Works				91,672		2 0	
Carried to Provincial Treasurer				£129,701		1 0	

V.—PROVINCIAL TREASURER.

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.	
		£	s. d.	£	s. d.	£	s. d.
PROVINCIAL TREASURY.							
DIVISION No. 18.							
1	Sub-Treasurer	400	0 0				
1	Do. three months	100	0 0				
1	Accountant	291	13 4				
	Cashier, two months at £300	50	0 0				
1	Do. ten months at £200	166	13 4				
1	Clerk (Junior)... ..	95	0 0				
						1103	6 8
Carry forward						1103	6 8

V.—PROVINCIAL TREASURER—Continued.

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES.		TOTALS.			
		£	s. d.	£	s. d.	£	s. d.		
	Brought forward					1103	6	8	
	SUB-DIVISION No. 21.								
	Printing and Stationery			100	0 0				
	Incidental Expenses			50	0 0				
						150	0	0	
	HARBOUR DEPARTMENT.								
	DIVISION No. 19.								
1	Harbour Master, Dock Master, and Health Officer ...	450	0 0						
1	Assistant Harbour Master, Bluff	300	0 0						
1	do. do. Dunedin	275	0 0						
1	do. do. Oamaru	250	0 0						
1	do. do. Riverton	150	0 0						
1	do. do. Port Molyneux	125	0 0						
1	do. do. Kakanui	125	0 0						
1	do. do. Catlin's River	100	0 0						
1	do. do. Waikawa	50	0 0						
1	do. do. Waikouaiti	50	0 0						
1	do. do. Moeraki	100	0 0						
4	Pilots, at £265	1060	0 0						
1	do.	200	0 0						
2	Coxswains	275	0 0						
3	Boats' Crews 12 men at L120	1440	0 0						
1	Signal Master	150	0 0						
1	do.	110	0 0						
2	do. @ £120	240	0 0						
1	Time Ball Keeper	85	0 0						
1	Light Keeper, Black Jack's Point	30	0 0						
1	do. Oamaru	30	0 0						
1	do. N.E. Harbour	40	0 0						
1	do. on Light Ship	100	0 0						
1	Night Watchman	120	0 0						
1	Pier Master	265	0 0						
						6120	0	0	
	SUB-DIVISION No. 22.								
	Boats and Boating Expenses			500	0 0				
	Signals and Buoys			500	0 0				
	Fuel and Light			550	0 0				
	Incidental Expenses			350	0 0				
	Steam Launch			550	0 0				
	Oamaru Rocket Brigade			150	0 0				
	Flagstaff			50	0 0				
						2650	0	0	
	COLLECTION OF JETTY DUES.								
	DIVISION No. 20.								
1	Collector	250	0 0						
1	Sub-Collector	104	0 0						
1	do.	104	0 0						
1	do. Port Chalmers	50	0 0						
						508	0	0	
	SUB-DIVISION No. 23.								
	Incidental Expenses			50	0 0				
						50	0	0	
	Carry forward					10581	6	8	

V.—PROVINCIAL TREASURER—Continued.

NO.	OFFICERS AND SERVICE.	SALARIES.			CONTINGENCIES			TOTALS.		
		£	s.	d.	£	s.	d.	£	s.	d.
	Brought forward									10581 6 8
	EDUCATION.									
	DIVISION No. 21.									
1	Secretary to Education Board and Inspector of Schools	500	0	0						
1	Inspector of Schools	500	0	0						
1	Drawing Master	400	0	0						
1	Clerk	187	10	0						1587 10 0
	SUB-DIVISION No. 24.									
5	Rectors or Head Masters, at £200	1000	0	0						
	Arrears	50	0	0						
70	Teachers, at £100	7000	0	0						
70	do. at £75	5250	0	0						
45	Teachers at £60	2700	0	0						
12	do. at £50	600	0	0						
25	do. of Sewing, at £25	625	0	0						
40	do. (Pupil)	900	0	0						
	Education of Pupil Teachers	400	0	0						18525 0 0
	SUB-DIVISION No. 25.									
	Travelling Expenses				300	0	0			
	Rent Allowances				800	0	0			
	Fees for Orphan and Destitute Children				750	0	0			
	Free Schools				450	0	0			
	School Maps and Appliances				500	0	0			
	Printing, Advertising, and Stationery				100	0	0			
	Incidental Expenses				50	0	0			
	School of Arts, Appliances and Teachers				350	0	0			
	Provincial Scholarships				190	0	0			3490 0 0
	HIGH SCHOOL (Boys).									
	SUB-DIVISION No. 26.									
1	Rector	550	0	0						
3	Masters—1 at £525, 1 at £400, 1 at £300	1225	0	0						
1	Junior Master	200	0	0						1975 0 0
	HIGH SCHOOL (GIRLS).									
	SUB-DIVISION No. 27.									
1	Lady Principal	325	0	0						
1	Master	350	0	0						
3	Assistants, 2 at £150 and 1 at £120	420	0	0						
1	Singing Master	21	0	0						1116 0 0
	HIGH SCHOOLS (CONTINGENCIES)									
	SUB-DIVISION No. 28.									
	Janitor	120	0	0						120 0 0
	Printing, Stationery, Repairs, &c.				400	0	0			400 0 0
										37794 16 8
	Brought forward from Provincial Secretary, &c.				£129,701	1	0			
	Total from Provincial Treasurer				37,794	16	8			
	Carried to Grants-in-Aid, &c.				£167,495	17	8			

VI.—PROVINCIAL TREASURER'S DEPARTMENT (GENERAL)—GRANTS-IN-AID AND CHARITABLE INSTITUTIONS.

NO.	OFFICERS AND SERVICES.	SALARIES.			CONTINGENCIES			TOTALS.		
		£	s.	d.	£	s.	d.	£	s.	d.
DUNEDIN HOSPITAL.										
DIVISION No. 22.										
1	Provincial Surgeon	500	0	0						
1	Resident do.	300	0	0						
1	Assistant Dispenser	185	0	0						
1	House Steward and Storekeeper	185	0	0						
1	Matron	80	0	0						
1	Midwife	52	0	0						
2	Laundresses, 1 at £50, 1 at £40	90	0	0						
11	Wardsmen, 2 at £90, 1 at £80, 7 at £70, 1 at £50	800	0	0						
2	Kitchen Assistants, at £50	100	0	0						
3	Nurses, at £45...	135	0	0						
1	Housemaid	40	0	0						
										2467 0 0
SUB-DIVISION No. 28A.										
	Rations				1750	0	0			
	Stores and Furniture				220	0	0			
	Fuel and Light				250	0	0			
	Surgical Instruments				50	0	0			
	Medicines and Medical Comforts				500	0	0			
	Bedding and Clothing				300	0	0			
	Stationery				10	0	0			
	Incidental Expenses				180	0	0			
										3260 0 0
LUNATIC ASYLUM.										
DIVISION No. 23.										
1	Inspector	50	0	0						
1	Medical Officer	...	...	...			
1	Superintendent	400	0	0						
1	Matron	100	0	0						
10	Male Attendants, 9 at £100, 1 at £70...	970	0	0						
4	Female do, at £50	200	0	0						
1	Laundress	50	0	0						
1	Kitchen Maid	50	0	0						
1	Laundry Maid	40	0	0						
										1860 0 0
SUB-DIVISION No. 29.										
	Rations				1850	0	0			
	Stores and Furniture				200	0	0			
	Fuel and Light				250	0	0			
	Medical Comforts				200	0	0			
	Bedding and Clothing				350	0	0			
	Printing and Stationery				7	10	0			
	Amusements to Patients				40	0	0			
	Incidental Expenses				150	0	0			
										3047 10 0
INDUSTRIAL SCHOOL.										
DIVISION No. 24.										
1	Master	200	0	0						
1	Matron	50	0	0						
1	Surgeon	50	0	0						
1	Schoolmaster	150	0	0						
4	Attendants, 1 at £120, 3 at £40	240	0	0						
										690 0 0
	Carry forward									11324 10 0

VI—PROVINCIAL TREASURER'S DEPARTMENT (GENERAL)—Continued.

GRANTS-IN-AID AND CHARITABLE INSTITUTIONS.

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.	
		£	s. d.	£	s. d.	£	s. d.
	Brought forward					11324	10 0
	INDUSTRIAL SCHOOL—Continued.						
	SUB-DIVISION No. 30.						
	Maintenance			1183	0 0		
	Fuel and Light			90	0 0		
	Incidental Expenses			75	0 0		
						1348	0 0
	GRANTS-IN-AID.						
	DIVISION No. 25.						
	Benevolent Institutions and Country Hospitals			6500	0 0		
	Public Libraries and Athenæums			1100	0 0		
	Acclimatisation Societies			150	0 0		
	Port Chalmers Athenæum			50	0 0		
						7800	0 0
						20472	10 0
	Brought forward from Provincial Treasurer			£167,495	17 8		
	Total from Grants-in-Aid, &c.					20472	10 0
	Carried to Secretary for Gold Fields Department			1,7968	7 8		

VII.—SECRETARY FOR GOLD FIELDS DEPARTMENT.

NO.	OFFICERS AND SERVICES.	SALARIES.		CONTINGENCIES		TOTALS.	
		£	s. d.	£	s. d.	£	s. d.
	GOLD FIELDS.						
	DIVISION No. 26.						
6	Wardens, at £500	3000	0 0				
5	Receivers, at £325	1625	0 0				
1	Do., 6 months	162	10 0				
5	Bailiffs, at £150	750	0 0				
2	Chinese Interpreters, at £200	400	0 0				
						5937	10 0
	SUB-DIVISION No. 31.						
	Travelling Expenses			1000	0 0		
	Fuel and Light			140	0 0		
	Printing, Advertising, and Stationery			250	0 0		
	Incidental Expenses			350	0 0		
						1740	0 0
						7677	10 0
	Amount brought from Grants-in-Aid, &c.			£187,968	7 8		
	Total from Secretary for Gold Fields Department					7,677	10 0
	Carried forward to Miscellaneous			£195,645	17 8		

VIII.—MISCELLANEOUS.

Sub-divs.	MISCELLANEOUS.						£ s. d.			£ s. d.		
	DIVISION No. 27.											
1	Volunteers	...	...	...	...	...	215	0	0			
2	Burial of Paupers	...	...	...	...	...	200	0	0			
3	Expenses of Elections	...	...	...	...	...	500	0	0			
4	Advertising	...	...	...	...	...	1500	0	0			
5	Printing and Stationery	...	...	...	...	...	250	0	0			
6	Printing Gazette	...	...	...	...	...	1000	0	0			
7	Fuel and Light	...	...	...	...	...	150	0	0			
8	Collecting Dog Tax	...	...	...	...	...	225	0	0			
9	Relief to Destitute	...	...	...	...	...	150	0	0			
10	Botanical Gardens	...	...	...	...	...	500	0	0			
11	Arbitrations and Actions	...	...	...	...	...	1500	0	0			
12	Cleaning, Winding, &c., Clocks	...	...	...	...	...	50	0	0			
13	Premiums on Guaranteed Policies	...	...	...	...	...	60	0	0			
14	Compensation to Officers on their retirement from the service	...	...	...	...	...	1500	0	0			
15	Subsidy Orepuki Mail Service	...	...	...	...	...	55	0	0			
16	„ Switzers do.	...	...	...	...	...	25	0	0			
17	„ Lower Waitaki Ferry	...	...	...	...	...	75	0	0			
18	„ Morven Ferry	...	...	...	...	...	100	0	0			
19	Southland Railway Arbitration	...	...	...	...	...	250	0	0			
20	Otago Museum	...	...	...	...	...	500	0	0			
21	Contingent Expenses—Special Settlements	...	...	...	...	...	50	0	0			
22	Water Rates (Provincial Buildings)	...	...	...	...	...	100	0	0			
23	Electric Telegraph Messages	...	...	...	...	...	400	0	0			
24	Expenses of visit of His Excellency the Governor	...	...	...	...	...	500	0	0			
25	Refunds of Revenue	...	...	...	...	...	3000	0	0			
26	Steam Service	...	...	...	...	...	2000	0	0			
27	Home Agency	...	...	...	...	...	1500	0	0			
28	General Contingencies	...	...	...	...	...	3000	0	0			
29	Unforeseen Contingencies	...	...	...	...	...	2000	0	0			
30	Escort Service	...	...	...	...	...	800	0	0			
31	Geological Survey	...	...	...	...	...	750	0	0			
32	Compensation for cancellation of Leases of Runs	...	...	...	...	...	12000	0	0			
33	Refund of rent for Agricultural Leases to W. Miller	...	...	...	...	...	235	19	11			
34	Introduction of Salmon	...	...	...	...	...	300	0	0			
35	Mining Engineer	...	...	...	...	...	500	0	0			
36	Compensation for Roads and Deviations	...	...	...	...	...	1000	0	0			
37	Bonus for Pottery Works	...	...	...	...	...	250	0	0			
38	Do. Whaling	...	...	...	...	...	500	0	0			
39	Analytical Chemist	...	...	...	...	...	150	0	0			
40	Conservators of Taieri River	...	...	...	...	...	177	0	0			
41	Subsidy to Road Boards, including General Government grant	...	...	...	...	...	25897	0	0			
42	Immigration	...	...	...	...	...	2000	0	0			
43	Kakanui Water Race Co.	...	...	...	...	...	400	0	0			
44	Oamaru Rocket Brigade	...	...	...	...	...	150	0	0			
45	Bonus for Gold-Saving Apparatus	...	...	...	...	...	250	0	0			
46	Expenses of Witnesses, Switzers Enquiry	...	...	...	...	...	12	0	0			
47	Prizes for Drainage Ploughs	...	...	...	...	...	150	0	0			
48	Expenses of Witnesses, Crown prosecutions	...	...	...	...	...	50	0	0			
49	Volunteers, at £15 a head	...	...	...	...	...	3000	0	0			
50	Immigration Agent	...	...	...	...	...	700	0	0			
												70626 19 11
												70626 19 11
	Brought forward from Secretary for Gold Fields Department	...	...	...	...	...	£195,645	17	8			
	Total from Miscellaneous	...	...	...	...	...	70,626	19	11			
	Carried to Roads and Works	...	...	...	...	...	£266,272	17	7			

IX.—ROADS AND WORKS.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
MAIN ROADS.						
DIVISION 28.						
<i>Main North Road—</i>						
Dunedin to Palmerston	6250	0	0			
Palmerston to Oamaru	5970	0	0			
Oamaru to Waitaki	2350	0	0			
				14570	0	0
<i>Main South Road—</i>						
Dunedin to East Taieri Bridge...	4100	0	0			
East Taieri Bridge to Tokomairiro	2540	0	0			
Tokomairiro to Clutha	3170	0	0			
Clutha to Maitaura Bridge	9800	0	0			
				19610	0	0
<i>Central Interior—</i>						
Saddle Hill to West Taieri Bridge	2840	0	0			
West Taieri Bridge to Roughridge	1200	0	0			
Roughridge to Dunstan	500	0	0			
Dunstan to Cromwell	2870	0	0			
Cromwell to Queenstown	2600	0	0			
Cromwell to Wanaka	300	0	0			
				10310	0	0
<i>Southern Interior—</i>						
Tokomairiro to Tuapeka	5500	0	0			
Tuapeka to Teviot	6400	0	0			
Teviot to Alexandra	2490	0	0			
				14390	0	0
<i>Northern Interior—</i>						
Palmerston to Manuherikia River	7730	0	0			
Manuherikia River to Dunstan	880	0	0			
Pukeuri Point to Kurow	500	0	0			
Kurow to Wanaka	500	0	0			
				9610	0	0
<i>Southland Roads—</i>						
Maitaura Bridge to Invercargill	6300	0	0			
Invercargill to Winton	1400	0	0			
Winton to Kingston	3000	0	0			
Invercargill to Campbelltown	100	0	0			
Riverton to Wallacetown	4300	0	0			
Riverton to Otautau	3250	0	0			
Invercargill to Riverton	300	0	0			
Winton to Wrey's Bush	500	0	0			
Armstrong's Crossing to Forest Hill	500	0	0			
Waikivi to Maitaura	1200	0	0			
Maitaura Bridge to Switzers	1600	0	0			
Daere to Menzie's Ferry	750	0	0			
Otautau to Elbow	610	0	0			
Round Bluff to Thornhill's Boundary	350	0	0			
Lake Road to Nokomai	370	0	0			
Elbow to Te Anau	270	0	0			
Otautau to Wairaki Downs	50	0	0			
Otautau to Waiau Plains	100	0	0			
Jacobs River Bridge Approaches	600	0	0			
Main Road through Winton	180	0	0			
Main Road through Wallacetown	100	0	0			
				25830	0	0
Carry forward				94320	0	0

IX.—ROADS AND WORKS—Continued.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
Brought forward				94320	0	0
MAIN BRANCH ROADS.						
DIVISION 29.						
Northern Trunk to Port Chalmers	460	0	0			
Northern Trunk to Moeraki	750	0	0			
Do. to Oamaru Port	252	0	0			
Dunedin to North Taieri	1400	0	0			
Dunedin to Portobello	1020	0	0			
Kyeburn Crossing to Eden Creek (via Naseby)	250	0	0			
Lee Stream to Waipori	330	0	0			
Southern Trunk to Port Molyneux	3000	0	0			
Southern Trunk to Hogg's Bridge	1600	0	0			
Tuapeka to Switzers	200	0	0			
Southern Trunk to Kaitangata	2300	0	0			
Mataura Bridge to Tois Tois	3750	0	0			
Clinton to Waipahi	2600	0	0			
Waipahi to Tapanui	2500	0	0			
Tapanui to Moa Flat	350	0	0			
Waipahi to Pyramids	200	0	0			
Lower to Upper Owake	200	0	0			
Glenomaru to Catlin's River	1200	0	0			
Port Molyneux to Nuggetts	100	0	0			
Maungatua to Main South Road	750	0	0			
Main Road to Menzies Ferry Bridge	500	0	0			
Waipori to Wetherstones	100	0	0			
Lower Waipori to Main South Road	300	0	0			
				24112	0	0
MISCELLANEOUS ROADS AND TRACKS.						
DIVISION 29A.						
Pine Hill Road	580	0	0			
Port Chalmers to Blueskin	850	0	0			
Dunedin to Blueskin (via Water of Leith)	410	0	0			
Anderson's Bay to Heads	1200	0	0			
Main South Road to Kuri Bush	1000	0	0			
Wangaroa to Tokomairiro	450	0	0			
Roads and Bridges, Akatore District	260	0	0			
Taieri Mouth to Otakia	400	0	0			
Pukeuri Point to Waitaki Lower Ferry	500	0	0			
Main Road to Saddle Hill Quarry	150	0	0			
Ocean Beach Road	500	0	0			
Main Road to Waikouaiti Harbour	750	0	0			
Tuakitoto to Lake Kaitangata	1000	0	0			
Approaches to Pyramid Bridge	120	0	0			
Tapanui to Swift Creek	500	0	0			
Fencing Main South Road at Otakia	100	0	0			
Finnegand to Port Molyneux	1064	0	0			
Approaches to Beaumont Bridge	600	0	0			
Round Hill to Havelock (via Waitahuna)	50	0	0			
Lawrence to Gabriels (via Wetherstones)	150	0	0			
Lawrence to Dalhousie	300	0	0			
Hyde to Hamilton's	150	0	0			
Strath Taieri Road	200	0	0			
Road to Clarke's Diggings	50	0	0			
Naseby to Kyeburn Diggings	50	0	0			
Kyeburn Crossing to Diggings	50	0	0			
Kyeburn to Maerewhenua (via Pass)	200	0	0			
Shag Valley to Kyeburn (via Macraes and Hyde)	1130	0	0			
Beck's to Dunstan Creek	50	0	0			
Upper Kyeburn to Coal Pit	50	0	0			
Carry forward	12864	0	0	118432	0	0

ROADS AND WORKS—Continued.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
Brought forward	12864	0	0	118432	0	0
MISCELLANEOUS ROADS AND TRACKS—Continued.						
Beck's to Tinkers and Drybread	75	0	0			
Naseby to Hamilton's	50	0	0			
Roxburgh to Campbell's and Pomahaka	50	0	0			
Cromwell to Quartz Reef Point	150	0	0			
Cromwell to Bendigo Gully and Logantown	150	0	0			
Cromwell to Carrick Town and Range	350	0	0			
Cromwell to Nevis	400	0	0			
Cromwell to Cardrona	200	0	0			
Clyde to Nevis	100	0	0			
Cromwell to Cardrona, <i>via</i> Kirtleburn	250	0	0			
Albertown to Pembroke	50	0	0			
Arrow to Cardrona	100	0	0			
Morven Ferry to Arthur's Point	150	0	0			
Arrow to Morven Ferry and Hayes Lake	200	0	0			
Approaches to Arthur's Point Bridge	200	0	0			
Arthur's Point to Moke Creek	75	0	0			
Arthur's Point to Arrow	450	0	0			
Moke Creek to Upper Moonlight	100	0	0			
Queenstown to head of Lake Wakatipu	200	0	0			
Head of Lake Wakatipu to Martin's Bay	500	0	0			
Queenstown to Maori Point and Skippers	200	0	0			
Queenstown to Arthur's Point	150	0	0			
Skippers to Branches	200	0	0			
Queenstown to Kingston, <i>via</i> Staircase	150	0	0			
Arrowtown Roads	30	0	0			
Arrow to 12-Mile	50	0	0			
Arrow River Valley Track	100	0	0			
Macetown to Shotover Branches	100	0	0			
Roads not provided for	2000	0	0			
Main Road, Tapanui	50	0	0			
Roads and Bridges on Gold Fields	5000	0	0			
Pack Track to Gully Creek	50	0	0			
Foot Bridges, 8-Mile to Macetown	40	0	0			
Main Road, Macetown	20	0	0			
Maori Point to Miller's Flat	50	0	0			
Upper Shotover Tracks	100	0	0			
West side Lake Wanaka	50	0	0			
Albertown to Makarora	200	0	0			
Pack Track to Gill's Creek	50	0	0			
Macetown to Big Hill	100	0	0			
Approaches to Nevis Ferry Bridge	400	0	0			
North-East Valley Road	50	0	0			
Tinkers to Tiger Hill and Blacks	100	0	0			
Dunedin and Port Chalmers Beach Road	460	0	0			
Portobello to Heads	500	0	0			
Papanui Road, Portobello	75	0	0			
Flood-gates and Ditches, Anderson's Bay Road	100	0	0			
Arrow to Macetown, <i>via</i> Big Hill	100	0	0			
Arrow to Crown Terrace	250	0	0			
Kyeburn to Naseby	50	0	0			
Tinkers to Chatto Creek	30	0	0			
Do. Bendigo Gully	60	0	0			
Mataura Bridge to Toi Tois	50	0	0			
Palmerston to Shag Point	500	0	0			
Dalhousie to Waitahuna, Weather Creek Bridge	200	0	0			
Havelock Lower Road	60	0	0			
Road to Railway Stations, Inch Clutha and Kaitangata	250	0	0			
Waipori to Lawrence, <i>via</i> Bungtown	250	0	0			
Port William to Halfmoon Bay and Paterson's Inlet	250	0	0			
Dunedin to North Taieri, <i>via</i> Half-way Bush	200	0	0			
Carry forward	29289	0	0	118432	0	0

ROADS AND WORKS—Continued.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
Brought forward ...	29289	0	0	118432	0	0
MISCELLANEOUS ROADS AND TRACKS—Continued.						
Puerua Road ...	100	0	0			
Switzers to Nokomai (bridle-track) ...	50	0	0			
Balclutha to Lawrence, via Mount Stewart ...	500	0	0			
Gibbstown to Coal Pits ...	50	0	0			
Upper Shotover to Maori Point, via Pleasant Creek ...	250	0	0			
Approaches to Arthur's Point Bridge ...	800	0	0			
Do. Beaumont Bridge ...	400	0	0			
Formation of Castle-street ...	700	0	0			
Main Road through Dunedin ...	100	0	0			
				32239	0	0
BRIDGES.						
DIVISION 30.						
West Taieri ...	500	0	0			
Lower Silver Stream ...	50	0	0			
Maintenance of Bridges (Saddle Hill to West Taieri Bridge) ...	100	0	0			
Waikouaiti (on account) ...	2000	0	0			
Waiareka ...	750	0	0			
Kakanui (on account) ...	2000	0	0			
Maintenance of Bridges (Palmerston to Oamaru) ...	300	0	0			
Coal Creek ...	500	0	0			
Lees Stream ...	1000	0	0			
Deep Stream ...	750	0	0			
Oreti at Winton (on account) ...	2000	0	0			
Manuherikia at Blacks ...	500	0	0			
Chatto Creek ...	400	0	0			
Waikaka (Waipahi to Pyramids) ...	400	0	0			
Kuriwao (Clutha to Mataura) ...	1200	0	0			
Waipahi (South Branch) ...	1000	0	0			
Waipahi Tributaries (two bridges) ...	600	0	0			
Tamaipi (Clutha to Mataura) ...	300	0	0			
Trumbles Creek do. ...	300	0	0			
Wetherstones Creek ...	200	0	0			
Taieri River at Greytown ...	2000	0	0			
Lower Waikivi ...	200	0	0			
Taieri River (Naseby to Hyde) (on account) ...	1000	0	0			
Otepopo ...	2000	0	0			
Oreti River at Daniel's Crossing (on account) ...	1000	0	0			
Waimumu Creek, near Mataura Bridge ...	250	0	0			
Shag River ...	2000	0	0			
Cromwell ...	1500	0	0			
Balclutha ...	250	0	0			
East Taieri ...	130	0	0			
Jacob's River, at Riverton ...	5000	0	0			
Mataura, at Pyramids ...	400	0	0			
Waitaki Bridge ...	7500	0	0			
Murray's Flat Creek ...	200	0	0			
Iron Girders for Bridges ...	629	13	4			
Oamaru Creek (South Molyneux Road) ...	350	0	0			
Gentle Annie ...	100	0	0			
Lower Shotover ...	300	0	0			
Upper Shotover ...	200	0	0			
Roaring Meg ...	100	0	0			
Mataura (Main Road) ...	120	0	0			
Puerua (South Molyneux Road) ...	70	0	0			
Waitapeka do. ...	50	0	0			
Brady Creek do. ...	40	0	0			
Carry forward ...	40539	13	4	150671	0	0

IX.—ROADS AND WORKS—Continued.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
Brought forward	40539	13	4	150,671	0	0
BRIDGES—Continued.						
Johnson's Creek (South Molyneux Road)	40	0	0			
Winton Creek	150	0	0			
Hedgehope	200	0	0			
Titipua	150	0	0			
Haye's Lake	220	0	0			
Hogg's Creek (South Molyneux Road)	40	0	0			
Foris Creek do.	30	0	0			
Hay's Creek do.	60	0	0			
Waipahi (Central Road) Clinton to Waipahi	50	0	0			
Stony Creek (two bridges) Tokomairiro to Clutha	150	0	0			
Lovell's Flat (two bridges) Tokomairiro to Clutha	90	0	0			
Manuka Creek (seven bridges) Tokomairiro to Tuapeka	1000	0	0			
Waikoikoi—Waipahi to Tapanui	100	0	0			
Upper Jacob's River	50	0	0			
Upper New River	140	0	0			
Waimatuku	250	0	0			
Makarewa	300	0	0			
Tomoporaki	120	0	0			
Pleasant River (central branch)	250	0	0			
Goldies	215	0	0			
Douglas	480	0	0			
Upper Silver Stream	50	0	0			
Foot-bridge, Skipper's Point	150	0	0			
Do. Moke Creek	20	0	0			
Molyneux, at Roxburgh	2500	0	0			
Foot-bridge, Teviot Stream	100	0	0			
Otepiri and Upper Makarewa	200	0	0			
Inch Valley Bridge	100	0	0			
				47744	13	4
JETTIES AND HARBOURS.						
DIVISION 31.						
Port Molyneux Jetty	450	0	0			
Kaitangata (two Jetties)	400	0	0			
Waihola	100	0	0			
Waikouaiti Harbour	1700	0	0			
Waikouaiti Jetty	250	0	0			
Riverton Jetty	1200	0	0			
Moeraki Jetty	250	0	0			
Bluff Wharf and Approaches	2400	0	0			
Dunedin Jetties	2550	0	0			
Harbour Reclamation at Port Chalmers	4200	0	0			
Harbour Reclamation at Dunedin	3710	0	0			
New River Harbour	300	0	0			
Oamaru Harbour Works	6000	0	0			
Dredging Harbour	5000	0	0			
Steam Tender for Dredge	2000	0	0			
Toi Tois Jetty	200	0	0			
				30710	0	0
SURVEY.						
DIVISION 32.						
Special Contract Surveys	6000	0	0			
Renewing Trigonometrical Stations	450	0	0			
Equipment of Parties and Wages	5100	0	0			
				11550	0	0
Carry forward				240675	13	4

IX.—ROADS AND WORKS—Continued.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
Brought forward				240675	13	4
WORKS AND BUILDINGS.						
DIVISION 33.						
Lighthouse, Oamaru	300	0	0			
Pilot Houses	450	0	0			
Powder Magazine, Port Chalmers	200	0	0			
Goods Shed, Kaitangata Wharf	50	0	0			
Lunatic Asylum, Tokomairiro	1000	0	0			
Reformatory	300	0	0			
Repairs to Buildings	1000	0	0			
Tools and Materials for Employment of Prisoners	800	0	0			
Works not provided for	1000	0	0			
Repairs and Additions to School Buildings	1000	0	0			
Lunatic Asylum, Dunedin	600	0	0			
District Gaols and Police Stations	2520	0	0			
Fencing Cemeteries	100	0	0			
Harbour Reclamation	2000	0	0			
Court House, Clyde	400	0	0			
Gaol, Lawrence	200	0	0			
Improvements, York Place	2000	0	0			
Repairs to District Survey Offices	100	0	0			
School Buildings	20000	0	0			
Invercargill Goods Shed	1000	0	0			
Museum on Account	2500	0	0			
Athenæums	1000	0	0			
Provincial Council Hall Alterations	400	0	0			
Snow Poles, Upper Nevis to Gibbstown	75	0	0			
Otago Dock (working expenses and liabilities)	2500	0	0			
Alteration of Gauge, Invercargill Railways	3000	0	0			
Hospital	100	0	0			
Government Buildings, Queenstown	600	0	0			
Oamaru Dock	2000	0	0			
				47195	0	0
				287870	13	4
Brought forward from Miscellaneous	£266,272	17	7			
Total from Roads and Works	287,870	13	4			
Carried to North Otago District Public Works Loan	£554,143	10	11			

X.—NORTH OTAGO DISTRICT PUBLIC WORKS LOAN.

TITLE OF WORK.	VOTE.			TOTALS.		
	£	s.	d.	£	s.	d.
DIVISION 34.						
For the Erection, Construction, and Maintenance of Harbour Works at Oamaru ...	10555	0	2			
Forming and Metalling Main Road from Horse Range to Waitaki River, and from Main North Road to Lindis Pass	710	6	10			
Construction and Maintenance of Tramway from Oamaru to Awamoko	8323	9	6			
Bridge over Otepopo River at Crossing of Main South Road	1646	13	5			
Improvement of Kakanui Harbour	5000	0	0			
Do. Moeraki Harbour	3000	0	0			
				29235	9	11
				29235	9	11
Brought forward from Roads and Works	£554,143	10	11			
Total from North Otago District Public Works Loan	29,235	9	11			
Carried to Works proposed to be constructed out of Revenue or out of Loan	£583,379	0	10			

XI.—WORKS PROPOSED TO BE CONSTRUCTED OUT OF REVENUE OR OUT OF LOAN.

				TOTALS.	
RAILWAYS.		£	s. d.	£	s. d.
Otautau Line to Invercargill, and Winton Line to Makarewa Bridge	...	32100	0 0		
Branch Line to Green Island Coal Pits	...	9160	0 0		
Waiareka Valley	...	45000	0 0		
Riverton to Orepuki	...	28400	0 0		
Riverton to Otautau	...	37100	0 0		
Survey of New Railways	...	1000	0 0		
BRIDGE.					
Taieri, at Hyde	...	2000	0 0	154760	0 0
Brought forward from North Otago District Public Works Loan		£583,379	0 10		
Total from Works proposed to be Constructed out of Revenue or Loan		154,760	0 0		
Carried to Out of Loan if Authorised by Assembly		£738,139	0 10		

XII.—OUT OF LOAN, IF AUTHORISED BY ASSEMBLY.

RAILWAYS.		£	s. d.	£	s. d.
Main Line through Seaward Bush	...	20000	0 0		
Main Line to Kaitangata, and Extension to Coal Point	...	27750	0 0		
Main Line to Outram	...	12000	0 0		
Tokomairiro Branch Railway	...	14000	0 0		
Palmerston to Waynes	...	25000	0 0		
Edendale to Wyndham	...	10500	0 0		
Kaitangata Station to Inch Clutha	...	9500	0 0	118750	0 0
Brought forward from Works proposed out of Revenue or Loan		£738,139	0 0		
Total from Out of Loan if Authorised by Assembly		118,750	0 0		
Total Appropriation		£856,889	0 10		

3. The Superintendent with the advice and consent of his Executive Council is hereby authorised to transfer any sum or sums of money from one item of any sub-division to another item in the same sub-division 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 Provincial Auditor before the Provincial Council at its next Session.

Superintendent authorised to transfer one item to another of the same sub-division.

Provision for continuing payments to 31st May 1875.

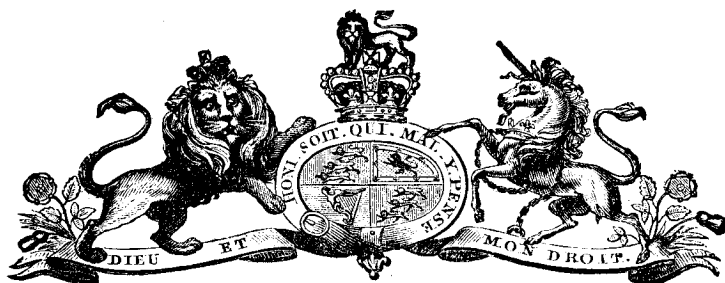
4. If in the opinion of the Superintendent the interests of the Public Service of the said Province will be promoted by not convening a Session of the Provincial Council until after the thirty-first day of March one thousand eight hundred and seventy-five there may be issued and applied out of the revenues of the said Province subject to appropriation by the Provincial Council any sum or sums of money for the purposes of defraying the charges of the Government of the said Province during a period of not exceeding two months from the said thirty-first day of March one thousand eight hundred and seventy-five not exceeding in the whole such sum or sums respectively as shall be in proportion for such period of two months to the sum or sums appropriated for the like payments during the twelve months ending on the thirty-first day of March aforesaid.

Treasurer &c. to pay moneys under warrant of the Superintendent and to be allowed credit for all moneys so paid.

5. The Provincial Treasurer or other person having the custody or control of the Public Funds of the Province shall issue and pay from time to time any sum or sums of money for the purposes herein mentioned not exceeding in the whole the sums respectively hereinbefore specified to such persons and in such proportions as the Superintendent for the time being shall by warrants under his hand directed to the Provincial Treasurer or such other person as aforesaid and certified by the Auditor or Deputy-Auditor in terms of the "Provincial Audit Act 1866" or any other Act for the time being in force regulating the audit of Public Accounts in the Province of Otago from time to time direct and such Treasurer or other person having the custody or control of the Public Funds of the Province shall in his accounts be allowed credit for all sums paid by him in pursuance of such warrants and the receipts of the persons 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 receipts shall have been given and the amount thereof shall be passed to his credit in account accordingly.

DUNEDIN, NEW ZEALAND :

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NASEBY WATER WORKS EMPOWERING ORDINANCE 1874.

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

SESSION XXXIII. No. 427.

ANALYSIS.

Title.
Preamble.
1. Short Title

2. Municipal Corporations Waterworks Act, 1872, brought into operation for Naseby.

An Ordinance to extend the provisions of "The Municipal Corporations Water Works Act 1872" to the Municipality of Naseby in the Province of Otago.

[15th June, 1874]

WHEREAS by "The Municipal Corporations Water Works Act 1872" it is provided that the said Act may be brought into operation in and for any borough within any Province by any Act or Ordinance of the Superintendent and Provincial Council of such Province: And whereas it is desirable to bring the said Act into operation in the town of Naseby being a borough in the Province of Otago within the meaning of the said Act:

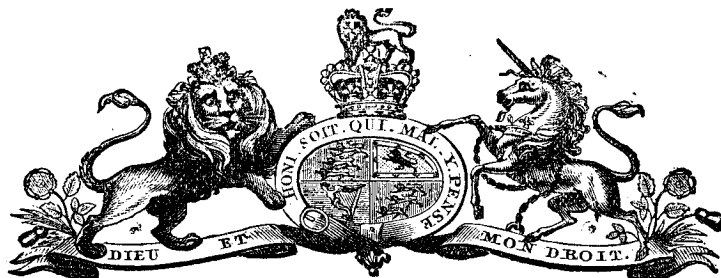
BE IT THEREFORE ENACTED by the Superintendent of the Province of Otago with the advice and consent of the Provincial Council thereof as follows:—

1. This Ordinance may be cited and referred to as the "Naseby Water Works Empowering Ordinance 1874."

2. The Act of the General Assembly of New Zealand shortly intituled "The Municipal Corporations Water Works Act 1872" is hereby brought into operation in and for the town of Naseby and shall take effect on and from the first day of November one thousand eight hundred and seventy-four.

DUNEDIN, NEW ZEALAND:

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RIVERTON HARBOUR BOARD ORDINANCE 1874.

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

SESSION XXXIII. No. 428.

ANALYSIS.

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26. Board may lease reserves.
27. Appropriation of rents of reserves.
28. Board may provide dredges for deepening harbour and erect wharf.
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An Ordinance for the constitution of a Harbour Board ^{Title.}
for the Port of Riverton in the Province of Otago.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS it is expedient to provide for the constitution of a Harbour ^{Preamble.}
Board for the Port of Riverton in the Province of Otago pur-
suant to the power in that behalf conferred by "The Harbour Boards Act
1870 :"

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

1. This Ordinance shall be termed and may be cited and referred to ^{Short Title.}
as the the "Riverton Harbour Board Ordinance 1874."

Interpretation.

2. The following words and expressions in this Ordinance shall have the meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction that is to say :—

The word “person” shall include Corporation whether sole or aggregate.

The words “Board” and “the said Board” shall mean the Riverton Harbour Board.

The words “the said Ordinance” shall mean the “Otago Municipal Corporations Ordinance 1865.”

The word “lands” shall include messuages lands tenements and hereditaments.

The word “Superintendent” shall mean the Superintendent for the time being of the Province of Otago.

Harbour Board of Riverton constituted.

3. There shall be and there is hereby constituted a Harbour Board for the Port of Riverton in the Province of Otago under the authority of “The Harbour Boards Act 1870” and the limits of the said Port shall be those which have been or may be defined under the “Marine Act 1867.”

Name of Board.

4. The said Harbour Board shall be and is hereby constituted a corporate body in fact and in law by the name of the Riverton Harbour Board and shall have perpetual succession and a common seal with full power and authority to sue and be sued plead and be impleaded defend and be defended in all Courts and in all causes and suits at law or in equity whatsoever with power to take purchase and hold all goods chattels and personal property whatsoever which may be required for the improvement or management of the Riverton Harbour and shall also be capable in law to take purchase and hold all such lands hereditaments and possessions as may be transferred to or vested in the said Harbour Board as sites for wharfs docks or warehouses or as endowments for the funds of the said Harbour Board or for any other purposes connected with the improvement or management of the said Harbour and also to do all other matters and things incidental to or appertaining to a corporate body subject nevertheless to any provisions in this Ordinance contained or in “The Harbour Boards Act 1870” affecting such powers.

Qualification of Members of Board.

5. No person shall be qualified to be elected by the Town Council of Riverton as a member of the Board unless he be enrolled on the citizens’ roll prepared and kept for the Corporation of Riverton under the “Otago Municipal Corporations Ordinance 1865” or any other Act or Ordinance regulating the election of Municipal Councillors for the said Corporation of Riverton.

Appointment of Board.

6. At the first meeting of the Council of the Corporation of Riverton in each year after the election of Mayor and Councillors the Council shall appoint six of their number of whom the Mayor shall be one as members of the Board and the said members so appointed shall continue in office on the Board for one year. The Superintendent shall by and with the advice and consent of the Executive Council appoint six other members of the Board by proclamation in the Provincial Government *Gazette* and such members shall hold office at the will of the Superintendent acting by and with the advice and consent of his Executive Council.

7. The disqualifications for holding office specified in the "Otago Municipal Corporations Ordinance 1865" shall be disqualifications for being appointed or continuing a member of the Board and in the event of any vacancy occurring in the Board the Council of the said Corporation shall on notification thereof appoint another member to fill the vacancy until the end of the then current year. This section shall apply only to those members of the Board who are appointed from the Council of the Corporation of Riverton.

Disqualification
Members.

8. Until a by-law to the contrary shall be passed by the Board the Mayor or in his absence such member as the members of the Board assembled shall choose to be a chairman shall preside at the meetings of the Board and such presiding chairman in all cases of equality shall have a casting vote only. No business shall be transacted unless five members are present.

Election of President.

9. On the first Tuesday after their appointment at three o'clock in the afternoon the members of the Board shall hold their first meeting within the Council Chamber at Riverton and in the event of five members not being present the meeting shall stand adjourned to the following day at the same hour and so on till a quorum be present.

First Meeting of
Board.

10. The Board may enter into contracts with any person for the execution of any works directed or authorised by this or any other Ordinance or Act to be done by the Board or for furnishing materials or for any other things necessary for the purposes of this Ordinance and every such contract for the execution of any work shall be in writing and shall specify the work to be done and the materials to be furnished and the price to be paid for the same and the time or times within which the work is to be completed and the penalties to be suffered in case of non-performance thereof and the power hereby granted to the Board to enter into contracts may lawfully be exercised as follows that is to say:—

Board may enter into
Contracts.

Any contract which if made between private persons would be by law required to be in writing and under seal the Board may make in writing and under the common seal of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law required to be in writing signed by the parties to be charged therewith the Board may make in writing signed by the members thereof or any two of their number acting by the direction and on behalf of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law valid although made by parol only and not reduced into writing the members of the Board or any two of them acting by the direction and on behalf of the Board may make by parol only without writing and in the same manner may vary or discharge the same: provided that any agreement made by parol only shall not be valid for any sum exceeding ten pounds.

11. The Town Clerk of the Corporation of Riverton for the time being shall be the Clerk of the Board and the Board may from time to time appoint and employ a treasurer engineer surveyor collectors and all such other officers to assist in the execution of this Ordinance as it shall think proper and necessary and from time to time remove any of such officers and appoint others in the room of such as shall be so removed or as may

Appointment of Clerk
and other Officers.

die resign or discontinue their offices and may out of the funds of the Board pay such salaries and allowances to the said officers respectively as the Board shall think reasonable and any two or more of the said offices may be held by the same person.

Power to make By-laws.

12. The Board may from time to time make such by-laws as it may think fit for regulating the manner in which and times at which its meetings shall be called and held its place of meeting and the manner and person by whom its meetings shall be presided over for fixing the number of its members required to be present at the meetings for the exercise and performance of its powers and duties the appointment remuneration and duties of its officers and generally for regulating the conduct of its business and proceedings and the mode in which such by-laws shall be made.

Moneys to be paid into Bank and mode of drawing cheques.

13. All moneys of the Board amounting to five pounds and upwards shall within thirty days after they shall have come to the hands of the proper officer of the Board be paid into such Bank as the Board shall from time to time appoint for that purpose and no such money shall be drawn out of such bank save by cheques signed by the Chairman of the Board and countersigned by the Treasurer of the Board or by such other person as the Board may appoint.

Officer exacting fees unlawfully liable to a penalty of £50.

14. Every officer employed by the Board who shall exact or accept on account of anything done by virtue of his office or in relation to the matters to be done under this Ordinance any fee or reward whatsoever other than the salary or allowance allowed by the Board or who shall be in anywise concerned or interested in any bargain or contract made by the Board shall be liable to a penalty of not exceeding fifty pounds.

Officer to find security

15. Before any officer entrusted by the Board with the custody or control of moneys by virtue of his office shall enter upon his office the Board shall take sufficient security from him for the faithful execution thereof.

Duties of Collector.

16. Every collector appointed or employed by the Board by virtue of this Ordinance to collect any rates tolls or dues shall within seven days after he shall have received any moneys on account of any such rates tolls or dues pay over the same to the treasurer to the account of the Board and the receipt of such treasurer for the moneys so paid shall be a sufficient discharge to the collector and every such collector shall in such time and in such manner as the Board shall direct deliver to the Board true and perfect accounts in writing under his hand of all moneys received by him and of all moneys paid by him to the said treasurer by virtue of this Ordinance and also a list of the names of all persons who have neglected or refused to pay any rate money owing to the Board with a statement of the moneys due from them respectively and in respect of what several periods and rates the same are due respectively and every such collector shall when required by the Board so to do deliver such a list embracing the particulars brought down to the day of his delivering such list.

Officer to account when called upon.

17. Every officer appointed or employed by the Board by virtue of this Ordinance shall from time to time when required by the Board make out and deliver to it or to any person appointed by it for that purpose a true and perfect account in writing under his hand of all moneys received by him on behalf of the Board and such account shall state how and to whom and for what purpose such moneys have been disposed of and together with such account such officer shall deliver the vouchers and receipts for such payments and every such officer shall pay to

the Board or to any person appointed by it to receive the same all moneys which shall appear to be owing from him upon the balance of such accounts.

18. If any such officer fail to render such accounts as aforesaid or to produce and deliver up the vouchers and receipts relating to the same in his possession or power or to pay the balance thereof when thereunto required or if for five days after being thereunto required any officer of the Board fail to deliver up to the Board or to any person appointed by it to receive the same all papers and writings property matters and things in his possession or power relating to the execution of this Ordinance or belonging to the Board he shall be liable to a penalty of not exceeding one hundred pounds.

Officer failing to account liable to a penalty not exceeding £100.

19. No such proceeding against or dealing with any officer as aforesaid shall deprive the Board of any remedy which it might otherwise have against any surety of such officer.

Remedy against surety preserved.

20. The Board shall cause books to be provided and kept in such form (if any) as shall from time to time be appointed by the Superintendent to be used by Harbour Boards and true and regular accounts to be entered therein of all sums received and paid for and on account of this Ordinance and of the several purposes for which such sums of money shall have been received and paid which books shall at all reasonable times be open to the inspection of any of the members of the Board or persons enrolled on the citizens' roll and any creditor of the body corporate without fee or reward and the members of the Board and persons aforesaid or any of them may take copies of or extracts from the said books without paying anything for the same and any clerk or other person having the custody of the said books who shall not on any such reasonable demand of any such member of the Board ratepayer or creditor as aforesaid permit him to inspect the said books or to take such copies or extracts as aforesaid shall be liable to a penalty of five pounds for every such offence.

Books to be provided and open for inspection.

21. The Board shall cause its accounts to be balanced in each year to a period not less than one month before the annual general meeting at which they are to be produced as hereinafter mentioned and twenty-one days at least before such meeting the Board shall cause a full and true statement and account to be drawn out of the amount of all contracts entered into and of all moneys received and expended by virtue of this Ordinance during the preceding year and of all available assets and of all debts then owing by the Board and such statement and account shall be laid before the auditor of the Corporation accounts who is hereby required to attend at the office of the Board as soon as conveniently may be after the balancing of the said accounts and drawing out of the said statement and account and who shall in the presence of the Clerk of the Board if he desire to be present proceed to audit the accounts of the year preceding such balancing and the Board shall by its Clerk produce and lay before the auditor the accounts so balanced as aforesaid together with the said statement and account accompanied with proper vouchers in support of the same and all books papers and writings in the custody or power of the Board relating thereto and any person interested in the said accounts either as a creditor of the Board or as a person enrolled as aforesaid may be present at the audit of the said accounts by himself or his agents and may make any objection to any part of such accounts and if the said accounts of the Board be found correct such auditor shall sign the same in token of his allowance thereof but if such auditor thinks there is just cause to disapprove any part of the said accounts he may disallow any such parts of the said accounts as shall be disapproved.

Accounts to be balanced and audited.

Statement and Account to be open for inspection.

22. The Board shall cause such statement and account to be fairly copied or printed and shall allow such statement and account to remain for inspection at the office of the Board and every creditor of the Board and every person enrolled as aforesaid or paying any rate toll or dues or any person acting on behalf of any such creditor or other person may at all reasonable times inspect such statement and account and compare the same with the books and documents relating thereto in the possession of the Board and the Clerk shall on demand furnish a written or printed copy of the said statements and accounts to every such creditor and other person without fee if printed and if written upon reasonable payment to be fixed by the Board not exceeding fourpence per folio of seventy-two words and fourteen days at the least before the meeting for examining and settling the said accounts as hereinafter mentioned the Board shall give public notice of such intended meeting stating in such notice that the said statement and account are printed and lie at the office of the Board ready for the inspection of the creditors and ratepayers or other parties interested.

Accounts when audited to be produced at annual meeting.

23. The accounts of the Board so balanced as aforesaid and audited and either allowed or disallowed by the auditor as aforesaid together with the said statement and account shall be produced at the annual meeting of the Board or at some adjournment thereof at which meeting all such creditors and other persons interested as aforesaid may be present and the accounts shall be then finally examined and settled by the Board and if the same be found just and true they shall be allowed by the Board and certified accordingly under the hand of the chairman of such meeting and after such accounts have been so allowed and signed by such chairman and also by the auditor as hereinbefore provided the same shall be final in regard to all persons whomsoever.

Abstract of account to be published.

24. The Board shall every year cause an annual account in abstract to be prepared showing the total receipt and expenditure of all funds levied by virtue of this Ordinance for the year ending on the day down to which their accounts shall have been made up for the said annual meeting or on some other convenient day in each year under the several distinct heads of receipt and expenditure with a statement of the balance of such account duly audited and certified by the Chairman of the Board and also by the auditor of the Corporation and shall cause the same to be published in some newspaper generally circulated within the district and shall also within one month after such account shall have been audited send a copy of the said account free of charge to the Superintendent who shall cause the same to be forwarded to the Provincial Council within ten days after the commencement of its next Session.

Superintendent authorised to vest reserves in Board.

25. The Superintendent is hereby authorised by deed under his hand and sealed with the seal of the Province to vest in the Board the lands described in the Schedule hereto if the said lands be granted by the Crown to the Superintendent for public purposes or as an endowment of a trust for the Harbour of Riverton also all other lands which already have been reserved or may hereafter be reserved and are or shall be granted to the Superintendent in trust for the endowment of or for purposes of public utility for the said Port or Harbour of Riverton subject nevertheless to any contracts leases mortgages and other charges and debts for the time being affecting such lands.

Board may lease reserves.

26. It shall be lawful for the Board to lease the said lands at such rents issues and profits as it may deem expedient and upon such terms and conditions as the Board shall determine so that such leases be for any term not exceeding twenty-one years to take effect from the time of the execution thereof.

27. All moneys received by the Board for the rents issues and profits of the said lands shall be managed by the Board and shall be applied and disposed of in the same manner as the moneys which may be raised by the Board are by this Ordinance to be applied and disposed of.

Appropriation of rents of reserves.

28. The Board may provide such dredges or other machines as may be necessary to enable it to improve the Harbour of Riverton by obtaining an increased depth of water and work the same and may also erect construct maintain and repair any wharf pier or jetty and furnish all proper appliances for the same which the Board may deem necessary for the accommodation of the trade or shipping there.

Board may provide dredges for deepening harbour and erect wharf.

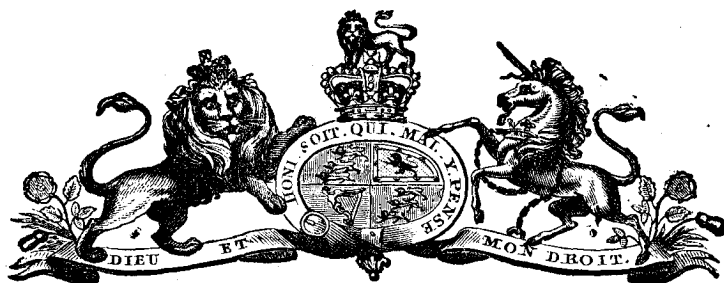
SCHEDULE.

All that area in the Province of Otago containing by estimation three thousand (3000) acres more or less situated in the Jacob's River Hundred and bounded towards the north-west by section seven (7) Jacob's River Hundred four thousand (4000) links towards the south-west by said section seven (7) a public road and section two (2) of said Jacob's River Hundred four thousand one hundred (4100) links again on the north-west by Crown Lands eleven thousand seven hundred (11700) links or thereabouts on the north-east by section twenty-two (22) of said Jacob's River Hundred two thousand three hundred (2300) links or thereabouts again on the north-west by said section twenty-two (22) one thousand eight hundred (1800) links or thereabouts again on the north-east by section twenty-five (25) of said Jacob's River Hundred four thousand (4000) links on the south-east by a public road one thousand three hundred and thirty-one (1331) links again on the north east by a public road one hundred (100) links and section thirteen (13) of said Jacob's River Hundred five thousand two hundred and ten (5210) links towards the east by the Jounamou Creek thirteen thousand three hundred (13300) links or thereabouts again towards the north-east east and south by the road reserve one hundred (100) links wide on the west bank of the Waimatuku River, twenty-nine thousand (29,000) links or thereabouts on the east by the Crown Lands one thousand (1000) links or thereabouts towards the south by the road reserve one hundred (100) links wide along high water mark of the Ocean Beach eleven thousand two hundred (11200) links or thereabouts again towards the south-west by a public road four thousand (4000) links or thereabouts to first described boundary.

DUNEDIN, NEW ZEALAND :

Printed under the authority of the Provincial Government of Otago, by COULLS and CULLING, of Rattray Street, Printers to the said Provincial Government for the time being.





NEW RIVER HARBOUR BOARD ORDINANCE 1874.

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

SESSION XXXIII. No. 429.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Interpretation.
3. Harbour Board of New River constituted.
4. Name of Board.
5. Qualification of Members of Board.
6. Appointment of Board.
7. Disqualification of Members.
8. Election of President.
9. First Meeting of Board.
10. Board may enter into contracts.
11. Appointment of Clerk and other Officers.
12. Power to make By-laws.
13. Moneys to be paid into Bank and mode of drawing cheques.
14. Officer exacting fees unlawfully liable to a penalty of £50.</p> | <p>15. Officer to find security.
16. Duties of Collector.
17. Officer to account when called upon.
18. Officer failing to account liable in a penalty not exceeding £100.
19. Remedy against Surety preserved.
20. Books to be provided and open for inspection.
21. Accounts to be balanced and audited.
22. Statement and Account to be open for inspection.
23. Accounts when audited to be produced at annual meeting.
24. Abstract of accounts to be published.
25. Superintendent authorised to vest reserves in Board.
26. Board may lease reserves.
27. Appropriation of rents of reserves.
28. Board may provide dredges for deepening harbour and erect wharf.</p> |
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An Ordinance for the constitution of a Harbour Board ^{Title.}
for the Port of New River in the Province of Otago.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS it is expedient to provide for the constitution of a Harbour ^{Preamble.}
Board for the Port of New River in the Province of Otago pur-
suant to the power in that behalf conferred by "The Harbour Boards Act
1870:"

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

1. This Ordinance shall be termed and may be cited and referred to ^{Short Title.}
as the "New River Harbour Board Ordinance 1874."

Interpretation.

2. The following words and expressions in this Ordinance shall have the meanings hereby assigned to them unless there be something in the subject or context repugnant to such construction that is to say :—

The word “person” shall include Corporation whether sole or aggregate.

The words “Board” and “the Board” shall mean the New River Harbour Board.

The words “the said Ordinance” shall mean the “Otago Municipal Corporations Ordinance 1865.”

The word “lands” shall include messuages lands tenements and hereditaments.

The word “Superintendent” shall mean the Superintendent for the time being of the Province of Otago.

Harbor Board of New River constituted.

3. There shall be and there is hereby constituted and appointed a Harbor Board for the Port of New River in the Province of Otago under the authority of “The Harbour Boards Act 1870” and the limits of the said Port shall be those which have been or may be defined under “The Marine Act 1867.”

Name of Board.

4. The name of the Board shall be the New River Harbour Board and the number of Members of which the Board shall consist shall be nine.

Qualification of Members of Board.

5. No person shall be qualified to be elected a member of the Board unless he be enrolled on the citizens’ roll prepared and kept for the Corporation of Invercargill under the “Otago Municipal Corporations Ordinance 1865” or any other Act or Ordinance regulating the election of Municipal Councillors for the said Corporation of Invercargill.

Appointment of Board.

6. At the first meeting of the Council of the Corporation of Invercargill in each year after the election of Mayor and Councillors the Council shall appoint nine of their number of whom the Mayor shall be one as members of the Board and the said members so appointed shall continue in office on the Board for one year.

Disqualifications of Members.

7. The disqualifications for holding office specified in the “Otago Municipal Corporations Ordinance 1865” shall be disqualifications for being appointed or continuing a member of the Board and in the event of any vacancy occurring in the Board the Council of the said Corporation shall on notification thereof appoint another member to fill the vacancy until the end of the then current year.

Election of President.

8. Until a by-law to the contrary shall be passed by the Board the Mayor or in his absence such member as the members of the Board assembled shall choose to be a chairman shall preside at the meetings of the Board and such presiding chairman in all cases of equality shall have a casting vote only. No business shall be transacted unless five members are present.

First Meeting of Board.

9. On the first Tuesday after their appointment at three o’clock in the afternoon the members of the Board shall hold their first meeting within the Council Chamber at Invercargill and in the event of five members not

being present the meeting shall stand adjourned to the following day at the same hour and so on till a quorum be present.

10. The Board may enter into contracts with any person for the execution of any works directed or authorised by this or any other Ordinance or Act to be done by the Board or for furnishing materials or for any other things necessary for the purposes of this Ordinance and every such contract for the execution of any work shall be in writing and shall specify the work to be done and the materials to be furnished and the price to be paid for the same and the time or times within which the work is to be completed and the penalties to be suffered in case of non-performance thereof and the power hereby granted to the Board to enter into contracts may lawfully be exercised as follows that is to say :—

Board may enter into Contracts.

Any contract which if made between private persons would be by law required to be in writing and under seal the Board may make in writing and under the common seal of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law required to be in writing signed by the parties to be charged therewith the Board may make in writing signed by the members thereof or any two of their number acting by the direction and on behalf of the Board and in the same manner may vary or discharge the same.

Any contract which if made between private persons would be by law valid although made by parol only and not reduced into writing the members of the Board or any two of them acting by the direction and on behalf of the Board may make by parol only without writing and in the same manner may vary or discharge the same: provided that any agreement made by parol only shall not be valid for any sum exceeding ten pounds.

11. The Town Clerk of the Corporation of Invercargill for the time being shall be the Clerk of the Board and the Board may from time to time appoint and employ a treasurer engineer surveyor collectors and all such other officers to assist in the execution of this Ordinance as it shall think proper and necessary and from time to time remove any of such officers and appoint others in the room of such as shall be so removed or as may die resign or discontinue their offices and may out of the funds of the Board pay such salaries and allowances to the said officers respectively as the Board shall think reasonable and any two or more of the said offices may be held by the same person.

Appointment of Clerk and other Officers:

12. The Board may from time to time make such by-laws as it may think fit for regulating the manner in which and times at which its meetings shall be called and held its place of meeting and the manner and person by whom its meetings shall be presided over for fixing the number of its members required to be present at the meetings for the exercise and performance of its powers and duties the appointment remuneration and duties of its officers and generally for regulating the conduct of its business and proceedings and the mode in which such by-laws shall be made.

Power to make By-laws.

13. All moneys of the Board amounting to five pounds and upwards shall within thirty days after they shall have come to the hands of the proper officer of the Board be paid into such Bank as the Board shall from time to time appoint for that purpose and no such money shall be drawn

Moneys to be paid into Bank and mode of drawing cheques.

out of such bank save by cheques signed by the Chairman of the Board and countersigned by the Treasurer of the Board or by such other person as the Board may appoint.

Officer exacting fees unlawfully liable to a penalty of £50.

14. Every officer employed by the Board who shall exact or accept on account of anything done by virtue of his office or in relation to the matters to be done under this Ordinance any fee or reward whatsoever other than the salary or allowance allowed by the Board or who shall be in anywise concerned or interested in any bargain or contract made by the Board shall be liable to a penalty of not exceeding fifty pounds.

Officer to find security

15. Before any officer entrusted by the Board with the custody or control of moneys by virtue of his office shall enter upon such office the Board shall take sufficient security from him for the faithful execution thereof.

Duties of Collector.

16. Every collector appointed or employed by the Board by virtue of this Ordinance to collect any rates tolls or dues shall within seven days after he shall have received any moneys on account of any such rates tolls or dues pay over the same to the treasurer to the account of the Board and the receipt of such treasurer for the moneys so paid shall be a sufficient discharge to the collector and every such collector shall in such time and in such manner as the Board shall direct deliver to the Board true and perfect accounts in writing under his hand of all moneys received by him and of all moneys paid by him to the said treasurer by virtue of this Ordinance and also a list of the names of all persons who have neglected or refused to pay any rate or money owing to the Board with a statement of the moneys due from them respectively and in respect of what several periods and rates the same are due respectively and every such collector shall when required by the Board so to do deliver such a list embracing the particulars brought down to the day of his delivering such list.

Officer to account when called upon.

17. Every officer appointed or employed by the Board by virtue of this Ordinance shall from time to time when required by the Board make out and deliver to it or to any person appointed by it for that purpose a true and perfect account in writing under his hand of all moneys received by him on behalf of the Board and such account shall state how and to whom and for what purpose such moneys have been disposed of and together with such account such officer shall deliver the vouchers and receipts for such payments and every such officer shall pay to the Board or to any person appointed by it to receive the same all moneys which shall appear to be owing from him upon the balance of such accounts.

Officer failing to account liable to a penalty not exceeding £100.

18. If any such officer fail to render such accounts as aforesaid or to produce and deliver up the vouchers and receipts relating to the same in his possession or power or to pay the balance thereof when thereunto required or if for five days after being thereunto required any officer of the Board fail to deliver up to the Board or to any person appointed by it to receive the same all papers and writings property matters and things in his possession or power relating to the execution of this Ordinance or belonging to the Board he shall be liable to a penalty of not exceeding one hundred pounds.

Remedy against surety preserved.

19. No such proceeding against or dealing with any officer as aforesaid shall deprive the Board of any remedy which it might otherwise have against any surety of such officer.

Books to be provided and open for in-

20. The Board shall cause books to be provided and kept in such form (if any) as shall from time to time be appointed by the Superintendent to

be used by Harbour Boards and true and regular accounts to be entered therein of all sums received and paid for and on account of this Ordinance and of the several purposes for which such sums of money shall have been received and paid which books shall at all reasonable times be open to the inspection of any of the members of the Board or persons enrolled on the citizens' roll and any creditor of the body corporate without fee or reward and the members of the Board and persons aforesaid or any of them may take copies of or extracts from the said books without paying anything for the same and any clerk or other person having the custody of the said books who shall not on any such reasonable demand of any such member of the Board ratepayer or creditor as aforesaid permit him to inspect the said books or to take such copies or extracts as aforesaid shall be liable to a penalty of five pounds for every such offence.

21. The Board shall cause its accounts to be balanced in each year to a period not less than one month before the annual general meeting at which they are to be produced as hereinafter mentioned and twenty-one days at least before such meeting the Board shall cause a full and true statement and account to be drawn out of the amount of all contracts entered into and of all moneys received and expended by virtue of this Ordinance during the preceding year and of all available assets and of all debts then owing by the Board and such statement and account shall be laid before the auditor of the Corporation accounts who is hereby required to attend at the office of the Board as soon as conveniently may be after the balancing of the said accounts and drawing out of the said statement and account and who shall in the presence of the Clerk of the Board if he desire to be present proceed to audit the accounts of the year preceding such balancing and the Board shall by its Clerk produce and lay before the auditor the accounts so balanced as aforesaid together with the said statement and account accompanied with proper vouchers in support of the same and all books papers and writings in the custody or power of the Board relating thereto and any person interested in the said accounts either as a creditor of the Board or as a person enrolled as aforesaid may be present at the audit of the said accounts by himself or his agents and may make any objection to any part of such accounts and if the said accounts of the Board be found correct such auditor shall sign the same in token of his allowance thereof but if such auditor thinks there is just cause to disapprove any part of the said accounts he may disallow any such parts of the said accounts as shall be disapproved.

Accounts to be balanced and audited.

22. The Board shall cause such statement and account to be fairly copied or printed and shall allow such statement and account to remain for inspection at the office of the Board and every creditor of the Board and every person enrolled as aforesaid or paying any rate toll or dues or any person acting on behalf of any such creditor or other person may at all reasonable times inspect such statement and account and compare the same with the books and documents relating thereto in the possession of the Board and the Clerk shall on demand furnish a written or printed copy of the said statements and accounts to every such creditor and other person without fee if printed and if written upon reasonable payment to be fixed by the Board not exceeding fourpence per folio of seventy-two words and fourteen days at the least before the meeting for examining and settling the said accounts as hereinafter mentioned the Board shall give public notice of such intended meeting stating in such notice that the said statement and account are printed and lie at the office of the Board ready for the inspection of the creditors and ratepayers or other parties interested.

Statement and Account to be open for inspection.

23. The accounts of the Board so balanced as aforesaid and audited and either allowed or disallowed by the auditor as aforesaid together with

Accounts when audited to be produced at annual meeting.

the said statement and account shall be produced at the annual meeting of the Board or at some adjournment thereof at which meeting all such creditors and other persons interested as aforesaid may be present and the accounts shall be then finally examined and settled by the Board and if the same be found just and true they shall be allowed by the Board and certified accordingly under the hand of the chairman of such meeting and after such accounts have been so allowed and signed by such chairman and also by the auditor as hereinbefore provided the same shall be final in regard to all persons whomsoever.

Abstract of account
to be published.

24. The Board shall every year cause an annual account in abstract to be prepared showing the total receipt and expenditure of all funds levied by virtue of this Ordinance for the year ending on the day down to which their accounts shall have been made up for the said annual meeting or on some other convenient day in each year under the several distinct heads of receipt and expenditure with a statement of the balance of such account duly audited and certified by the Chairman of the Board and also by the auditor of the Corporation and shall cause the same to be published in some newspaper generally circulated within the district and shall also within one month after such account shall have been audited send a copy of the said account free of charge to the Superintendent who shall cause the same to be forwarded to the Provincial Council within ten days after the commencement of its next Session.

Superintendent au-
thorised to vest re-
serves in Board.

25. The Superintendent is hereby authorised by deed under his hand and sealed with the seal of the Province to vest in the Board any lands which already have been reserved or may hereafter be reserved and are or shall be granted to the Superintendent in trust for the endowment of or for purposes of public utility for the said Port or Harbour of New River subject nevertheless to any contracts leases mortgages and other charges and debts for the time being affecting such lands.

Board may lease re-
serves.

26. It shall be lawful for the Board to lease the said lands at such rents issues and profits as it may deem expedient and upon such terms and conditions as the Board shall determine so that such leases be for any term not exceeding twenty-one years to take effect from the time of the execution thereof.

Appropriation of
rents of reserves.

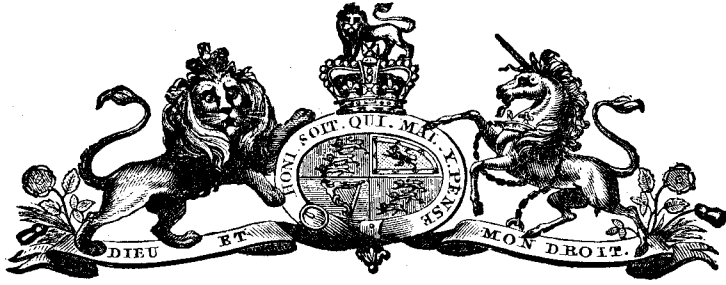
27. All moneys received by the Board for the rents issues and profits of the said lands shall be managed by the Board and shall be applied and disposed of in the same manner as the moneys which may be raised by the Board are by this Ordinance to be applied and disposed of.

Board may provide
dredges for deepening
harbour and
erect wharf.

28. The Board may provide such dredges or other machines as may be necessary to enable it to improve the Harbour of New River by obtaining an increased depth of water and work the same and may also erect construct maintain and repair any wharf pier or jetty and furnish all proper appliances for the same which the Board may deem necessary for the accommodation of the trade or shipping there.

DUNEDIN, NEW ZEALAND :

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HOSPITALS ORDINANCE 1874.

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

SESSION XXXIII. No. 430.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble.
1. Short Title.
2. Sections of Hospitals Ordinance, 1862, repealed.</p> | <p>3. Election of Committees.
4. Appointment of Officers.
5. Ordinance to form part of Hospital Ordinances.</p> |
|---|---|

An Ordinance to amend the "Hospitals Ordinance 1862." Title.
[15th June, 1874.]

WHEREAS it is expedient to amend the "Hospitals Ordinance 1862" in certain particulars: Preamble.

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

1. This Ordinance shall be termed and may be cited and referred to as the "Hospitals Ordinance 1874." Short Title.
2. Section eight of the said "Hospitals Ordinance 1862" shall be and the same is hereby repealed. Section 8 of Hospitals Ordinance 1862 repealed.
3. The Committees of Hospitals shall be elected by the majority of contributors either of the annual sum of one pound at the least or of ten pounds in one sum to the said institutions respectively who may be present at the respective meetings to be called for the purpose of any such election as provided in the "Hospitals Ordinance 1862" and the "Hospitals Ordinance 1870" or any amendment thereof and the Committee may by any rules made under section three of the "Hospitals Ordinance 1862" provide for declaring that any member of such Committee shall vacate his seat if absent from a certain number of meetings of the Committee and for the election of another member of Committee in the place of any member whose seat shall so be declared vacant. Election of Committees

Appointment of
Officers.

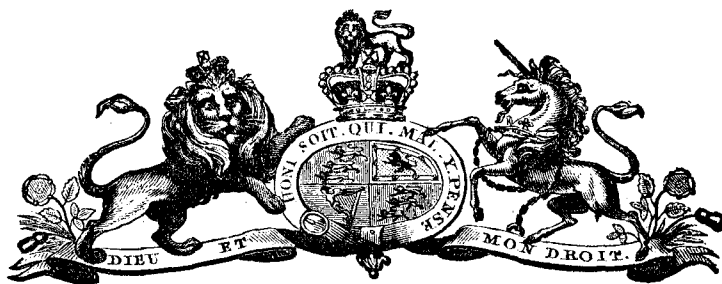
4. The officers of such institutions shall notwithstanding anything in the "Hospitals Ordinance 1862" or in the "Hospitals Ordinance 1870" to the contrary be appointed by and hold their appointments at the will of the Committee to be elected as provided by the next preceding section.

Ordinance to form
part of "Hospitals
Ordinances.

5. This Ordinance shall be read and construed with and form part of the "Hospitals Ordinance 1862" the "Hospitals Ordinance 1870" and the "Hospitals Ordinance (Southland) Repeal Ordinance 1872."

DUNEDIN, NEW ZEALAND.

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LICENSING ORDINANCE 1865 AMENDMENT ORDINANCE 1874.

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

SESSION XXXIII. No. 431.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble
1. Short Title.
2. Refreshment-room Licenses at Railway Stations may be granted.
3. Effect of License.
4. Sleeping-rooms, &c., not necessary in connection with such houses.</p> | <p>5. Licenses, how applied for, transferred, &c.
6. Temporary provision for granting licenses.
7. Interpretation.
8. Repeal of Section 44.
Schedule.</p> |
|---|---|

An Ordinance to amend the Ordinance of the Superintendent and Provincial Council of Otago intituled the "Licensing Ordinance 1865." Title.

[15th June, 1874.]

WHEREAS no provision is made in the "Licensing Ordinance 1865" Preamble.
or in the Act of the General Assembly of New Zealand intituled "The Licensing Act 1873" for the licensing of Refreshment-rooms at Railway Stations and it is expedient that provision should be made for the licensing of such rooms and that the said Ordinance should be amended to the extent hereinafter appearing :

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

1. This Ordinance may be cited and referred to as the "Licensing Ordinance 1865 Amendment Ordinance 1874." Short Title.

2. In addition to the licenses specified in the sixth section of the said Ordinance licenses to be called "Refreshment-room Licenses" may be granted for rooms at Railway Stations only and such licenses shall be in the form or to the effect contained in the Schedule hereto and such licenses Refreshment - room Licenses at Railway Stations may be granted.

shall be in force from the time of granting the same until the thirtieth day of June next ensuing and no longer and the annual fee payable in respect of every such license shall be the sum of twenty pounds.

Effect of license.

3. Every such license shall authorise the holder thereof to sell and dispose of alcoholic liquors by the glass in the house or on the premises therein specified and to be drunk in or upon such house or premises and no person holding such a license shall sell or supply alcoholic liquors or suffer the same to be drunk in or upon his house or premises except between the hours of six in the morning and eight at night.

Sleeping-rooms, &c., not necessary in connection with such houses.

4. It shall be necessary and required that any house or premises for which a Refreshment-room License shall be granted shall contain at least two sitting-rooms for public accommodation but it shall not be necessary that any such premises shall be provided with sleeping-rooms or stabling accommodation.

Licenses, how applied for, transferred, &c.

5. Applications for such licenses shall be made in manner provided by "The Licensing Act 1873" for applying for wholesale licenses and such licenses may be transferred and otherwise disposed of and dealt with in the same manner and to the same extent as general licenses granted under the "Licensing Ordinance 1865" may be transferred disposed of and dealt with.

Temporary provision for granting licenses.

6. And whereas no meeting of the Licensing Court constituted under the provisions of "The Licensing Act 1873" can be held before the third Tuesday in the month of April 1875 and it is expedient that temporary provision should be made for the granting of Refreshment-room Licenses it is therefore hereby enacted that it shall be lawful for the Superintendent with the advice and consent of the Executive Council at any time after the passing of this Ordinance and before the thirty-first day of December one thousand eight hundred and seventy-four to grant certificates authorising the Provincial Treasurer to issue such licenses to be in force until the thirtieth day or June 1875 and no longer.

Interpretation.

7. The expression "alcoholic liquors" in this Ordinance shall have the same meaning as is assigned to the same expression by "The Licensing Act 1873."

Repeal of Section 44.

8. Section 44 of the said recited Ordinance is hereby repealed.

THE SCHEDULE ABOVE REFERRED TO.

Form of Refreshment-room License.

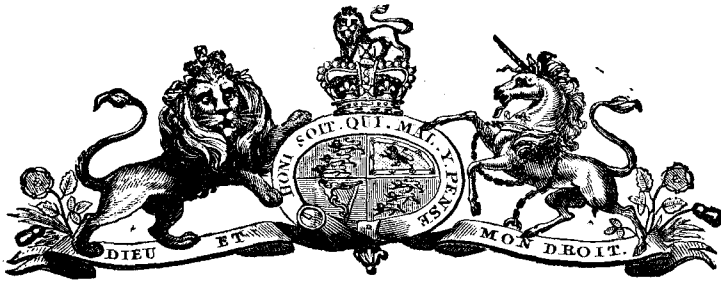
Province of Otago, } Know all men by these presents that A B of
to wit. }
is hereby licensed pursuant to "The Licensing Act 1873" and "The Licensing Ordinance 1865 Amendment Ordinance 1874" to sell alcoholic liquors on the premises known as the Refreshment-rooms by the glass
and to be drunk on the same house and premises from the day of until the thirtieth
day of June next the said A B having this day paid the sum of £ day of into the Provincial Treasury. Dated this
day of 187

N. O.

Provincial Treasurer.

DUNEDIN, NEW ZEALAND:

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MUNICIPAL CORPORATIONS ACT AMENDMENT ACT 1873 INTRODUCTION ORDINANCE 1874.

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

SESSION XXXIII. No. 432.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Act brought into operation in and for Dunedin and Port
Chalmers.

An Ordinance to bring into operation in and for the
City of Dunedin and in and for the Town of Port
Chalmers "The Municipal Corporations Act Amend-
ment Act 1873." Title.

[15th June, 1874.]

WHEREAS by an Act of the General Assembly of New Zealand the
Short Title whereof is "The Municipal Corporations Act Amend-
ment Act 1873" it is provided that the said Act may be brought into
operation in and for any City or Borough within any Province by an Act
or Ordinance of the Superintendent and Provincial Council of such
Province and shall take effect in and for such City or Borough on and
from any day which by such Act or Ordinance shall be either fixed or
directed to be appointed: And whereas it is expedient that the said Act
should be brought into operation in and for the City of Dunedin and in
and for the Town of Port Chalmers: Preamble.

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

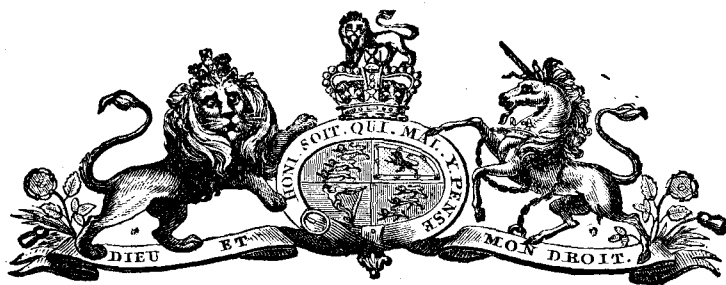
1. This Ordinance may be cited and referred to as the "Municipal
Corporations Act Amendment Act 1873 Introduction Ordinance 1874." Short Title.

Act brought into operation in and for Dunedin and Port Chalmers.

2. The Act of the General Assembly of New Zealand intituled "The Municipal Corporations Act Amendment Act 1873" is hereby brought into operation in and for the City of Dunedin and in and for the Town of Port Chalmers and shall take effect in and for the said City of Dunedin and in and for the said Town of Port Chalmers on and from the first day of August one thousand eight hundred and seventy-four.

DUNEDIN, NEW ZEALAND:

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Printers to the said Provincial Government for the time being.



OTAGO MUNICIPAL CORPORATIONS ORDINANCES AMENDMENT ORDINANCE 1874.

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

SESSION XXXIII. No. 433.

ANALYSIS.

- | | |
|---|--|
| <p>Title.
Preamble.
1. Short Title.
2. Ordinance to be read as part of Otago Municipal Corporations Ordinances.</p> | <p>3. Interpretation of Section 16 of the Otago Municipal Corporations Ordinance 1865 so far as it applies to the City of Dunedin.</p> |
|---|--|

An Ordinance to amend the "Otago Municipal Corporations Ordinance 1865" and the "Otago Municipal Corporations Ordinance 1865 Amendment Ordinance 1873." Title.
[15th June, 1874.]

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

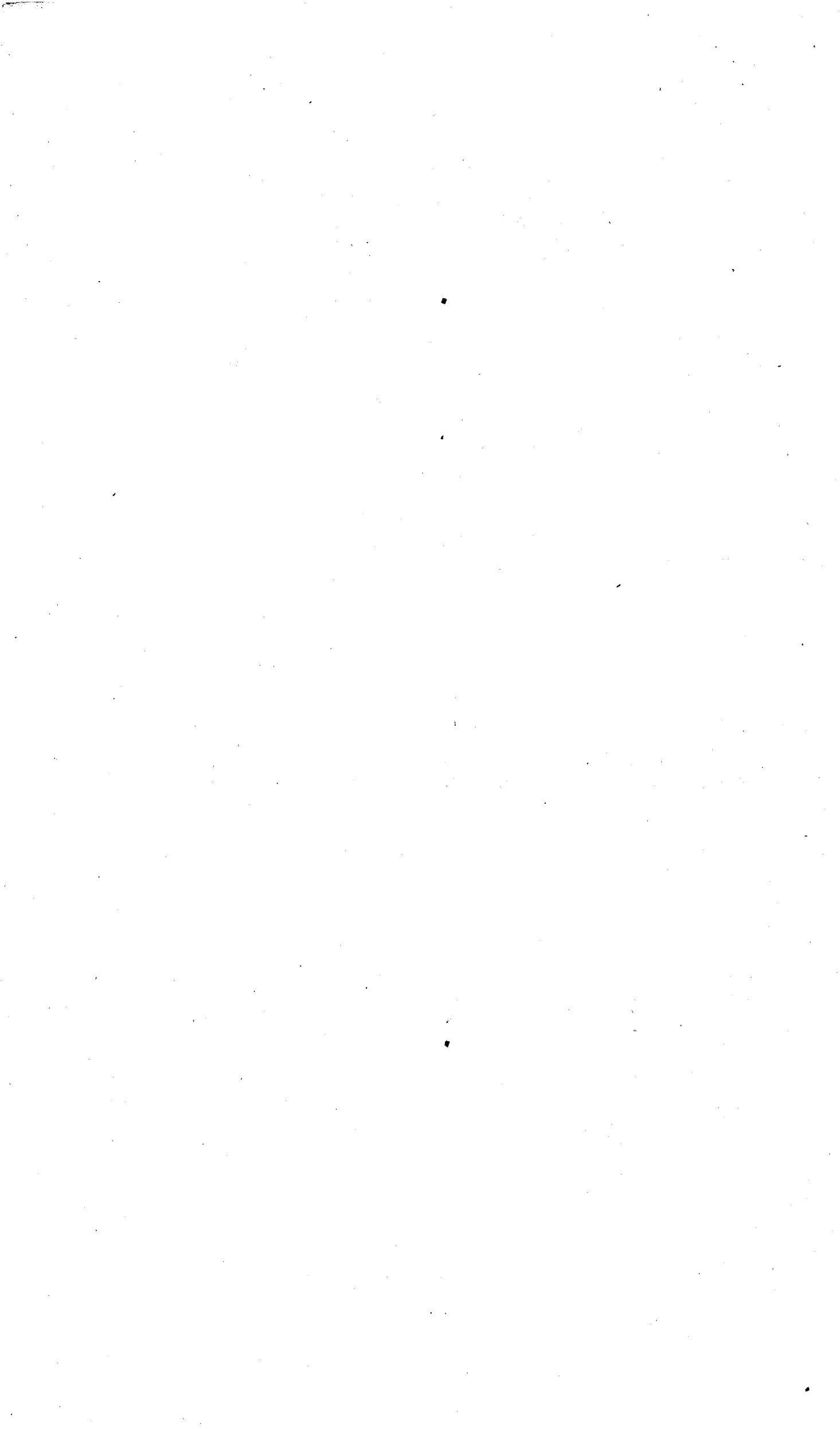
1. The Short Title of this Ordinance shall be the "Otago Municipal Corporations Ordinances Amendment Ordinance 1874." Short Title.

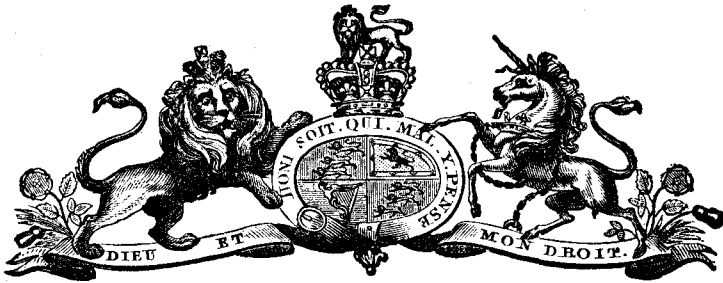
2. This Ordinance shall be read and construed with and as part of the "Otago Municipal Corporations Ordinance 1865" and the "Otago Municipal Corporations Ordinance 1865 Amendment Ordinance 1873" in their application to the City of Dunedin. Ordinance to be read as part of Otago Municipal Corporations Ordinances.

3. From and after the election for Councillors for the City of Dunedin which shall take place in the year one thousand eight hundred and seventy-four section sixteen of the "Otago Municipal Corporations Ordinance 1865" shall in its application to the said City of Dunedin but not to any other Municipality be read as if the words "two Councillors" were contained therein instead of the words "one Councillor" and the retirement of such Councillors shall be regulated in manner provided by section seventeen of the said Ordinance. Interpretation of Section 16 of the Otago Municipal Corporations Ordinance 1865 so far as it applies to the City of Dunedin.

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DUNEDIN CITY COUNCIL BORROWING POWERS EXTENSION ORDINANCE 1874.

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

SESSION XXXIII. No. 434.

ANALYSIS.

- | | |
|--|---|
| <p>Title.
Preamble
1. Short Title.
2. Power to Council to borrow money on security of Rates to extent of £200,000.</p> | <p>2. Provisions of Sections 99 to 106 of Otago Municipal Corporations Ordinance 1865 extended.
4. This Ordinance not to affect borrowing powers under Act of General Assembly.</p> |
|--|---|

An Ordinance to increase the Borrowing powers of the Council of the City of Dunedin. Title.

[15th June, 1874.]

WHEREAS by the ninety-eighth section of the "Otago Municipal Corporations Ordinance 1865" it is provided that the Council of the City of Dunedin may borrow at interest on the credit of the rates thereby authorised to be levied from time to time (except special rates) any sum which with any amount previously borrowed and remaining unpaid shall not exceed one hundred thousand pounds: And whereas it is expedient to increase the borrowing powers of the Council of the City of Dunedin to the sum of two hundred thousand pounds: Preamble.

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

1. This Ordinance may be cited and referred to as the "Dunedin City Council Borrowing Powers Extension Ordinance 1874." Short Title.

2. It shall be lawful for the Council of the City of Dunedin to borrow at interest on the credit of the rates which the Council are by law authorised to levy from time to time (except special rates) any sum or sums which with any amount previously borrowed under the authority of the "Otago Municipal Corporations Ordinance 1865" or of this Ordinance and remaining unpaid shall not exceed two hundred thousand pounds: And in the event of any part of such money being repaid the Council may re-borrow the same but so that there shall not be owing upon the security aforesaid Power to Council to borrow money on security of Rates to extent of £200,000.

at any one time more than the sum of one hundred thousand pounds including any sums borrowed by the said Council under the authority of the "Otago Municipal Corporations Ordinance 1865" and for securing the repayment of the moneys so to be borrowed with interest the Council may assign such rates or any part thereof to the person who shall advance or lend such moneys or any part thereof or his Trustees as security for the repayment of such advance with interest: But the Council shall not be authorised to borrow or re-borrow any such sum or sums of money until a resolution to that effect shall have been previously made by the Council at a meeting specially called for that purpose and at which two-thirds of the members shall be present.

Provisions of Sections 99 to 106 inclusive of Otago Municipal Corporations Ordinance 1865 extended.

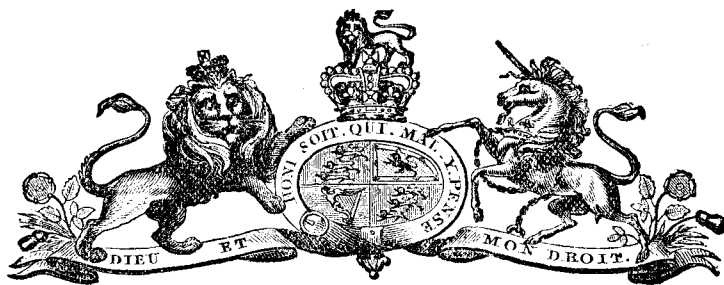
3. The provisions of sections ninety-nine one-hundred one-hundred-and-one one-hundred-and-two one-hundred-and-three one-hundred-and-four one-hundred-and-five and one-hundred-and-six of the "Otago Municipal Corporations Ordinance 1865" shall be applicable to the moneys to be borrowed under this Ordinance and the securities for the same and the interest thereon and this Ordinance shall be read and construed as if the said sections were re-enacted herein.

This Ordinance not to affect borrowing powers under Act of General Assembly.

4. Nothing in this Ordinance contained shall prejudice the borrowing powers of the Corporation of the City of Dunedin or of the Council of the City of Dunedin under the provisions of "The City of Dunedin Borrowing Act 1871" and "The Dunedin Gas and Water Works Loan Act 1872" or any other Act of the General Assembly of New Zealand passed or to be passed in that behalf.

DUNEDIN, NEW ZEALAND.

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CLYDE CORPORATION BORROWING POWERS EXTENSION ORDINANCE 1874.

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

SESSION XXXIII. No. 435.

ANALYSIS.

Title.
Preamble
1. Short Title.

2. Power to Corporation to borrow money on security of Rates to extent of £20,000.
3. Provisions of Sections 99 to 106 of Otago Municipal Corporations Ordinance 1865 extended.

An Ordinance to increase the Borrowing powers of the Corporation of the Town of Clyde. Title.

[15th June, 1874.]

WHEREAS under and by virtue of the “Otago Municipal Corporations Ordinance 1865” Thomas Dick Esquire the then Superintendent of the Province of Otago with the advice of his Executive Council and in exercise and pursuance of the powers and authorities vested in him in that behalf did proclaim and declare that the provisions of the said “Otago Municipal Corporations Ordinance 1865” specified in the first Schedule thereto should extend to the Township of Clyde by and under the name of the Corporation of the Town of Clyde and should be applicable to and within the Municipality thereby created: And whereas with the like advice of the said Executive the said Superintendent did proclaim and declare that the provisions contained in section ninety-eight of the “Otago Municipal Corporations Ordinance 1865” should extend to the said Township and be applicable to the Municipality thereby created with and subject to the following modifications: namely the words “ten thousand pounds” should be substituted instead of the words “one hundred thousand pounds:” And whereas it is expedient to increase the borrowing powers of the said Corporation of the Town of Clyde under the said section ninety-eight modified as aforesaid to the sum of twenty thousand pounds: Preamble.

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

1. This Ordinance may be cited and referred to as the “Clyde Corporation Borrowing Powers Extension Ordinance 1874.” Short Title.

Power to Corporation to borrow money on security of Rates to extent of £20,000.

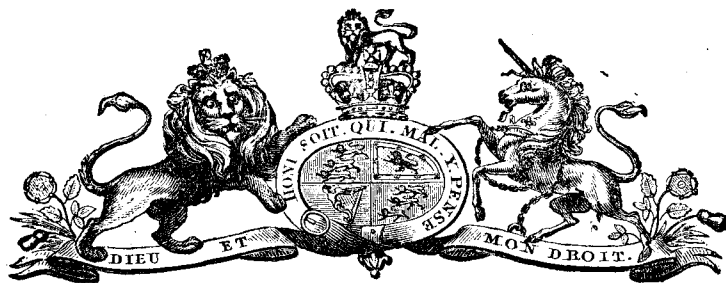
2. It shall be lawful for the Corporation of the Town of Clyde to borrow at interest on the credit of the rates which the Corporation are by law authorised to levy from time to time (except special rates) and on the credit of the actual or anticipated receipts revenue and income of the said Corporation from whatever source derived or any part thereof respectively any sum or sums which with any amount previously borrowed under the authority of the "Otago Municipal Corporations Ordinance 1865" or of this Ordinance and remaining unpaid shall not exceed twenty thousand pounds: And in the event of any part of such money being repaid the Corporation may re-borrow the same but so that there shall not be owing upon the security aforesaid at any one time more than the sum of twenty thousand pounds including any sums borrowed by the said Corporation under the authority of the "Otago Municipal Corporations Ordinance 1865" and for securing the repayment of the moneys so to be borrowed with interest the Corporation may assign such rates and such anticipated receipts revenue and income or any part thereof by way of mortgage or otherwise to the person who shall advance or lend such moneys or any part thereof or his Trustees as security for the re-payment of such advance with interest: But the Corporation shall not be authorised to borrow or re-borrow any such sum or sums of money until a resolution to that effect shall have been previously made by the Corporation at a meeting specially called for that purpose and at which two-thirds of the members shall be present.

Provisions of Sections 99 to 106 inclusive of Otago Municipal Corporations Ordinance 1865 extended.

3. The provisions of sections ninety-nine one-hundred one-hundred-and-one one-hundred-and-two one-hundred-and-three one-hundred-and-four one-hundred-and-five and one-hundred-and-six of the "Otago Municipal Corporations Ordinance 1865" shall be applicable to the moneys to be borrowed under this Ordinance and the securities for the same and the interest thereon and this Ordinance shall be read and construed as if the said sections were re-enacted herein.

DUNEDIN, NEW ZEALAND.

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OTAGO DOCK TRUST ORDINANCE, 1865, REPEAL ORDINANCE 1874.

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

SESSION XXXIII. No. 436.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble.
1. Short Title.
2. Repeal of Ordinance and Dissolution of Otago Dock Board.</p> | <p>3. Property of Otago Dock Board vested in Superintendent.
4. Suits, &c., in process not to abate.
5. Superintendent may make by-laws.
6. Moneys to be accounted for to the Provincial Treasurer.</p> |
|---|---|

An Ordinance to repeal the "Otago Dock Trust Ordinance 1865" to dissolve the Otago Dock Board and to vest in the Superintendent the whole of the property real and personal of the said Board. Title.

[15th June, 1874.]

WHEREAS by an Ordinance of the Superintendent and Provincial Council of the Province of Otago made and passed in the twenty-ninth year of the reign of Her present Majesty and intituled "An Ordinance to provide for the making and improving of a Dock in the Port of Otago in the Province of Otago" a Board was incorporated under the name and style of the "Otago Dock Board" for the purposes and with the powers in the said Ordinance expressed: And whereas it is expedient that the said Ordinance should be repealed and the said Otago Dock Board dissolved and that the property of the said Otago Dock Board should be vested in the Superintendent: Preamble.

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

1. This Ordinance may be cited and referred to as the "Otago Dock Trust Ordinance 1865 Repeal Ordinance 1874." Short Title.

2. From and after the date of the coming into operation of this Ordinance the said recited Ordinance shall be repealed and the "Otago Repeal of Ordinance and dissolution of Otago Dock Board.

Dock Board" thereby incorporated shall be dissolved and the members thereof shall thenceforth cease to hold office as trustees under the said Ordinance.

Property of Otago
Dock Board vested
in Superintendent.

3. All the lands tenements hereditaments possessions and real estate and all the goods chattels and personal 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 the said Otago Dock Board shall by force and virtue of this Ordinance be vested in the Superintendent and all moneys then due and owing by or to or on account of the said Otago Dock Board shall be receivable by or from the Superintendent and all contracts agreements mortgages and securities made or entered into with or in favor of or by or for the said Otago Dock Board or any person in their behalf shall take effect and may be proceeded in and enforced by against with reference to and in the name of the Superintendent as fully in all respects as they might have been enforced by against and with reference to the said Otago Dock Board if this Ordinance had not been passed.

Suits, &c. in process
not to abate.

4. 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 Otago Dock Board shall abate or be discontinued or prejudicially affected by reason of this Ordinance but shall continue and take effect both in favor of and against the Superintendent and all decrees and orders made and all fines and penalties imposed and incurred respectively shall be enforced levied received and provided for by and in the name of the Superintendent in such and the like manner as they could have been enforced levied received and provided for by and in the name of the Otago Dock Board if this Ordinance had not been passed.

Superintendent may
make by-laws.

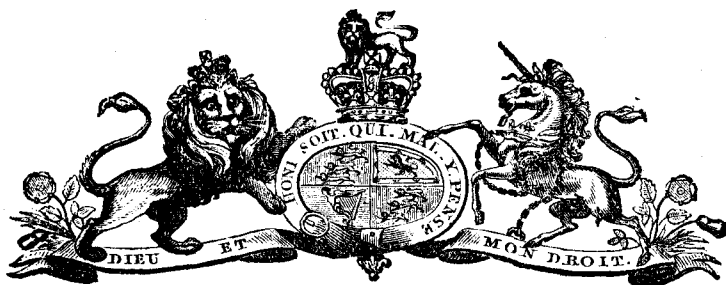
5. It shall be lawful for the Superintendent and he is hereby empowered from time to time to make alter and revoke all such by-laws as may appear to him to be necessary for the due and proper management and working of the dock constructed by the said Otago Dock Board and vested in the Superintendent by virtue of this Ordinance and to affix any penalty not exceeding the sum of fifty pounds to the breach of any such by-law and the Superintendent may in and by any such by-law fix and determine the amount of dues to be charged on all ships and vessels making use of the said dock and every such by-law shall be published in the *Gazette*.

Moneys to be ac-
counted for to Pro-
vincial Treasurer.

6. All moneys received by the Superintendent under or by virtue of this Ordinance and all dues and other charges arising from the said dock shall be paid over and accounted for to the Provincial Treasurer of the Province of Otago for the time being or other the person for the then time being having the custody or control of the public funds of the Province and shall form part of the ordinary revenue of the said Province and shall be appropriated in the same manner as the revenues of the said Province subject to the appropriation of the Provincial Council may now by law be appropriated.

DUNEDIN, NEW ZEALAND :

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OTAGO ROADS ORDINANCE, 1871, AMENDMENT ORDINANCE, 1874.

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

SESSION XXXIII. No. 437.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble.
1. Short Title.
2. Interpretation.
3. Amendment of section 208.
4. Board may make by-laws.
5. Repeal of sections 158, 159, and 160.
6. Special rate may be levied for extermination of rabbits.</p> | <p>7. Superintendent upon recommendation of Provincial Council may alter districts and subdivisions.
8. Road Board may continue to act notwithstanding alteration of district.
9. Superintendent may regulate traffic over bridges.
10. Superintendent may appoint day for holding elections of members of District Board in case of failure to hold same on day appointed by said Ordinance.</p> |
|---|---|

An Ordinance to amend the "Otago Roads Ordinance 1871." Title.

[15th June, 1874.]

WHEREAS it is expedient to amend the "Otago Roads Ordinance 1871" in certain particulars: Preamble.

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

1. This Ordinance may be cited and referred to as the "Otago Roads Ordinance 1871 Amendment Ordinance 1874." Short Title.

2. The expression "the said Ordinance" whenever used in this Ordinance shall mean the "Otago Roads Ordinance 1871" and this Ordinance shall be read and interpreted as part of the said Ordinance and words and expressions used in this Ordinance to which a particular meaning is assigned in and by the said Ordinance shall unless there is something in the context repugnant thereto or inconsistent therewith have the same meanings as are assigned to the same words and expressions in the said Ordinance. Interpretation.

3. Section numbered two-hundred-and-eight in the said Ordinance shall be read as if the words "in manner provided by this Ordinance for the receipt and recovery of rates or" which follow immediately after the Amendment of Section 208.

words "body corporate" in the eighth line of the said section were omitted therefrom.

Board may make by-laws.

4. Any District Road Board constituted under or by virtue of the said Ordinance or this Ordinance may from time to time make such by-laws as they shall think fit for the purpose of regulating the conduct of their officers and servants for providing for the due management of the affairs of the Board for any purpose specially mentioned in the said Ordinance in that behalf and for the order and good government of the district and may from time to time by any other by-law alter or repeal any by-law: Provided that no by-law shall be repugnant to the laws of New Zealand or to any Ordinance of the Province of Otago. Every by-law shall be reduced into writing and sealed with the common seal of the Board and shall be published in the *Otago Provincial Government Gazette* and in some newspaper circulating in the district and no by-law shall come into operation until after such publication.

Repeal of sections 158, 159, and 160.

5. Sections numbered respectively 158 159 160 of the said Ordinance are hereby repealed.

Special rate may be levied for extermination of rabbits.

6. It shall be lawful for any District Road Board from time to time in manner provided by the said Ordinance to make and levy a special rate equally upon all rateable property within every or any subdivision of such district and to apply the moneys raised by means of such special rate or any part thereof in and towards the destruction and extermination of rabbits in or near such district in such manner and subject to such conditions and restrictions as the Board may determine: Provided that such special rate shall not exceed one penny in the pound on annual value to let in any one year.

Superintendent upon recommendation of Provincial Council may alter districts and sub-divisions.

7. It shall be lawful for the Superintendent upon the recommendation of the Provincial Council from time to time by proclamation in the *Gazette* to alter the boundaries of any district and either to enlarge or diminish the area thereof also to increase or diminish the number of sub-divisions of any district and to alter the boundaries and to increase or diminish the area of any sub-division or sub-divisions of any district, notwithstanding that any district or any sub-division or sub-divisions of any district may already have been constituted by the said Ordinance or by any proclamation thereunder: Provided that no alteration whatever of any district or sub-division shall be made within three months before any day appointed for holding an election of members of the District Board in or for such District nor after liabilities on loans have been incurred.

Road Board may continue to act notwithstanding alteration of district.

8. It shall be lawful for the Board which shall be in office at the time of any alteration of any district or of the sub-divisions thereof to continue to act for the remainder of the current year for the district so altered whether the same shall be altered in the boundaries or area or in the sub-divisions thereof.

Superintendent may regulate traffic over bridges.

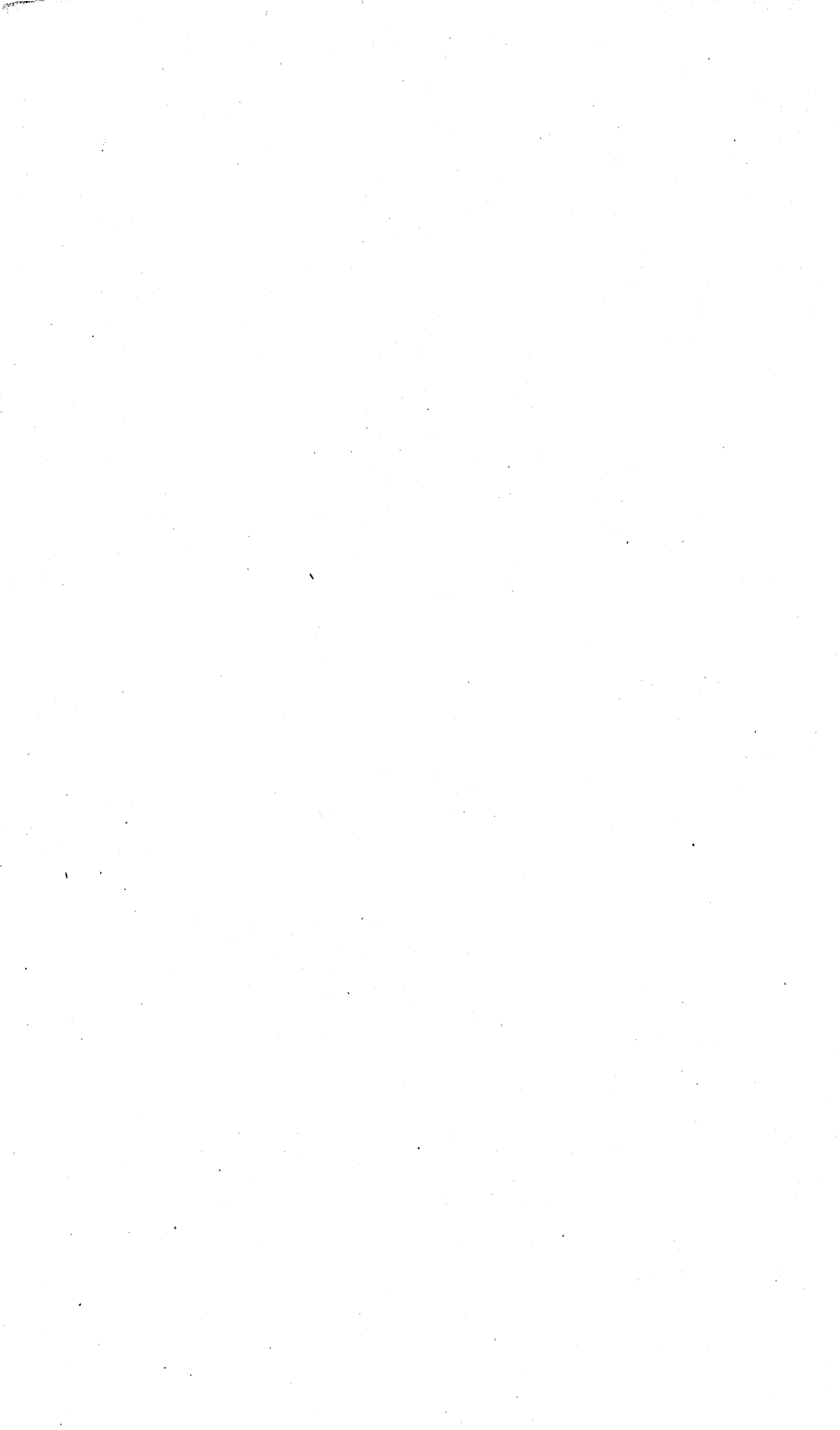
9. It shall be lawful for the Superintendent from time to time by proclamation in the *Gazette* to make alter and repeal by-laws and regulations for limiting the weight of load to be carried in waggons and vehicles crossing any bridge or travelling on any road forming part of or continuing and connecting any road in the said Province of which the Provincial Government shall have undertaken the maintenance and repair and for otherwise regulating the traffic across any such bridge or on any such road and by any such by-law or regulation to impose a penalty not exceeding five pounds for any single breach thereof to be recovered in a summary way.

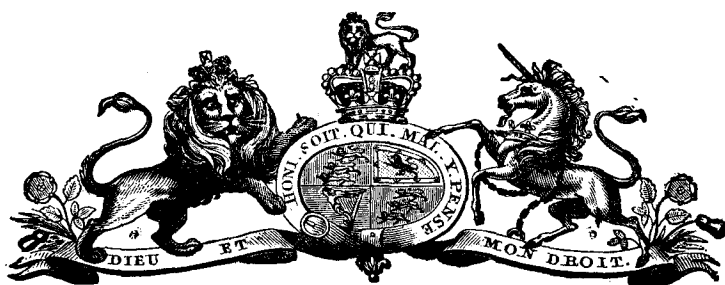
10. If from any cause whatever the persons entitled to vote at any election for any district or for any sub-division of any district shall fail or neglect to hold an election of members of the District Board of such district on the day appointed by the said Ordinance for that purpose it shall be lawful for the Superintendent by proclamation in the *Gazette* to appoint a day for the holding of such election and an election may be held upon the day so appointed and the election so held shall for all purposes whatsoever be deemed to have been duly held on the day appointed by the said Ordinance for holding the same.

Superintendent may appoint day for holding elections of members of District Board in case of failure to hold same on day appointed by said Ordinance.

DUNEDIN, NEW ZEALAND :

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SAWYER'S BAY LANDS LEASING ORDINANCE 1874.

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

SESSION XXXIII. No. 438.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble.
1. Short Title.
2. Superintendent empowered to lease.
3. Superintendent may execute lease and a counterpart thereof.
4. Superintendent may sub-let.</p> | <p>5. Superintendent may set apart a portion of the land as a school site.
6. Superintendent may lease other portion to Friendly Societies.
7. Superintendent may execute lease.
Schedules 1, 2, 3.</p> |
|---|---|

An Ordinance to empower the Superintendent of the Province of Otago to accept a Lease from the Trustees under "The Presbyterian Church of Otago Lands Act 1866" of section numbered sixteen on the map of the Sawyer's Bay District and to sub-let the said section. Title.

[15th June, 1874.]

WHEREAS the lands described in the first Schedule hereto are now vested in the Trustees under "The Presbyterian Church of Otago Lands Act 1866:" And whereas the said lands are required for public purposes and the said Trustees are willing to lease the same to the Superintendent for a term of twenty-one years to be computed from the first day of May one thousand eight hundred and seventy-four and it is expedient that the Superintendent should be empowered to accept a lease of the said lands: And whereas it is also expedient that the Superintendent should be empowered to demise and sub-let the said lands or any part thereof after the lease of the same to the Superintendent has been duly executed by the said Trustees: Preamble.

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

Short Title.

1. This Ordinance may be cited and referred to as the "Sawyer's Bay Lands Leasing Ordinance 1874."

Superintendent empowered to Lease.

2. It shall be lawful for the Superintendent and he is hereby authorised and empowered to lease from the Trustees under "The Presbyterian Church of Otago Lands Act 1866" or whomsoever else it may concern to lease the same the parcel of land specified and described in the first Schedule hereto for any term not exceeding twenty-one years to be computed from the first day of May one thousand eight hundred and seventy-four at a clear yearly rental of forty pounds payable half-yearly and subject to such covenants provisions agreements and conditions as the Superintendent may think fit.

Superintendent may execute lease and a counterpart thereof.

3. It shall be lawful for the Superintendent to sign and execute a deed of lease of the said parcel of land and a counterpart thereof and to cause the public seal of the Province of Otago to be thereunto affixed.

Superintendent may sublet.

4. It shall be lawful for the Superintendent after a lease to him of the said parcel of land shall have been duly executed by the lessors to demise and lease the whole or any portion of the said parcel of land for the whole term for which the same shall be so demised to him wanting the last day of such term or for any less term and to such person or persons at such rent and subject to such terms and conditions as he may think fit and to execute any deed or deeds of lease thereof and to cause the Public Seal of the said Province to be thereunto affixed.

Superintendent may set apart a portion of the land as a school site.

5. It shall be lawful for the Superintendent to set apart that portion of the said parcel of land described in the second Schedule hereto as and for a site for a public school and to erect and build thereon a school-house schoolmaster's residence and other necessary buildings.

Superintendent may lease other portion to Friendly Societies.

6. It shall be lawful for the Superintendent to demise and lease that portion of the said parcel of land described in the third Schedule hereto to any person or persons in trust as a recreation ground or garden for the use of the several Friendly Societies or bodies next hereinafter named (that is to say)—

The Manchester Unity Independent Order of Oddfellows
The Independent Order of Oddfellows
The Ancient Order of Foresters

the term of such lease to be any term not exceeding the term for which the said parcel of land shall be so granted to the Superintendent wanting the last day of such term at a yearly rent of one peppercorn if demanded and subject to such covenants conditions and agreements as to the Superintendent shall seem meet and in such lease it shall be lawful for the Superintendent to covenant with the lessee or lessees his or their executors administrators and assigns to pay to him or them at the expiration or other sooner determination of the said lease the then value of all substantial buildings of brick or stone or partly of both standing or being upon the said parcel of land or any part thereof such value in case of disputes to be determined by two arbitrators and their umpire pursuant to and so far as regards the mode and consequences of the reference and in all other respects to conform to the provisions in that behalf contained in the "Supreme Court Practice and Procedure Amendment Act 1866" or any then subsisting statutory modification thereof.

7. It shall be lawful for the Superintendent to sign and execute any such deed of lease as in the last preceding section mentioned or referred to and to cause the Public Seal of the Province to be thereunto affixed. Superintendent may
execute lease.

THE FIRST SCHEDULE ABOVE REFERRED TO.

All that parcel of land in the Province of Otago containing by admeasurement nine (9) acres two (2) roods and twenty-three (23) poles more or less situate in the Sawyer's Bay District being section numbered sixteen (16) on the map of the said district; bounded towards the north-west by a road line five hundred and forty (540) links; towards the north-east by a road line one thousand six hundred and thirty (1630) links; towards the south-east by a road line six hundred (600) links; and towards the south-west by section numbered 17 one thousand nine hundred and fifty (1950) links.

THE SECOND SCHEDULE ABOVE REFERRED TO.

All that parcel of land in the Province of Otago aforesaid containing by admeasurement two (2) acres more or less situate in Sawyer's Bay District being part of section numbered sixteen on the map of the said district; bounded towards the north-west by a road line five hundred and forty (540) links; towards the north-east by a road line three hundred and seventy-one (371) links; towards the south-east by other part of the said section five hundred and forty (540) links; and towards the south-west by section numbered 17 three hundred and seventy-one (371) links.

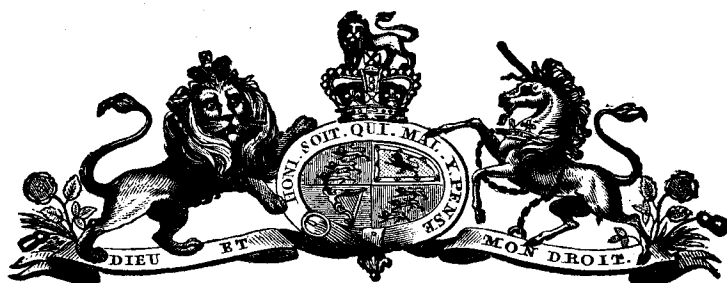
THE THIRD SCHEDULE ABOVE REFERRED TO.

All that parcel of land in the Province of Otago aforesaid containing by admeasurement five (5) acres more or less situate in Sawyer's Bay District being part of section numbered sixteen on the map of the said district; bounded towards the north-west by the other part of said section sixteen described in the second Schedule to this Ordinance five hundred and forty (540) links; towards the north-east by a road line nine hundred and twenty-six (926) links; towards the south-east by other part of said section numbered sixteen five hundred and forty (540) links; and towards the south-west by section numbered 17 nine hundred and twenty-six (926) links.

DUNEDIN, NEW ZEALAND:

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ROSLYN INSTITUTE ORDINANCE 1874.

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

SESSION XXXIII. No. 439.

ANALYSIS.

Title.

Preamble.

1. Short Title.

2. Incorporation.

3. Purposes of the Institution.

4. Institution to be managed by a Committee.

5. First Committee of Management.

6. Rules already adopted by members to be rules for the
government of the Institution.

7. No member to have individual interest.

8. Dissolution of Corporation.

9. Vesting of property if Corporation dissolved.

10. Powers of Committee over books.

An Ordinance to incorporate the Roslyn Institute. Title.

[15th June, 1874.]

WHEREAS it is desirable that the Roslyn Institute should be now Preamble.
incorporated in order that thereby its usefulness in the diffusion of
knowledge and learning in the Roslyn District and neighbourhood may be
promoted and extended and any endowments in land moneys or other
grants whatsoever which have been or hereafter may be made to the Insti-
tution may be duly administered :

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

1. The Short Title of this Ordinance shall be the “Roslyn Institute Short Title.
Ordinance 1874.”

2. The following persons and all others the members of the Institu- Incorporation.
tion for maintaining a Lending and Reference Library and Reading Room
and the providing rational amusement and recreation and for the carrying
out of objects connected with the purposes of a Literary Institute in
Roslyn known as “The Roslyn Institute” namely Archibald Hilson Ross
Robert Chisholm Andrew Macfarlane William John Ross John Gillies
William Young Spiers Robert Turnbull and Robert Watson shall be a body
politic and corporate by the name of “The Roslyn Institute” and by that
name shall have perpetual succession and shall adopt and have a common seal

and shall by the same name sue and be sued plead and be impleaded answer and be answered in all Courts of the Colony of New Zealand and shall be capable in law to take purchase and hold all goods chattels and personal property whatsoever and shall also be able and capable in law to receive take purchase and hold for ever not only such lands buildings hereditaments and possessions as may from time to time be required for the purposes of the said Institution but also any other lands buildings hereditaments and possessions whatsoever and shall be able and capable in law to grant convey demise mortgage charge alienate and otherwise dispose of all or any of the property real or personal belonging to the said Institution and also to do all other matters or things incidental or appertaining to a body politic and corporate: Provided always that it shall not be lawful for the said Corporation to grant convey demise mortgage charge alienate or dispose of except by way of lease for a period not exceeding three years any lands tenements or hereditaments of which it shall have become seised or to which it may become entitled by grant purchase or otherwise unless with the approval of two-thirds of the members of the said Corporation present at a special general meeting duly convened and any money received from such alienation mortgage demise or otherwise shall be paid and applied solely for the purposes of the said Institution.

Purposes of the Institution.

3. The purposes for which the said Institution has been established and shall in future be maintained are to form or provide and carry on

- (1.) A Lending and a Reference Library
- (2.) A Reading Room with a supply of newspapers and periodicals
- (3.) Meetings for social and intellectual improvement
- (4.) Educational classes and lectures
- (5.) The collection of scientific apparatus or other things illustrative of science or useful for education
- (6.) The providing rational amusement and recreation
- (7.) The carrying out of objects connected with the purposes of a Literary Institute

under such regulations as may be made from time to time by the members.

Institution to be managed by a Committee.

4. The management of said Institution shall be vested in a committee of the members thereof to be appointed annually at a general meeting to be held in the month of May in each year or so soon thereafter as may be found convenient.

First Committee of management.

5. The following persons shall be the Committee of Management till the next annual general meeting namely Archibald Hilson Ross president Robert Chisholm vice-president Andrew Macfarlane treasurer William John Ross secretary and members of committee John Gillies William Young Spiers Robert Turnbull and Robert Watson.

Rules already adopted by members to be rules for the government of the Institution.

6. The rules already adopted by the members of the said Institution as certified under the hands of the president secretary and treasurer shall be the rules for the government and management of the said Institution until altered amended varied or rescinded by two-thirds of the members present at the annual general meeting or at any special meeting called by advertisement on eight days' notice the object of the meeting being fully set forth in the advertisement and a copy of the said rules and amendments certified as aforesaid and of all future amendments thereof duly certified by the president secretary and treasurer for the time being shall be depo-

sited and remain on the premises for the time being used by the said Institution and be accessible to the members thereof for inspection at all reasonable hours.

7. No member or subscriber shall have any personal individual joint or transmissible right or interest in or to the whole or any part of the real or personal estate which may belong to or be vested in the Corporation. No member to have individual interest.

8. The Corporation may be dissolved on the approval of five-sixths of the members thereof at any general meeting assembled after one calendar month's special notice by advertisement or *de facto* when the number of members shall fall below five. Dissolution of Corporation.

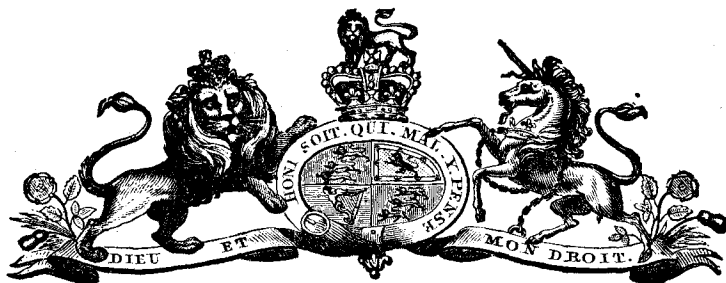
9. In the event of the said Corporation being dissolved the whole of the property real and personal belonging to the said Corporation shall be vested in the Road Board of the Roslyn District or any municipality or other governing body that may be in the said district for the time being and in the event of there being no Road Board in the said Roslyn District or municipality or other governing body in the said district the said property shall be vested in the Superintendent of the Province of Otago for the time being to form a part of any Public Library University Library or Public Institution which may be established or at the time be in existence within the town of Dunedin to be held for the use of the public under such regulations as may be prescribed by the said Road Board municipality or other governing body or Superintendent in that behalf. Vesting of property if Corporation dissolved.

10. The Committee shall have power from time to time to sell or dispose of by public auction or otherwise any unused or duplicate copies of books reviews magazines newspapers or other periodicals and the proceeds of such sales shall be applied towards the ordinary expenditure of the Corporation. Powers of Committee over books.

DUNEDIN, NEW ZEALAND.

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CALEDONIAN SOCIETY OF OTAGO INCORPORATION ORDINANCE, 1874.

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

SESSION XXXIII. No. 440.

ANALYSIS.

- | | |
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| <p>Title.
Preamble.
1. Short Title.
2. Incorporation.
3. No subscriber to have an individual claim or interest in the property of the Society.
4. Objects of the Society.
5. Management of affairs of Society.</p> | <p>6. Powers of the Society.
7. Rules already adopted to remain in force until Regulations made.
8. First Directors of Society.
9. Duty of Directors.
10. Property to be transferred to Society.
11. Management of Property.</p> |
|--|--|

An Ordinance to Incorporate The Caledonian Society ^{Title.}
of Otago.

[15th June, 1874.]

WHEREAS a voluntary Association formed for the promotion of Bene- ^{Preamble.}
volence Literature Education and National Customs has for some
time existed at Dunedin in the Province of Otago under the name of "The
Caledonian Society of Otago" and it is desirable that the members of the
said Association should be incorporated :

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

1. The Short Title of this Ordinance shall be the "Caledonian Society ^{Short Title.}
of Otago Incorporation Ordinance 1874."

2. The following persons namely : David Baxter Robert Henry Bailey ^{Incorporation.}
Thomas Birch Daniel Bannatyne Robert Bain Thomas Beveridge Samuel
Clayton John Cargill James Copeland William Caldwell Hugh Calder
Thomas Callendar William Smellie Douglas George Dowse James Galt
Douglas John Fargie Alexander Findlater Hugh Gourlay Thomas John
Goodman James Hastie Marcus Hume William Cargill Kirkcaldy Andrew
Lees Alexander Lawson James Marshall Andrew Mercer Andrew Murray

Thomas Mason Francis Meenan Alexander MacGregor John MacGregor George MacGavin Robert MacSkimming Daniel MacDonald Angus MacGregor Keith Ramsay Robert Rutherford John Tonkin Roberts William Read John Stables William Strachan James M'Neill Simpson James Speight Thomas Byers Sibbald William Wright Job Wain junior Robert Wilson John Wedderspoon Samuel Webb and all others the members of the said Association shall be and they are hereby constituted a body politic and corporate by the name of "The Caledonian Society of Otago" and by that name shall have perpetual succession and a common seal and shall by the same name sue and be sued plead and be impleaded answer and be answered unto in all courts of the Colony of New Zealand and shall be capable in law to take purchase and hold all goods chattels and personal property whatsoever and shall also be able and capable in law to receive take purchase and hold for ever not only such lands buildings tenements and hereditaments as may from time to time be required for the purposes of the said Society but also any other lands buildings tenements and hereditaments whatsoever and also to accept a lease for a term of years or from year to year of any such lands buildings tenements and hereditaments: And shall also be able and capable to do all other matters and things incidental or appertaining to a body politic or corporate.

No subscriber to have an individual claim or interest in the property of the Society.

3. No Member or Subscriber shall have any personal or individual or joint or transmissible right or interest in or to the whole or any part of the real or personal estate which may belong to or be vested in the said Society hereby incorporated.

Objects of the Society.

4. The objects for which the said Society hereby incorporated has been established and shall in future be maintained shall be the promotion of Benevolence Literature Education and National Customs.

- (1.) Benevolence to be promoted by contributing to the funds of such charitable institutions as the Directors may determine: By giving information and advice to newly arrived immigrants and by affording in special cases of destitution such temporary relief as to the Directors may appear practicable or expedient.
- (2.) Literature to be promoted by offering prizes for the greatest proficiency of pupils attending the various educational institutions of the Province of Otago and also by procuring and disseminating information regarding the poetry history and archeology of Scotland.
- (3.) Education to be promoted by establishing night classes and otherwise as the Society may from time to time determine.
- (4.) Customs to be promoted by offering prizes for excellence in the performance of National feats games and exercises to be exhibited at the annual and other gatherings of the Society.

Management of affairs of Society.

5. The Management of the affairs of the said Society hereby incorporated shall be conducted by a Board of Directors to consist of not less than twenty nor more than fifty members to be appointed annually at a General Meeting to be held in the month of October in each year or so soon thereafter as may be found convenient.

Powers of the Society.

6. The said Society hereby incorporated shall have power from time to time to make revoke alter or vary regulations providing for making breaking or altering its seal and for the custody thereof and the manner of affixing the same to any deed or document for the time and mode of convening meetings and special meetings of the Society and of the Directors

thereof and for determining the number to be a quorum at any such meeting and who shall preside thereat for the conduct of the business at such meetings and for the electing or appointing and removing of Directors and filling up vacancies in the Board of Directors and for giving the management of all or any part of the affairs of the Society to any such Directors for the election or appointment of a President two Vice-Presidents a Treasurer and a Secretary and all such officers as may be thought necessary and for defining their duties respectively for determining what contribution or donation shall constitute any person a member either annual or for life and for requiring that any person desiring to become a member shall first be approved by two or more of the Directors and for providing that in certain cases of default or misconduct any person shall cease to be a member and also from time to time to make revoke alter or vary all such regulations as may be requisite for the carrying out of the objects of the Society and regulating the expenditure of the funds or moneys thereof: Provided always that no regulation made under the authority of this Ordinance shall be revoked altered or varied unless by two-thirds of the members present at some meeting of the Society of which fourteen days' notice shall have been given by public advertisement specifying the object of such meeting.

7. Until other regulations shall be made under the last preceding section the rules already adopted by the members of the said Association and at the date of the passing of this Ordinance in force shall except where expressly contrary to the provisions of this Ordinance be the regulations for the government and management of the said Society hereby incorporated.

Rules already adopted to remain in force until regulations made.

8. The several persons named in the second section of this Ordinance shall be the Directors of the said Society until the next annual general meeting.

First Directors of Society.

9. It shall be the duty of the Directors of the said Society hereby incorporated to administer the funds and property of the said Society for the objects for which the said Society is hereby constituted according to rules to be made in that behalf to keep minutes of all the proceedings of the said Society and regular accounts of all its receipts and disbursements which shall be submitted to the annual general meeting to be held in the month of October in each year.

Duty of Directors.

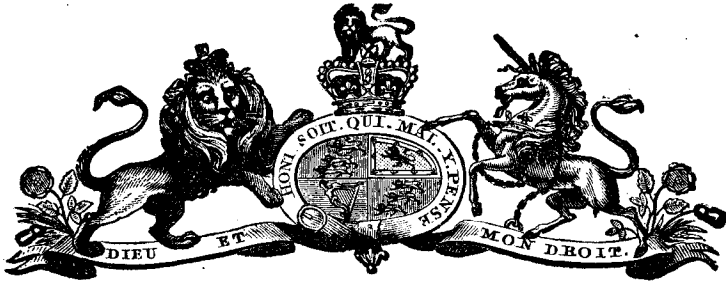
10. Immediately after the passing of this Ordinance all persons in whom any real property of the said Association shall then be vested or in whose possession or control any personal property of the said Association shall be shall convey assign deliver and transfer the same to the said Society hereby incorporated subject nevertheless to all mortgages and other incumbrances (if any) affecting the same.

Property to be transferred to Society.

11. The said Society hereby incorporated may sell exchange or otherwise dispose of mortgage charge or otherwise encumber or demise or lease any real or personal property of or belonging to the said Society and may invest any moneys belonging to the said Society in such manner and on such conditions as they shall think fit: Provided that all proceeds of any sale or lease and all income arising from any such investment and all property acquired by any exchange shall be applied and used for the said Society only for the objects for which the said Society is hereby constituted.

Management of property.

DUNEDIN, NEW ZEALAND :



NASEBY RECREATION RESERVE MANAGEMENT ORDINANCE, 1874.

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

SESSION XXXIII. No. 441.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Superintendent may convey and assure lands described in Schedule to the Corporation of the Town of Naseby.</p> | <p>3. Corporation to manage lands described in Schedule.
4. Moneys received from lands to be expended in improvements thereon.
Schedule.</p> |
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An Ordinance to transfer to and vest in the Corporation of the Town of Naseby certain Lands now vested in the Superintendent of the Province of Otago in trust for purposes of Public Recreation for the Town of Naseby and its Inhabitants. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS the lands described in the Schedule 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 by proclamation in the Government *Gazette* of the Province of Otago made 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 provisions of the said Ordinance were extended to the Town of Naseby and the citizens of Naseby were created a Corporate Body under the style of the "Corporation of the Town of Naseby:" 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 vested in and held by any Corporation Commission or other person or persons having corporate succession Preamble.

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 disposition over all issues profits and proceeds thereof and other powers provisions and conditions as should in such Act or Ordinance be expressed or declared : And whereas it is expedient that the lands described in the said Schedule hereto should be transferred to and vested in the "Corporation of the Town of Naseby" upon the trusts and with and subject to the powers provisions and conditions hereinafter declared :

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.

1. This Ordinance shall be intituled and may be cited and referred to as the "Naseby Recreation Reserve Management Ordinance 1874."

Superintendent may convey and assure lands described in Schedule to the Corporation of the Town of Naseby.

2. It shall be lawful for the Superintendent to execute and make any conveyance or other assurance for transferring to and vesting the lands described in the schedule hereto in the "Corporation of the Town of Naseby" and its successors as a corporate body to be held by the said Corporation and its successors in trust for purposes of public recreation for the town of Naseby and its inhabitants.

Corporation to manage lands described in Schedule.

3. It shall be lawful for the "Corporation of the Town of Naseby" to manage the said lands in such manner in every respect for a recreation reserve for the purposes of public recreation for the town of Naseby and its inhabitants as to the said Corporation shall seem fit.

Moneys received from lands to be expended in improvements thereon.

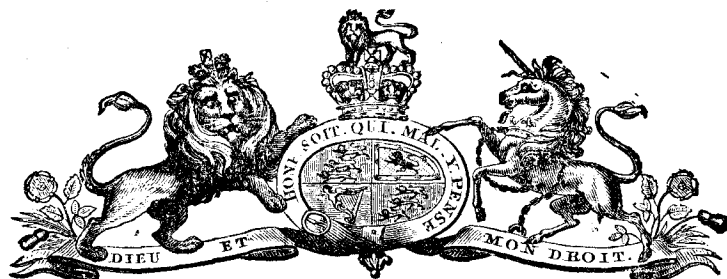
4. All moneys received by the Corporation of the town of Naseby for issues and profits arising from the said lands shall be applied and disposed of in improving the said lands and in carrying out the objects contemplated in creating the reserve and for no other purpose whatsoever.

SCHEDULE.

All that parcel of land in the Province of Otago in the Colony of New Zealand containing by admeasurement two (2) acres one (1) rood and five (5) poles more or less situate in the Town of Naseby being part of section numbered fifteen (part 15) Block II. on the map of the said town bounded towards the north-west by Derwent-street four hundred and eighty (480) links towards the north-east by Crown Lands two hundred and seventy-seven (277) links towards the east-north-east by Crown Lands four hundred and ten (410) links towards the south-east by Crown Lands and section numbered sixteen (16) two hundred and forty-six (246) links and towards the south-west by the other part of the said section numbered fifteen (15) three hundred and eighty (380) links and ninety (90) links.

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LAWRENCE RESERVE SALE ORDINANCE, 1874.

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

SESSION XXXIII. No. 442.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.</p> | <p>2. Superintendent empowered to sell.
3. Moneys arising from sale to be paid into Provincial Treasury Schedule.</p> |
|---|---|

An Ordinance to authorise the Sale of certain Lands Title
in the Town of Lawrence vested in the Superintendent in trust for public purposes.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS the parcel of land specified and described in the Schedule Preamble.
hereunto annexed has been granted to and the same is now vested in the Superintendent of the Province of Otago and his successors under the provisions of "The Public Reserves Act 1854" and "The Public Reserves Act Amendment Act 1862" in trust for public purposes: And whereas the said parcel of land is no longer required for public purposes and it is expedient that the Superintendent should be authorised to sell the said parcel of land:

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

1. This Ordinance may be cited and referred to as the "Lawrence Reserve Sale Ordinance 1874." Short Title.

2. It shall be lawful for the Superintendent and he is hereby authorised and empowered to sell the said parcel of land described in the said Schedule hereunto annexed or any part thereof either altogether or in lots by public auction subject to such conditions as the Superintendent and Executive Council may think fit and upon payment of the purchase money the Superintendent may from time to time execute all necessary conveyances and other assurances in the law for conveying and assuring every portion of the said parcel of land which may be so sold as aforesaid to the purchaser thereof his heirs and assigns for ever. Superintendent empowered to Sell.

Moneys arising from
Sale to be paid
into Provincial
Treasury.

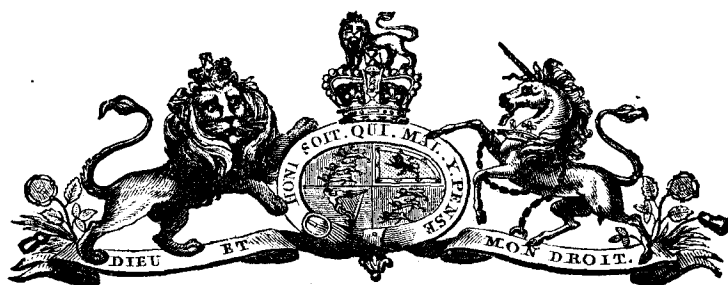
3. All moneys arising from the sale of the said parcel of land shall be paid to the Provincial Treasurer of the Province of Otago and shall form part of the revenue of the said Province and shall be appropriated in the same manner as the revenues of the said Province subject to the appropriation of the Provincial Council may now by law be appropriated.

SCHEDULE.

All that parcel of land in the Province of Otago and Colony of New Zealand situate in the Town of Lawrence, being sections numbered respectively one (1) two (2) three (3) four (4) five (5) six (6) seven (7) eight (8) nine (9) ten (10) and eleven (11) block forty-three (XLIII) on the map of the said town containing by admeasurement two (2) acres two (2) roods and fourteen (14) poles more or less bounded towards the north by Campbelltown-street five hundred and sixty-eight and seven-tenths (568.7) links towards the east by Lancaster-street five hundred and two (502) links towards the south by Lismore-street four hundred and sixty-seven and seven-tenths (467.7) links and towards the south-west by Peel-street five hundred and twelve and one-tenth (512.1) links.

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LAWRENCE RESERVES SALE ORDINANCE, (NO. 2) 1874.

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

SESSION XXXIII. No. 443.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Purpose for which land in First Schedule reserved changed from Market Reserve to a Reserve for a Grammar School.</p> | <p>3. Superintendent empowered to sell the lands described in the Second Schedule.
4. Moneys arising from sale to be paid into Provincial Treasury. Schedules 1 and 2.</p> |
|---|--|

An Ordinance to change the purposes for which Title.
certain Lands in the Town of Lawrence are Reserved from a Reserve for a Market to a Reserve for the Establishment and Maintenance of a Grammar School in the Town of Lawrence for the use and convenience of the inhabitants of the Town of Lawrence and the surrounding Districts, and to authorise the Sale of certain Lands in the said Town of Lawrence vested in the Superintendent in Trust for the establishment and maintenance of a University in the City of Dunedin in the Province of Otago and of Public Schools in different parts of the Province and for the general advancement of Education in the said Province.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS the lands described in the First Schedule to this Ordinance Preamble.
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" in trust for a Market Reserve: And whereas by "The Public Reserves Act 1854" it is provided that the specific purposes for which any lands within any Province shall be held may be changed and the same lands may be appropriated to other and different purposes of public utility for the public service of such Province by authority of an Act or Ordinance of the Provincial Council duly passed in that behalf: And whereas it is expedient to change the purpose for which the lands particularly described in the First Schedule hereto annexed are reserved: And whereas the lands described in the Second Schedule to this Ordinance annexed are vested in the Superintendent of the Province of Otago and his successors in trust for the establishment and maintenance of a University in the City of Dunedin in the said Province and of Public Schools in different parts of the Province and for the general advancement of education in the said Province under the provisions of "The Public Reserves Act 1854" and "The Public Reserves Act Amendment Act 1862:" And whereas other and more suitable lands are about to be set apart by the Superintendent and Provincial Council of the Province of Otago in lieu of the lands described in the Second Schedule hereto and the lands described in the Second Schedule hereto being no longer required for the purposes for which the same were set apart it is expedient that the Superintendent should be authorised to sell the same :

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.

1. This Ordinance may be referred to and cited as the "Lawrence Reserves Sale Ordinance (No. 2) 1874."

Purpose for which land in First Schedule reserved changed from Market Reserve to a Reserve for a Grammar School.

2. The specific purpose for which the lands described in the First Schedule hereto annexed are reserved is hereby changed from a Market Reserve to a Reserve for the establishment and maintenance of a Grammar School in the town of Lawrence for the use and convenience of the inhabitants of the town of Lawrence and the surrounding districts.

Superintendent empowered to sell the lands described in the second Schedule.

3. It shall be lawful for the Superintendent and he is hereby authorised and empowered to sell the lands described in the Second Schedule hereto either altogether or in lots by public auction subject to such conditions as the Superintendent and Executive Council may think fit and upon payment of the purchase money the Superintendent may from time to time execute all necessary conveyances and other assurances in the law for conveying and assuring every portion of the said lands which may be sold as aforesaid to the purchaser thereof his heirs and assigns for ever.

Moneys arising from sale to be paid into Provincial Treasury.

4. All moneys arising from the sale of the said lands described in the Second Schedule hereto shall be paid to the Provincial Treasurer of the Province of Otago and shall be subject to appropriation by the Provincial Council of the said Province in the same manner as the revenues of the said Province subject to the appropriation of the Provincial Council may now by law be appropriated.

FIRST SCHEDULE.

All that parcel of land in the Province of Otago in the Colony of New Zealand situate in the town of Lawrence being block numbered sixty-two (LXII.) on the map of the said town containing by admeasurement two (2) acres two (2) roods and one (1) pole more or less : bounded towards the north by Oban-street five hundred (500) links ; towards the east by Ardrossan-street five hundred and two (502) links ; towards the south by Ayr-street five hundred (500) links ; and towards the west by Burrow-street five hundred and two (502) links.

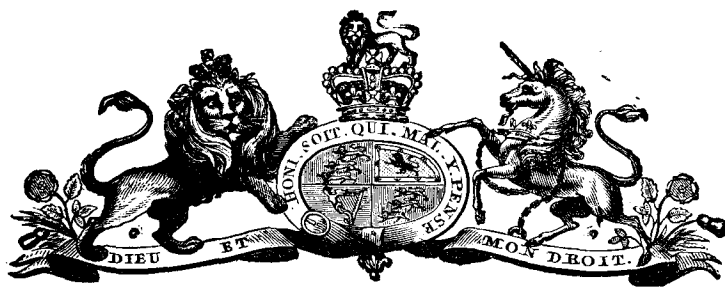
SECOND SCHEDULE.

All that area in the Province of Otago in the Colony of New Zealand containing by admeasurement one (1) acre one (1) rood and five (5) poles more or less situate in the town of Lawrence being sections numbered respectively one (1) fifteen (15) sixteen (16) seventeen (17) and eighteen (18) block four (IV.) on the map of the said town : bounded towards the north-west by Irvine-street three hundred and fifty-seven (357) links ; towards the north by section numbered two (2) thirteen (13) links ; towards the north-east by section numbered two (2) one hundred and sixty (160) links ; towards the east by section numbered fourteen (14) two hundred and fifty (250) links ; towards the south by Colonsay-street four hundred (400) links ; and towards the west by Whitehaven-street two hundred and forty-six (246) links.

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RIVERTON GOVERNMENT RESERVE ORDINANCE, 1874.

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

SESSION XXXIII. No. 444.

ANALYSIS.

Title.
Preamble.

1. Short Title.
2. Superintendent authorised to convey to Her Majesty.

An Ordinance to authorise the Superintendent to convey to Her Majesty the Queen a parcel of Land in the Town of Riverton now vested in the Superintendent in trust as a General Government Reserve.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by a Crown Grant bearing date the twenty-seventh day of December in the year of our Lord one thousand eight hundred and seventy-three all that parcel of land in the Province of Otago and Colony of New Zealand situate in the Town of Riverton containing by admeasurement two (2) roods and eleven (11) poles more or less being section four (4) on the Crown Grant Record Map of block two (II) of the said Town bounded as in the said Crown Grant is particularly mentioned was granted to the Superintendent of the Province of Otago and his successors in trust as a General Government Reserve under the provisions of "The Public Reserves Act, 1854," and "The Public Reserves Act Amendment Act 1862:" And whereas it is expedient that the Superintendent should be authorised and empowered to convey the said parcel of land comprised in the said Crown Grant to Her Majesty the Queen:

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

Short Title.

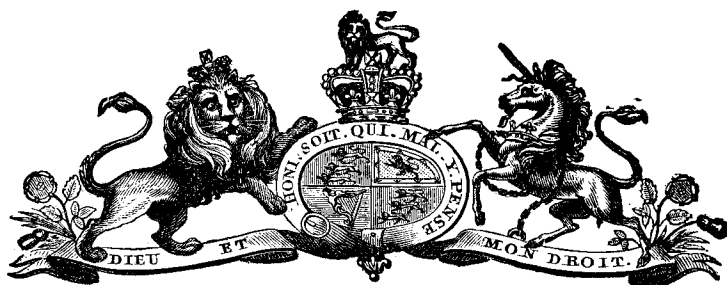
1. This Ordinance may be cited and referred to as the "Riverton Government Reserve Ordinance 1874."

Superintendent authorised to convey to Her Majesty.

2. It shall be lawful for the Superintendent and he is hereby authorised and empowered to convey the said parcel of land comprised in the said recited Crown Grant to Her Majesty the Queen Her heirs and successors and from time to time to execute all necessary conveyances and other assurances in the law for conveying and assuring the said parcel of land to and vesting the same in Her said Majesty Her heirs and successors.

DUNEDIN, NEW ZEALAND.

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PORTOBELLO CEMETERY RESERVE SALE ORDINANCE, 1874.

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

SESSION XXXIII. No. 445.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Superintendent empowered to sell.
3. Moneys arising from sale to be paid into Provincial Treasury.

An Ordinance to authorise the sale of certain Lands Title.
in the Portobello District vested in the Superin-
tendent in trust as a Site for a Public Cemetery
for the interment of the dead.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by a Crown Grant bearing date the third day of August Preamble.
1870 all that parcel of land in the Province of Otago and Colony
of New Zealand situate in the Portobello District containing by
admeasurement eight (8) acres and two (2) roods more or less being sec-
tion numbered 38 block VII on the Map of the said District bounded as
in the said Grant is particularly mentioned was granted to the Superin-
tendent of the Province of Otago and his successors in trust as a site for a
Public Cemetery for the interment of the dead under the provisions of
"The Public Reserves Act 1854" and "The Public Reserves Act Amend-
ment Act 1862": AND WHEREAS it is expedient that the Superintendent
should be authorised to sell the said parcel of land comprised in the said
Crown Grant :

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

1. This Ordinance may be cited and referred to as the "Portobello Short Title.
Cemetery Reserve Sale Ordinance 1874."

Superintendent em-
powered to sell.

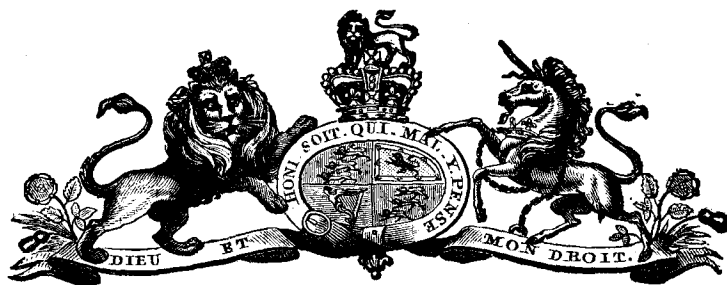
2. It shall be lawful for the Superintendent and he is hereby authorised and empowered to sell the said parcel of land comprised in the said recited Crown Grant or any part thereof either altogether or in lots by public auction subject to such conditions as the Superintendent and Executive Council may think fit and upon payment of the purchase money the Superintendent may from time to time execute all necessary conveyances and other assurances in the law for conveying and assuring every portion of the said parcel of land which may be so sold as aforesaid to the purchasers thereof his heirs and assigns for ever.

Moneys arising from
sale to be paid into
Provincial Treasury

3. All moneys arising from the sale of the said parcel of land shall be paid to the Provincial Treasurer of the Province of Otago and shall be applied subject to appropriations of the Provincial Council in and towards the purchase or acquisition of another site for a public Cemetery in the Portobello District and in defraying the cost and expense of the fencing in of such site and of fencing in other public Cemeteries in the Portobello District and in the Peninsula District respectively but no purchaser at any sale shall be bound to see or enquire as to the application of such moneys.

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LOWER KAIKORAI DISTRICT ROAD LANDS EXCHANGE ORDINANCE, 1874.

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

SESSION XXXIII. No. 446.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Superintendent authorised to exchange.
Schedules 1 and 2.

An Ordinance to authorise the Superintendent of the Province of Otago to convey to John Sidey Esq. part of a Road Line in the Lower Kaikorai District in exchange for a parcel of Land now belonging to the said John Sidey.

Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by a Deed bearing date the twenty-first day of April one thousand eight hundred and sixty-eight and made between John Sidey therein described as of Corstorphine near Caversham in the Province of Otago and Colony of New Zealand settler of the one part and James Macandrew Esquire Superintendent of the Province of Otago of the other part the said John Sidey for the consideration therein mentioned conveyed to the said James Macandrew as such Superintendent as aforesaid (with other lands) the parcel of land described in the first Schedule hereto to hold the same unto and to the use of the said James Macandrew as such Superintendent as aforesaid his successors and assigns for ever: And whereas the said parcel of land described in the said first Schedule hereto was so conveyed as aforesaid for the purpose of a Road Line in the Lower Kaikorai District: And whereas by reason of certain works done in the course of the construction of the Dunedin and Clutha Railway the said parcel of land was rendered unsuitable for the purposes of the said road line and the said James Macandrew as such Superintendent as aforesaid

Preamble.

thereupon proposed to the said John Sidey to exchange the said parcel of land for the parcel of land described in the second Schedule hereto (the said last mentioned parcel of land being suitable for the purposes of the said road line) and the said John Sidey has agreed to make such exchange: And whereas it is expedient to authorise and empower the Superintendent to carry out the said proposed exchange and to enter into and execute all necessary Deeds for that purpose :

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

Short Title.

1. This Ordinance may be cited and referred to as the “ Lower Kaikorai District Road Lands Exchange Ordinance 1874.”

Superintendent authorised to exchange.

2. It shall be lawful for the Superintendent and he is hereby authorised and empowered to execute all necessary conveyances and other assurances in the law for conveying and assuring the parcel of land described in the first Schedule hereto to the said John Sidey his heirs and assigns or as he or they may direct in exchange for the said parcel of land described in the said second Schedule hereto such last mentioned parcel of land to be conveyed to and vested in the Superintendent his successors and assigns.

FIRST SCHEDULE.

All that parcel of land in the Province of Otago and Colony of New Zealand containing by admeasurement thirty-one (31) poles more or less being parts of section number forty-five (45) block six (VI.) on the Record Map of the Town District and section number thirty-three (33) on the Record Map of the Lower Kaikorai District commencing at a point on the south-western boundary line of said section number forty-five distant seven hundred and sixty (760) links from the westernmost corner or angle of said section forty-five extending thence in a north-north-easterly direction six hundred (600) links bounded on or towards the west-north-west by other parts of said sections forty-five and thirty-three thence in a southerly direction two hundred and eighty (280) links bounded on or towards the east by other part of said section thirty-three and thence in a south-south-westerly direction three hundred and thirty (330) links to the point of commencement bounded on or towards the east-south-east by other part of said sections thirty-three and forty-five.

SECOND SCHEDULE.

All that parcel of land in the Province of Otago and Colony of New Zealand containing by admeasurement thirty-one poles more or less being parts of section numbered forty-five (45) block six (VI.) on the Record Map of the Town District and section numbered thirty-three (33) on the Record Map of the Lower Kaikorai District commencing at a point on the south-western boundary line of said section forty-five distant eight hundred and twenty-six (826) links from the westernmost corner or angle of said section forty-five and extending thence in a north-north-easterly direction six hundred and fifty (650) links bounded on or towards the west-north-west by other parts of said sections forty-five and thirty-three thence in a southerly direction three hundred (300) links bounded on or towards the east by other part of said section thirty-three and thence in a south-south-westerly direction three hundred and seventy-five (375) links to the point of commencement bounded on or towards the east-south-east by other parts of said sections thirty-three and forty-five.

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PAPAKAIO RAILWAY RESERVE SALE ORDINANCE, 1874.

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

SESSION XXXIII. No. 447.

ANALYSIS.

Title.
Preamble.
1. Short Title.
2. Superintendent may sell.

3. Superintendent may convey on payment of purchase money.
4. Proceeds of sale to be paid to Provincial Treasurer, and appropriated by Provincial Council.

An Ordinance to authorise the Sale of certain Lands Title.
in the Papakaio District vested in the Superintendent of Otago in Trust as a Reserve for Railway purposes.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by a Crown Grant bearing date the eleventh day of May one Preamble.
thousand eight hundred and seventy-one all that parcel of land in
the Province of Otago and Colony of New Zealand situate in the Papakaio
district being sections numbered respectively three (3) eight (8) nineteen
(19) twenty (20) twenty-one (21) twenty-two (22) twenty-three (23) twenty-
four (24) twenty-five (25) twenty-six (26) twenty-seven (27) twenty-eight
(28) block eight (VIII) seventeen (17) eighteen (18) nineteen (19) twenty
(20) fifty (50) fifty-one (51) fifty-two (52) fifty-three (53) fifty-five (55)
fifty-six (56) fifty-seven (57) fifty-eight (58) ninety-two (92) ninety-three
(93) ninety-four (94) ninety-five (95) one hundred and three (103) one hun-
dred and four (104) one hundred and thirty-eight (138) one hundred and
thirty-nine (139) one hundred and forty (140) one hundred and fifty-five
(155) block four (IV) on the map of the said District containing by ad-
measurement two thousand three hundred and twenty-seven (2327) acres
three (3) roods and nineteen (19) poles more or less bounded as in the said
Crown Grant is particularly mentioned was granted to the Superintendent
of the Province of Otago and his successors in Trust as a Reserve for
Railway purposes in the Province of Otago under the provisions of "The
Public Reserves Act 1854" and "The Public Reserves Act Amendment
Act 1862:" And whereas the said parcel of land not being required as a

Reserve for Railway purposes it is expedient that the Superintendent should be authorised to sell the same :

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

Short Title.

1. This Ordinance may be cited and referred to as the “Papakaio Railway Reserve Sale Ordinance 1874.”

Superintendent may sell.

2. It shall be lawful for the Superintendent with the advice and consent of his Executive Council and he is hereby authorised and empowered to sell the said parcel of land comprised in the said recited Crown Grant or any part thereof either altogether or in lots by public auction and either upon terms of giving credit for the whole or any part of the purchase money or otherwise and subject to such conditions as the Superintendent may determine.

Superintendent may convey on payment of purchase money.

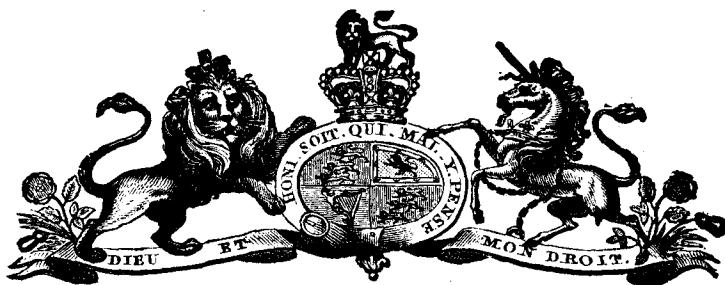
3. Upon payment of the whole of the purchase money for the said parcel of land or any portion thereof which may be so sold the Superintendent may from time to time execute all necessary conveyances and other assurances in the law for conveying and assuring the said parcel of land or such portion thereof as may be so sold to the purchaser thereof his heirs and assigns for ever.

Proceeds of sales to be paid to the Provincial Treasurer, and appropriated by Provincial Council.

4. All moneys arising from the sale of the said parcel of land or any portion thereof shall be paid to the Provincial Treasurer of the Province of Otago and shall form part of the revenue of the said Province and shall be appropriated in the same manner as the revenues of the said Province subject to the appropriation of the Provincial Council may now by law be appropriated.

DUNEDIN, NEW ZEALAND :

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DUNEDIN SCHOOL SITE ORDINANCE, 1874.

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

SESSION XXXIII. No. 448.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Superintendent empowered to effect exchanges.
3. Corporation may convey lands in second Schedule to Superin-</p> | <p>tendent.
4. Corporation to manage said parcel of land so to be conveyed to them.
Schedules 1 and 2.</p> |
|---|--|

An Ordinance to enable the Superintendent of the Province of Otago to exchange Block numbered fifty-four (LIV.) on the Record Map of the City of Dunedin for Section numbered thirty-one (31) Block seventeen (XVII.) on the Record Map of the said City. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by Crown Grant bearing date the eighth day of October one thousand eight hundred and sixty-one the parcel of land described in the first Schedule hereto (together with other lands) was under and by virtue of "The Public Reserves Act 1854" granted to the Superintendent of the Province of Otago and his successors in trust for the improvement of the Harbour of Otago and for such other purposes as in the said Grant are mentioned: And whereas by another Crown Grant bearing date the twenty-eighth day of June one thousand eight hundred and fifty-eight the parcel of land described in the second Schedule hereto (together with other lands) was under and by virtue of "The Public Reserves Act 1854" granted to the Superintendent of the Province of Otago and his successors upon trust for a site for a public Hospital: And whereas by an Ordinance of the Superintendent and Provincial Council of the Province of Otago the Short Title whereof is the "Dunedin Reserves Management Ordinance 1867" the lands described in the said last mentioned Crown Grant including the said parcel of land described in the said second Schedule hereto were 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 as a site for a public market for the City of Dunedin and its inhabitants: And whereas the said parcel of land described in the said second Schedule hereto is required as a site for a public school in the City of Dunedin and the Corporation of the City of Dunedin has agreed with the said Superintendent to convey the same to Preamble.

him in exchange for the parcel of land described in the said first Schedule hereto: And whereas it is expedient that the Superintendent should be empowered to effect such exchange and that the Corporation of the City of Dunedin should be authorised to convey to and vest in the Superintendent and his successors the said parcel of land described in the said second Schedule hereto:

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

Short Title.

1. This Ordinance may be cited and referred to as the "Dunedin School Site Ordinance 1874."

Superintendent empowered to effect exchanges.

2. It shall be lawful for the Superintendent to execute all necessary conveyances and other assurances in the law for conveying and assuring the parcel of land described in the first Schedule hereto so as to vest the same in the Corporation of the City of Dunedin and its successors as a corporate body in exchange for the parcel of land described in the second Schedule hereto.

Corporation may convey lands in second Schedule to Superintendent.

3. It shall be lawful for the Corporation of the City of Dunedin by deed under their common seal to grant and convey to the said Superintendent of the Province of Otago and his successors the said parcel of land described in the said second Schedule hereto in exchange for the said parcel of land described in the said first Schedule hereto and upon the execution by the Corporation of such deed the said parcel of land described in the said second Schedule hereto shall vest in the said Superintendent his successors and assigns for an estate of inheritance in fee simple.

Corporation to manage said parcel of land so to be conveyed to them.

4. It shall be lawful for the said Corporation of the City of Dunedin to manage the said parcel of land described in the said first Schedule when the same shall be so conveyed to them as aforesaid 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 said parcel of land or any part thereof at such rents issues and profits as they 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 And all moneys received by the said Corporation for the rents issues and profits of the said parcel of land 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."

FIRST SCHEDULE.

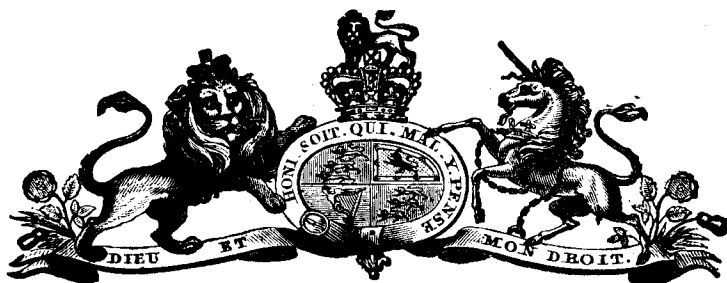
All that parcel of land in the Province of Otago in the Colony of New Zealand containing by admeasurement nine and six-tenths poles more or less situate in the City of Dunedin being Block numbered fifty-four on the Record Map of the said City bounded towards the north-west by High-street one hundred and fifty-five and seven-tenths links towards the south-east by Crawford-street one hundred and ten and one-tenth links and towards the south-west by Rattray-street one hundred and ten and one-tenth links.

SECOND SCHEDULE.

All that parcel of land in the Province of Otago in the Colony of New Zealand containing by admeasurement one rood more or less situate in the City of Dunedin being Section numbered thirty-one Block seventeen on the Record Map of the said City bounded towards the north-east by Moray-place one hundred and fifty-five and six-tenths links towards the south-east by section numbered thirty-two two hundred and forty links towards the south-west by section numbered thirty-three fifty-six links and towards the west by section numbered thirty two hundred and sixty links.

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EDUCATION RESERVES MANAGEMENT AND LEASING ORDINANCE, 1874.

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

SESSION XXXIII. No. 449.

ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Superintendent empowered to lease for 21 years. 3. Leases to be by deed under the public seal of the Province of Otago. 4. Education Board to have management of the lands. 5. Superintendent to set apart lands as sites for schools, play-</p>	<p>grounds for scholars, and residences for masters, as well as glebe lands for such masters, &c. 6. Rents and profits of such reserves to be accounted for to the Provincial Treasurer. 7. Education Board to keep accounts of the disbursements in connection with the management. Schedule.</p>
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An Ordinance to provide for the management and administration of certain Educational Reserves and to empower the Superintendent of the Province of Otago to lease the same. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS Crown Grants for the several parcels of land specified in the Schedule hereto have under and by virtue of "The Public Reserves Act 1854" been signed by the Governor of New Zealand in the name and on behalf of Her Majesty and issued under the Public Seal of the Colony and the said parcels of land are now vested in the Superintendent of the Province of Otago and his successors in trust for Educational purposes: And whereas it is expedient to make provision for the administration and management of the said parcels of land and to empower the Superintendent to lease the same or any of them for a longer term than three years: Preamble.

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

1. This Ordinance may be cited and referred to as the "Education Reserves Management and Leasing Ordinance 1874." Short Title.

Superintendent empowered to lease for 21 years.

2. It shall be lawful for the Superintendent from time to time to demise by public auction and grant leases of the several parcels of land specified in the Schedule hereto or of any of them or any parts thereof respectively at such annual rents and for such terms of years not exceeding terms of twenty-one years from the making thereof as he may think fit.

Leases to be by deed under the public seal of the Province of Otago.

3. All leases made or granted under this Ordinance shall be by deed signed by the Superintendent and sealed with the public seal of the said Province as by "The Public Reserves Act 1854" is provided.

Education Board to have management of the lands.

4. The management and administration of the said several parcels of land subject to the provisions of this Ordinance shall be carried on and conducted by the "Otago Education Board" established under and by the "Education Ordinance 1864" or by any board committee or body to which the powers duties and authorities vested in the said Otago Education Board may be transferred by any Ordinance of the Province of Otago.

Superintendent to set apart lands as sites for schools, playgrounds for scholars and residences for masters, as well as glebe lands for such masters, &c.

5. It shall be lawful for the Superintendent to appropriate and set apart any of the said parcels of land as sites for Public Schools and school buildings and as play-grounds for the use of scholars attending such schools and as sites for the residences of masters of such schools and as glebe lands in connection with such residences for the use occupation and benefit of such masters and whenever any lands have been actually appropriated to or set apart for any of the said purposes it shall not be lawful for the Superintendent to demise or grant leases of the lands so appropriated or set apart except under the authority of a special Ordinance of the Superintendent and Provincial Council of Otago passed for the purpose.

Rents and profits of such reserves to be accounted for to the Provincial Treasurer.

6. All the rents issues profits and proceeds arising from any of the said parcels of land shall after deducting therefrom the expenses of the management and administration thereof be from time to time paid over and accounted for to the Provincial Treasurer of the Province of Otago for the time being or other the person having the custody or control of the Public Funds of the Province and shall be appropriated in such manner as the Superintendent and Provincial Council of the said Province shall by Ordinance direct: Provided that all such rents issues profits proceeds and other moneys received by the Provincial Treasurer or other such person as aforesaid under this Ordinance shall be kept separate from the Ordinary Revenue of the Province.

Education Board to keep accounts of the disbursements in connection with the management.

7. The said Education Board or such other body as aforesaid shall keep accurate accounts of all costs charges expenses and disbursements in connection with the management and administration of the said parcels of land and also of all sums of money paid or received as rents issues profits or proceeds of or from the said lands and shall cause such accounts to be made up quarterly or otherwise as the Superintendent shall direct and shall prepare a balance sheet of the said accounts and the Superintendent shall cause such accounts and balance sheet to be forwarded for the examination of the Provincial Auditor in manner prescribed by the "Provincial Audit Act 1866" and the said "Provincial Audit Act 1866" shall apply to the rents issues profits and proceeds of or from the said parcels of land and to the management and administration thereof to the same extent and in the same manner as if the said rents issues profits and proceeds formed part of the Ordinary Revenue of the said Province.

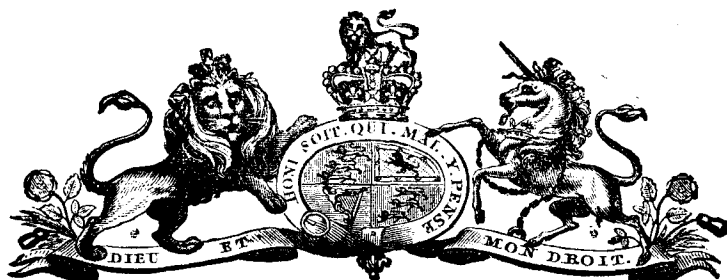
SCHEDULE.

Locality.	Block.	Section.	A. R. P.	Date of Crown Grant.
Invercargill Hundred	VIII.	19	84 1 26	December 27, 1873.
Do.	XIII.	1 of 15	9 0 0	do.
Do.	IX.	7, 8, 9, 10, 11, 12, 18	467 3 4	February 18, 1874.
Do.	XI.		6 2 0	December 27, 1873.
Do.	XV.	25	35 0 31	do.
New River Hundred	XII.	3	83 2 12	do.
Do.	XIV.	10	90 3 28	do.
Do.	XIV.	26	89 2 9	do.
Do.	XIV.	42	29 3 9	do.
Jacob's River Hundred	V.	19	90 1 23	do.
Do.	XIII.	6	76 3 0	do.
Do.	X.	28	81 0 23	do.
Do.	VIII.	30	81 0 23	do.
Do.	VII.	55	222 0 0	do.
Aparima Hundred	I.	27	144 1 36	do.
Do.	I.	38	35 3 3	do.
Do.	III.	28	73 3 19	do.
Do.	IV.	28	95 0 33	do.
Winton Hundred	VII.	14	80 1 6	do.
Do.	VII.	34	67 3 8	do.
Do.	VI.	15	85 3 30	do.
Do.	VII.	31	83 0 28	do.
Mataura Hundred	I.	57	234 0 11	do.
Jacob's River Hundred.	IV.	part 56	30 0 0	do.

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NEW RIVER AND JACOB'S RIVER FERRIES RESERVES LEASING ORDINANCE, 1874.

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

SESSION XXXIII. No. 450.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Superintendent empowered to lease for twenty-one years.</p> | <p>3. Leases to be by deed under the public seal of the Province.
4. Rents and profits of the reserves to be accounted for to the Provincial Treasurer.
Schedule.</p> |
|--|---|

An Ordinance to Authorise the Superintendent of the Province of Otago to lease the New River and Jacob's River Ferries Reserves in the said Province. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS the parcels of land referred to in the Schedule hereto have under and by virtue of "The Public Reserves Act 1854" and "The Public Reserves Act Amendment Act 1862" been granted by the Governor of New Zealand in the name and on behalf of Her Majesty and are now vested in the Superintendent of Otago and his successors upon trust for Ferry Reserves: And whereas the seventh section of the said "Public Reserves Act 1854," provides that no lands so to be granted as aforesaid within any Province to the Superintendent thereof and his successors shall be alienated by way of sale or mortgage or by lease for any longer term than three years except by the authority of some Act or Ordinance of the Provincial Council of such Province to be passed in that behalf: And whereas it is expedient to enable the Superintendent to lease the Ferry Reserves specified in the Schedule hereto annexed for a longer period than three years: 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.** 1. This Ordinance shall be referred to and may be cited as the "New River and Jacob's River Ferries Reserves Leasing Ordinance 1874."
- Superintendent empowered to lease for twenty-one years.** 2. It shall be lawful for the Superintendent from time to time to demise and grant leases of the lands referred to in the Schedule hereto annexed or any of them at such annual rents and for such terms of years not exceeding terms of twenty-one years from the making thereof and with such reservations conditions provisions and powers as he with the advice of the Executive Council may think fit.
- Leases to be by deed under the public seal of the Province.** 3. All leases made or granted under this Ordinance by the Superintendent shall be by deed signed by the Superintendent and sealed with the public seal of the said Province as by "The Public Reserves Act 1854" is provided.
- Rents and profits of Reserves to be accounted for to the Provincial Treasurer.** 4. All the rents issues profits and proceeds arising from any of the lands specified in the Schedule hereto annexed shall after deducting therefrom the expenses of the management and administration thereof be from time to time paid over and accounted for to the Provincial Treasurer of the Province of Otago for the time being or other person acting in that behalf and shall be appropriated in such manner as the Superintendent and Provincial Council of the said Province shall by Ordinance direct.

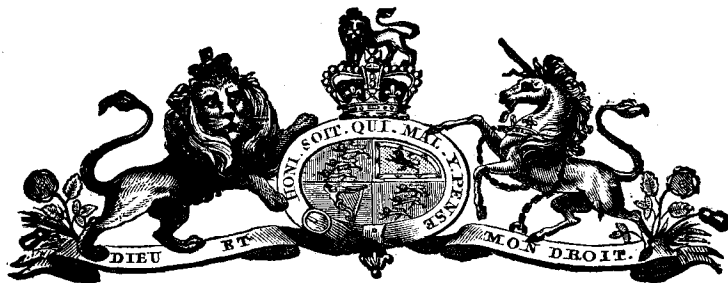
SCHEDULE.

FERRY RESERVES.

Locality.	Block.	Section.	Acreage.			Date of Grant.
			A.	R.	P.	
New River Hundred	XIV.	1, 25	138	1	14	27th December, 1873.
Do.	XVI.	50, 57	15	2	10	31st January, 1870.
Do.	XVI.	16, 17	46	0	00	Do.
Do.	XVI.	58	2	3	00	27th December, 1873.
Jacob's River Hundred	XVI.	14	5	2	07	Do.

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WAITAHUNA WEST DISTRICT ROAD COMPULSORY LAND-TAKING ORDINANCE, 1874.

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

SESSION XXXIII. No. 451.

ANALYSIS.

- | | |
|---|---|
| <p>Title.
Preamble.
1. Short Title.
2. Power to take land in Schedule.
3. Owners, &c., to be compensated.</p> | <p>4. Provisions of Lands Clauses Consolidation Act 1863 to apply to this Ordinance.
5. Power to take lands to cease unless exercised within three years.
Schedule.</p> |
|---|---|

An Ordinance to authorise the compulsory taking of a Title.
parcel of land in the Waitahuna West District for
the purpose of making a Public Road.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by "The Provincial Compulsory Land Taking Act 1866" Preamble.
it was enacted (*inter alia*) that it should be lawful for the Superintendent and Provincial Council of every Province then or thereafter to be established in New Zealand from time to time to make or ordain any law or Ordinance authorising the compulsory purchase of any land granted by the Crown within such Province for any work or undertaking of a public nature: Provided that no land should be taken compulsorily under any Act or Ordinance of any Provincial Legislature except in conformity with the provisions of an Act of the General Assembly of New Zealand intituled "The Lands Clauses Consolidation Act 1863:" And whereas the public interests require that the lands specified and described in the Schedule hereto should be taken compulsorily for the purpose of making a Public Road in the Waitahuna West District:

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

1. This Ordinance may be cited and referred to as the "Waitahuna Short Title.
West District Road Compulsory Land Taking Ordinance 1874."

Power to take land
in Schedule.

2. It shall be lawful for the Superintendent of the Province of Otago to take and hold the land specified and described in the Schedule hereto for the purpose of opening and constructing a public Road in the district of Waitahuna West in the Province of Otago aforesaid.

Owners, &c., to be
compensated.

3. All persons being owners of or having any less estate or interest in the said lands specified and described in the said Schedule hereto or any part or parts thereof shall be entitled to receive compensation for the same the amount of which compensation shall be ascertained in the manner set forth in the Act of the General Assembly of New Zealand intituled "The Lands Clauses Consolidation Act 1863."

Provisions of Lands
Clauses Consolidation
Act 1863 to
apply to this Ordinance.

4. The Lands Clauses Consolidation Act 1863 and all the clauses and provisions thereof shall apply to this Ordinance and the lands compulsorily taken in pursuance hereof and so far as the same shall be applicable shall form part of this Ordinance and be construed herewith.

Power to take lands
to cease unless ex-
ercised within three
years.

5. The powers hereby conferred on the Superintendent to take and purchase compulsorily the lands specified in the said Schedule hereto shall not be exercisable after the expiration of three years from the time of the Governor's assent to this Ordinance.

SCHEDULE.

All that parcel of land in the Province of Otago in the Colony of New Zealand containing by estimation five (5) acres two (2) roods and thirty-eight (38) poles more or less situate in the Waitahuna West District being parts of sections numbered respectively one (1) two (2) three (3) and four (4) block numbered six (VI.) on the map of the said District bounded towards the north by the northern boundary line of section numbered four (4) commencing at a point five hundred and fifty (550) links west from the north-eastern corner of the said section numbered four (4) and proceeding due west one hundred and thirty-two (132) links towards the south-east and east by other parts of the said sections numbered respectively one (1) two (2) three (3) and four (4) five thousand seven hundred and seventy (5770) links towards the south by a road line one hundred (100) links and towards the west and north-west by the other parts of the said sections numbered respectively one (1) two (2) three (3) and four (4) and Crown lands five thousand seven hundred and ten (5710) links.

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RIVERTON DRILL SHED RESERVE MANAGEMENT ORDINANCE, 1874.

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

SESSION XXXIII. No. 452.

ANALYSIS.

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|---|--|
| <p>Title.
Preamble.
1. Short Title.
2. Trustees of Riverton Drill Shed incorporated.
3. Power to remove and appoint Trustees.
4. Land in Schedule vested in trust.
5. Superintendent authorised to convey</p> | <p>6. Trust may set apart portion of said land for a Drill Shed.
7. Trust may lease surplus land.
8. Application of moneys.
9. Trust to keep accounts, and furnish balance sheets to be audited.
10. Trust may make rules.
Schedule.</p> |
|---|--|

An Ordinance to provide for the Management of the Title.
Drill Shed Reserve at Riverton in the Province of
Otago.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS the parcel of land particularly described in the Schedule Preamble.
hereto has under and by virtue of "The Public Reserves Act
1854" and "The Public Reserves Act Amendment Act 1862" been
granted by the Governor of New Zealand in the name and on behalf of
Her Majesty to the Superintendent of Otago and his successors and is now
vested in him and them upon trust for the use of Volunteers: And
whereas by "The Public Reserves Act Amendment Act 1862" it is pro-
vided 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 lands vested in the
Superintendent of any Province under the provisions of "The Public
Reserves Act 1854" upon trust for any public purposes shall 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 Ordi-
nance 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 it is expedient to make provision for the management of the
said parcel of land in manner hereinafter appearing :

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

Short Title.

1. This Ordinance may be cited and referred to as the “Riverton Drill
Shed Reserve Management Ordinance 1874.”

Trustees of Riverton
Drill Shed incorpo-
rated.

2. Theophilus Daniel merchant George Osborne Cassels clerk John
Petchell merchant Robert Aitcheson clerk Joseph Robertson ironworker
and all such other persons as shall be hereafter appointed members under
the provisions of this Ordinance and their successors shall be and they are
hereby constituted a corporate body in fact and in law by the name and
style of the “Trustees of the Riverton Drill Shed” and by that name they
and their successors shall have perpetual succession and a common seal
with full power and authority by the same name and style to sue and be
sued plead and be impleaded defend and be defended in all courts and in
all causes and suits at law or in equity whatsoever with power to take pur-
chase and hold to them and to their successors all goods chattels and
personal property whatsoever and also all such lands hereditaments and
possessions as may be transferred to and vested in them as a site for a Drill
Shed or for any other purposes in connection therewith and also to do all
other matters and things incidental to or appertaining to a corporate body
subject nevertheless to any provisions in this Ordinance contained affecting
such powers.

Power to remove and
appoint Trustees.

3. So often as any person so appointed shall die resign become inca-
pable to act or be removed suspended or absent from the said Province for
the space of six consecutive calendar months it shall be the duty of the
Superintendent to appoint by proclamation in the *Otago Provincial Govern-
ment Gazette* either permanently or temporarily as the occasion may
require another or other fit and proper person or persons to be a trustee or
trustees in the room or stead of the trustee or trustees so dying resigning
becoming incapable or being absent as aforesaid.

Land in Schedule
vested in trust.

4. The said parcel of land described in the Schedule hereto shall be
transferred to and vested in and held by the “Trustees of the Riverton
Drill Shed” and their successors in trust for the purposes of a Drill Shed
subject to the powers provisions and conditions herein expressed and
declared.

Superintendent au-
thorised to convey.

5. It shall be lawful for the Superintendent to execute and make any
conveyance or other assurance for transferring to and vesting in the
“Trustees of the Riverton Drill Shed” and their successors the lands
described in the said Schedule hereto and every or any part or parts thereof
respectively.

Trust may set apart
portion of said land
for a Drill Shed.

6. It shall be lawful for the “Trustees of the Riverton Drill Shed”
hereinafter referred to as the “Trust” to set apart a sufficient portion of
the said parcel of land as and for the purposes of a Drill Shed and from
time to time to vary and alter the portion which may for the time being be
set apart and to set apart another portion of the said parcel of land for
the purposes of a Drill Shed in lieu thereof.

Trust may lease sur-
plus land.

7. It shall be lawful for the “Trust” by deed under their corporate
seal to lease from time to time at such rent and on such conditions as they

may think reasonable the whole or any part of the said parcel of land specified, in the said Schedule hereto not required for the purposes of a Drill Shed for any term or terms of years not exceeding seven years at any one time.

8. All moneys received by the "Trust" for the rents issues and profits of the said parcel of land shall after deducting therefrom all necessary expenses incurred in the management thereof be applied in and towards the erection and maintenance of a building to be used as a Drill Shed upon the said parcel of land and generally in and towards the support and encouragement of the Volunteer corps in Riverton and for such other purposes connected with the Volunteer force as the "Trust" may from time to time determine to apply the same. Application of moneys

9. The "Trust" shall keep accurate accounts of all sums of money received for rents issues and profits on account of the said parcel of land and of all costs charges expenses and disbursements in connection with the management and maintenance thereof and on the thirty-first day of March in every year or within one week thereafter the "Trust" shall prepare accounts and a balance sheet showing the receipts and disbursements of the "Trust" during the previous year and the actual financial state of the "Trust" on the thirty-first day of March in that year and such accounts and balance sheet shall be forwarded in duplicate to the Superintendent who shall cause the same to be forwarded for examination by the Provincial Auditor in manner described by the "Provincial Audit Act 1866" and the Provincial Auditor is hereby required and empowered to examine and audit such accounts and balance sheet and such balance sheet shall be published in the *Government Gazette* of the Province immediately after the same shall have been so audited. Trust to keep accounts and furnish balance-sheets to be audited.

10. It shall be lawful for the "Trust" and they are hereby authorised and empowered from time to time to make and alter Rules for regulating their own proceedings and for prescribing the conditions on which the Drill Shed and appurtenances shall be occupied and used. Trust may make rules

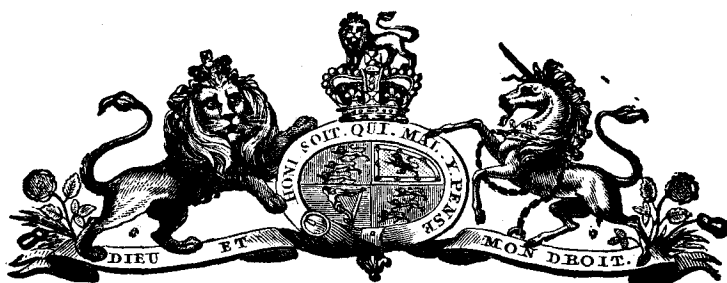
SCHEDULE.

All that parcel of land in the Province of Otago situate in the Town of Riverton containing by admeasurement one (1) rood more or less being section twenty-two (22) on the Crown Grant Record Map of block one (1) of the said Town: Bounded towards the north-east by sections twenty (20) and three (3) of said block one hundred and twenty-five (125) links towards the south-east by section two (2) of aforesaid block two hundred and thirty (230) links towards the south-west by Tanna Terrace one hundred and thirty-seven (137) links and towards the north-west by section twenty-one (21) of aforesaid block one hundred and seventy-three (173) links.

DUNEDIN, NEW ZEALAND:

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PALMERSTON SCHOOL GLEBE EXCHANGE ORDINANCE, 1874.

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

SESSION XXXIII. No. 453.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Transfer of land.
Schedules 1 and 2.

An Ordinance to enable the Superintendent of the Province of Otago to exchange the School Glebe at Palmerston in the said Province for a portion of land belonging to William Alfred Young. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS a Crown Grant for a parcel of land of which the land specified in the first Schedule hereto is a part has under and by virtue of "The Public Reserves Act 1854" been signed by the Governor of New Zealand in the name and on behalf of Her Majesty and issued under the public seal of the Colony and the said parcel of land is now vested in the Superintendent of the Province of Otago and his successors in trust for the purposes of education: And whereas the School Committee of the Palmerston District is in the occupation of the parcel of land described in the first Schedule hereto and is desirous that the said land be exchanged for the parcel of land described in the second Schedule hereto now belonging to William Alfred Young: And whereas it is expedient that the said exchange be made and that the Superintendent be empowered to complete the same: Preamble.

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

1. This Ordinance may be cited and referred to as the "Palmerston School Glebe Exchange Ordinance 1874." Short Title.

Transfer of land.

2. It shall be lawful for the Superintendent to execute all necessary conveyances and other assurances in the law for conveying and assuring the parcel of land described in the first Schedule hereto so as to vest the same absolutely in the said William Alfred Young and his heirs for ever in exchange for the parcel of land described in the second Schedule hereto to be by the said William Alfred Young conveyed to and vested in the Superintendent and his successors in trust for the purposes for which the parcel of land described in the first Schedule hereto was granted to and vested in the said Superintendent.

FIRST SCHEDULE.

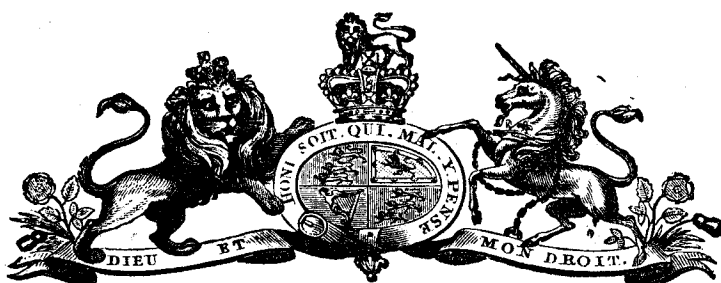
All that area in the Province of Otago containing by admeasurement ten (10) acres more or less situate in the Moeraki District being section numbered sixty (60) block ten (X) on the map of the said district; bounded towards the north by sections numbered fifty-nine (59) six hundred and eight (608) links; towards the east by block four (IV) one thousand six hundred and thirty-one (1631) links; towards the south by a road line six hundred and nine (609) links; and towards the west by section numbered fifty-eight (58) block ten (X) one thousand six hundred and forty-five (1645) links.

SECOND SCHEDULE.

All that area in the Province of Otago containing by admeasurement ten (10) acres two (2) roods and eighteen (18) poles more or less situate in the Moeraki District being section numbered sixty-three (63) block ten (X) on the map of the said district; bounded towards the north by section numbered sixty-two (62) two thousand one hundred and forty-five (2145) links; towards the east by block numbered four (IV) three hundred and fifty-one (351) links; towards the south-east by a road-line two hundred and eleven (211) links; towards the south by sections numbered respectively sixty-four (64) and sixty-five (65) block ten (X) one thousand nine hundred and ninety-four (1994) links; and towards the west by a road-line five hundred (500) links.

DUNEDIN, NEW ZEALAND:

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PORT CHALMERS SCHOOL RESERVE SALE ORDINANCE, 1874.

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

SESSION XXXIII. No. 454.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Superintendent empowered to sell.
3. Moneys arising from sale to be paid into Provincial Treasury.

An Ordinance to authorise the Sale of certain Lands ^{Title.}
in the Town of Port Chalmers vested in the Super-
intendent in trust for the establishment and main-
tenance of a University in the City of Dunedin in
the Province of Otago and of Public Schools in
different parts of the Province and for the general
advancement of Education in the said Province.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by a Crown Grant bearing date the seventh day of January ^{Preamble.}
one thousand eight hundred and seventy all that parcel of land in
the Province of Otago and Colony of New Zealand situate in the Town of
Port Chalmers containing by admeasurement one (1) acre two (2) roods
and four (4) poles more or less being sections numbered respectively three
hundred and ninety-one (391) three hundred and ninety-two (392) three
hundred and ninety-three (393) three hundred and ninety-four (394) three
hundred and ninety-five (395) and three hundred and ninety-six (396) on
the map of the said town bounded as in the said Grant is particularly men-
tioned was granted to the Superintendent of the Province of Otago and
his successors in trust for the establishment and maintenance of a University
in the City of Dunedin in the said Province and of Public Schools in
different parts of the Province and for the general advancement of education
in the said Province under the provisions of "The Public Reserves Act
1854" and "The Public Reserves Act Amendment Act 1862:" And
whereas other and more suitable lands have been set apart by the Superin-
tendent and Provincial Council of the Province of Otago in lieu of the
said sections numbered respectively 393 394 395 and 396 and the said

last-mentioned sections being no longer required for the purposes for which the same were set apart it is expedient that the Superintendent should be authorised to sell the same :

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

Short Title.

1. This Ordinance may be cited and referred to as the "Port Chalmers School Reserve Sale Ordinance 1874."

Superintendent empowered to sell.

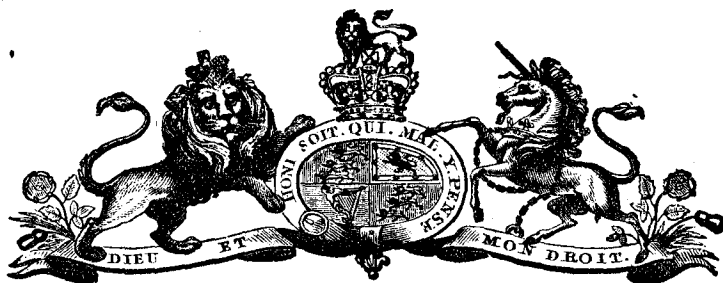
2. It shall be lawful for the Superintendent and he is hereby authorised and empowered to sell that part of the said parcel of land comprised in the said recited Crown Grant being sections numbered respectively 393 394 395 and 396 on the map of the Town of Port Chalmers or any part thereof respectively either altogether or in lots by public auction subject to such conditions as the Superintendent and Executive Council may think fit and upon payment of the purchase money the Superintendent may from time to time execute all necessary conveyances and other assurances in the law for conveying and assuring every portion of the said parcel of land which may be so sold as aforesaid to the purchaser thereof his heirs and assigns for ever.

Moneys arising from sale to be paid into Provincial Treasury.

3. All moneys arising from the sale of the said parcel of land shall be paid to the Provincial Treasurer of the Province of Otago and shall be subject to appropriation by the Provincial Council of the said Province in the same manner as the revenues of the said Province subject to the appropriation of the Provincial Council may now by law be appropriated.

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INVERCARGILL RESERVES MANAGEMENT ORDINANCE AMENDMENT ORDINANCE, 1874.

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

SESSION XXXIII. No. 455.

ANALYSIS.

Title.
Preamble.
1. Short Title.

2. Section 5 of recited Ordinance repealed.
3. Superintendent authorised to transfer land to Corporation.
4. Ordinance to form part of recited Ordinance.

An Ordinance to amend the "Invercargill Reserves Management Ordinance 1872." Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS by the fifth section of the "Invercargill Reserves Management Ordinance 1872" the Superintendent of the Province of Otago is authorised to vest the management of the lands and hereditaments described in the second Schedule to the said Ordinance in the Corporation of the town of Invercargill and its successors in trust for purposes of public recreation for the town of Invercargill and its inhabitants under such restrictions and limitations as should secure the full maintenance of the several purposes for which such lands respectively had been reserved but no provision was made in the said Ordinance for authorising the Superintendent to transfer and vest the said land in the said Corporation of the town of Invercargill as aforesaid by any conveyance or other assurance: And whereas it is expedient to amend the said "Invercargill Reserves Management Ordinance 1872" by repealing the said fifth section of the said Ordinance and by making provision for authorising the said Superintendent to transfer to and vest in the said Corporation of the Town of Invercargill and its successors the lands described in the second Schedule to the said Ordinance in trust for purposes of public recreation for the town of Invercargill and its inhabitants:

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

Short Title.

1. This Ordinance may be cited and referred to as the "Invercargill Reserves Management Ordinance Amendment Ordinance 1874."

Section 5 of recited Ordinance repealed

2. The fifth section of the said "Invercargill Reserves Management Ordinance 1872" shall be and the same is hereby repealed.

Superintendent authorised to transfer land to Corporation

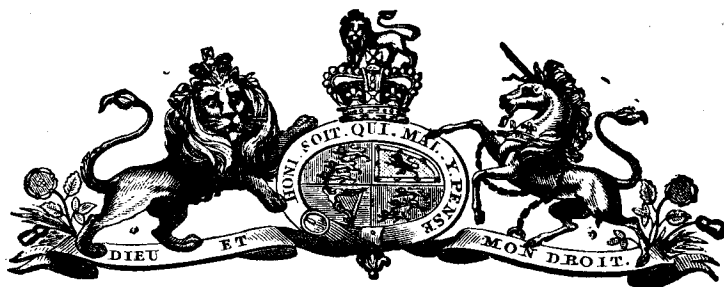
3. It shall be lawful for the Superintendent to execute and make any conveyance or other assurance for transferring to and vesting in the "Corporation of the Town of Invercargill" and its successors as a corporate body the lands and hereditaments described in the second Schedule to the said "Invercargill Reserves Management Ordinance 1872" in trust for purposes of public recreation for the Town of Invercargill 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.

Ordinance to form part of recited Ordinance.

4. This Ordinance shall be read and construed with the "Invercargill Reserves Management Ordinance 1872" and shall form part thereof.

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DUNEDIN PRESBYTERIAN CHURCH LANDS ORDINANCE AMENDMENT ORDINANCE, 1874.

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

SESSION XXXIII. No. 456.

ANALYSIS.

<p>Title. Preamble.</p> <ol style="list-style-type: none"> 1. Short Title. 2. Superintendent authorised to convey to Trustees acting under "The Presbyterian Church of Otago Lands Act 1866" the land comprised in the first and fourth Schedules hereto. Trusts upon which the same shall be held declared. 3. Trusts upon which land comprised in fifth and sixth Schedules hereto shall be held declared. 4. Alteration made in second and third sections of "The Dunedin Church Lands Ordinance, 1861." 5. Power to appoint new Trustees. 6. Power to Trustees to sell or exchange and acquire lands. 7. Sections twenty-one, twenty-three and twenty-five of "The Presbyterian Church of Otago Lands Act 1866" to apply to 	<p>land in first and second Schedules of the "Dunedin Manse Reserve Ordinance 1872" and to land in first, fourth, fifth and sixth Schedules hereto.</p> <ol style="list-style-type: none"> 8. Former trusts to determine. 9. Superintendent to offer lease of land in second and third Schedules for sale at an annual rental. 10. Superintendent to offer lease of land in second and third Schedules for sale at a nominal rental. 11. Superintendent authorised to sell land in second and third Schedules. 12. Proceeds of sale of land in second and third Schedules to be paid to Provincial Treasurer and appropriated by Provincial Council. <p>Schedules 1 to 6.</p>
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An Ordinance to authorise the Superintendent of the Province of Otago to vest the Lands mentioned in the first and fourth Schedules hereto in the Trustees acting under "The Presbyterian Church of Otago Lands Act 1866" also to authorise the leasing or sale of Lands mentioned in the second and third Schedules hereto also to declare the trusts upon which the Lands mentioned in the fifth and sixth Schedules hereto shall be held and also to give certain powers in respect of the Lands mentioned in the first, fourth, fifth and sixth Schedules hereto.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS the lands mentioned and described in the first, second and third Schedules hereto are held by the Superintendent of the Province of Otago upon trust as a site for the First or Principal Church of the

Presbyterian Church of Otago: And whereas the lands mentioned and described in the fourth Schedule hereto are held by the said Superintendent upon trust for a site for a church and school-house in connection with the Presbyterian Church of Otago: And whereas by the "Dunedin Church Lands Ordinance 1861" the management and administration of *inter alia* the said several lands are vested in the Presbyterian Church of Otago: And whereas for the better regulation and management of the several lands of the Presbyterian Church of Otago an Act of the General Assembly of New Zealand was passed entitled "The Presbyterian Church of Otago Lands Act 1866:" And whereas under and by virtue of the "Dunedin Manse Reserve Ordinance 1872" the lands mentioned and described in the first and second Schedules thereto have been vested in the trustees under "The Presbyterian Church of Otago Lands Act 1866:" And whereas the Presbyterian Church of Otago has agreed to grant to the said Superintendent the land mentioned in the second and third Schedules respectively hereto and in lieu thereof the said trustees have acquired the lands mentioned in the fifth Schedule hereto: And whereas the said trustees have also acquired the land mentioned in the sixth Schedule hereto: And whereas it is expedient that the several lands mentioned and described in the first and fourth Schedules hereto be vested in the trustees under such Act: Also that the powers of leasing and sale hereinafter mentioned may be given in respect of the lands mentioned in the second and third Schedules hereto: And also that certain trusts may be declared regarding the lands mentioned in the fifth and sixth Schedules hereto: And also that certain powers may be given in respect of the lands mentioned in the first fourth fifth and sixth Schedules hereto:

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

Short Title.

1. This Ordinance may be cited and referred to as the "Dunedin Presbyterian Church Lands Ordinance Amendment Ordinance 1874."

Superintendent authorised to convey to Trustees acting under "The Presbyterian Church of Otago Lands Act 1866" the land comprised in the first and fourth Schedules hereto. Trusts upon which the same shall be held declared.

2. It shall be lawful for the Superintendent of the Province of Otago and he is hereby required to convey and assure unto the trustees acting for the time being under the authority of "The Presbyterian Church of Otago Lands Act 1866" the several parcels of land mentioned and described in the first and fourth Schedules hereto and to execute all necessary deeds of conveyance and other assurances in the law for conveying and assuring the said two several parcels of land unto and absolutely vesting the same in the said trustees as joint tenants to be held as to the parcel of land described in the first Schedule hereto upon the same trusts as the same has been held heretofore and as to the parcel of land described in the fourth Schedule hereto upon the same trusts as the same has been held heretofore and with and under the same powers of administration and management as have been and are in force as regards the said two several parcels of land respectively.

Trusts upon which land comprised in fifth and sixth Schedules hereto shall be held declared.

3. The land mentioned and described in the fifth Schedule hereto shall be held upon the same or similar trusts and with and under the same powers of administration and management as are recited and declared in the "Dunedin Church Lands Ordinance 1861" in regard to the land thirdly described in the Preamble to such Ordinance and the land mentioned and described in the sixth Schedule hereto shall be held upon the same or similar trusts and with and under the same powers of administration and management as are in such Ordinance recited and declared in regard to the land secondly described in the Preamble thereto.

4. In lieu of the word "Superintendent" in the second and third sections of the "Dunedin Church Lands Ordinance 1861" there shall be read the words "the trustees acting for the time being under 'The Presbyterian Church of Otago Lands Act 1866'" and the provisions of such second and third sections requiring deeds to be executed with the Public Seal of the Province of Otago are hereby repealed and such trustees shall have and exercise all the rights remedies and powers under leases heretofore granted by the said Superintendent or by any trustees in pursuance of such Ordinance as though such leases respectively had been duly made by the said trustees acting for the time being under the said Act to the respective lessees therein named: And all rights remedies and powers existing or which may hereafter exist under any such leases or under any deed or agreement which may hereafter be entered into by any such trustees under or by virtue of such Ordinance or which exists or may hereafter exist in reference to all or any part of the lands mentioned or referred to in section five of this Ordinance shall be exercisable and enforceable as the case may be by and against the trustees acting for the time being under the said Act and them only.

Alteration made in second and third sections of the "Dunedin Church Lands Ordinance 1861."

5. When and so often as any new trustee or trustees shall be nominated and appointed under or by virtue of "The Presbyterian Church of Otago Lands Act 1866" all the several parcels of land mentioned and described in the first and second Schedules to the "Dunedin Manse Reserve Ordinance 1872" and the several parcels of land mentioned and described in the first fourth fifth and sixth Schedules hereto and all lands which may be acquired under section six of this Ordinance shall by virtue of such nomination and appointment vest in the surviving or continuing trustees or trustee of such several parcels of land and in such new trustee or trustees jointly or in such new trustees only jointly as the case may require and that without any transfer conveyance or other assurance whatsoever and every such new trustee or trustees shall and may on being appointed as aforesaid act in all things and assist in the management of carrying on and executing all trusts powers and authorities as fully and effectually as the trustee or trustees in or to whose place he or they shall be appointed might or could have done. And the minute or deed of appointment made under or by virtue of the said Act shall be conclusive evidence of such vesting of the said several parcels of land and of the truth of the other matters and things therein respectively stated.

Power to appoint new Trustees.

6. It shall be lawful for the trustees for the time being of the several parcels of land mentioned or referred to in the last preceding section with the consent in writing of a person duly authorised in that behalf by the highest Church Court for the time being of the Presbyterian Church of Otago from time to time to convey and assure by way of sale exchange or otherwise any part or parts of such several parcels of land respectively for the purposes of a street way or thoroughfare upon and subject to such terms and conditions as the said trustees with such consent shall think proper and all moneys which may be received under the provisions of this section shall be applied and disposed of as the said Court may direct and all lands acquired by way of purchase out of such moneys or exchange shall be held subject to the same or similar trusts as the lands sold and conveyed or given by way of exchange were respectively held.

Power to Trustees to sell or exchange and acquire lands.

7. The powers and provisions of sections twenty twenty-one twenty-three and twenty-five of "The Presbyterian Church of Otago Lands Act 1866" so far as the same are or can be made applicable shall be incorporated in this Ordinance and apply to the several parcels of land mentioned and described in the first and second Schedules to the "Dunedin Manse Reserve Ordinance 1872" and also to the several parcels of land

Secs. twenty twenty-one twenty-three and twenty-five of "The Presbyterian Church of Otago Lands Act 1866" to apply to land in first and second Schedules of "The

Dunedin Manse Reserve Ordinance 1872" and to land in first fourth fifth and sixth Schedules hereto.

mentioned and described in the first fourth fifth and sixth Schedules hereto and also to any other lands which may be acquired under section six of this Ordinance as fully and effectually as if all the said several parcels of land mentioned or referred to in this section were included in the Schedule A to "The Presbyterian Church of Otago Lands Act 1866."

Former trusts to determine.

8. From and after the date on which this Ordinance shall come into operation the trusts under which the lands mentioned and described in the second and third Schedules hereto have been held shall cease and determine as regards such lands.

Superintendent to offer lease of land in second and third Schedules for sale at an annual rental.

9. It shall be lawful for the said Superintendent to offer for lease by public auction to the highest bidder at an annual rental for any term not exceeding ninety-nine years the lands mentioned and described in the said second and third Schedules hereto or any portion thereof in allotments of such size and form as he shall think fit and to execute all necessary deeds for demising and leasing the land so let as aforesaid to the lessee thereof at such auction his executors administrators and assigns for the term for which the same shall be so let.

Superintendent to offer lease of land in second and third Schedules for sale at a nominal rental.

10. It shall also be lawful for the said Superintendent from time to time to offer for sale by public auction the lease of any portion of the said lands mentioned and described in the second and third Schedules hereto at a nominal rental for any term not exceeding ninety-nine years and upon payment of the premium or purchase money from time to time to execute all necessary deeds for demising and leasing every portion of the lands so disposed of to the lessee thereof his executors administrators and assigns for the term for which the same shall be so let.

Superintendent authorised to sell land in second and third Schedules.

11. If instead of leasing the said parcels of land in the said second and third Schedules hereto it shall be deemed by the Superintendent expedient to sell the same it shall be lawful for the Superintendent and he is hereby authorised and empowered to sell such parcels of land or any part or parts thereof either altogether or in lots and either by public auction or by private contract or by both of such means and subject to such conditions as the said Superintendent may think fit and upon payment of the purchase money the said Superintendent may from time to time execute all necessary conveyances and other assurances in the law for conveying and assuring every portion of such land which may be so sold as aforesaid to the purchaser thereof his heirs and assigns for ever.

Proceeds of sale of land in second and third Schedules to be paid to Provincial Treasurer and appropriated by Provincial Council.

12. All moneys arising from the leasing and sale of the said parcels of land mentioned and described in the second and third Schedules hereto and every part or parts thereof respectively shall be paid to the Provincial Treasurer of the Province of Otago and shall form part of the revenue of the said Province and shall be appropriated in the same manner as the revenues of the said Province subject to the appropriation of the Provincial Council may now by law be appropriated.

FIRST SCHEDULE.

All that area situate in the Province of Otago containing by admeasurement four acres one rood and thirty-nine poles more or less being part of reserve granted to His Honor the Superintendent and numbered four (4) on the map of the City of Dunedin; bounded towards the north-north-west by Moray Place seven hundred and four and fourteen hundredths (704.14) links towards the east-north-east by sections thirteen (13) and twenty-two (22) block fifteen (XV) City of Dunedin and by other part of reserve numbered four (4) aforesaid six hundred and thirty (630) links towards the south-south-east by block fifty (L) City of Dunedin seven hundred and twenty-five (725) links; and towards the west-south-west by other part of reserve numbered four (4) aforesaid and sections six (6) and ten (10) block fifteen (XV) City of Dunedin five hundred and sixty-one (561) links.

SECOND SCHEDULE.

All that area containing by admeasurement twenty (20) poles more or less being part of reserve numbered four (4) aforesaid; bounded towards the west-north-west by section ten (10) block fifteen (XV) City of Dunedin two hundred and five (205) links; towards the east-north-east by other part of reserve numbered (4) one hundred and eighty-one (181) links; and towards the south by land granted to the Superintendent one hundred and fifty (150) links.

THIRD SCHEDULE.

All that area containing by admeasurement twenty-six (26) poles more or less being part of reserve numbered four (4) aforesaid; bounded towards the north-north-east by section thirteen (13) block fifteen (XV) City of Dunedin, two hundred and thirty-five (235) links; towards the south-east by Crown Lands two hundred (200) links; and towards the west-south-west by the other part of reserve numbered four (4) two hundred and fifty (250) links.

FOURTH SCHEDULE.

All that allotment or parcel of land in the Province of Otago in the Colony of New Zealand containing by admeasurement two (2) roods and twenty-five (25) perches more or less being the reserve numbered five (5) on the plan of the Town of Dunedin described in the Crown Grant thereof as bounded on the north by Dowling-street two hundred and forty (240) links; on the east by the Harbour of Dunedin three hundred and sixty-five (365) links on the south by High-street one hundred and ten (110) links on the south-south-west by section forty-eight (48) block nine (IX) Dunedin seventy-five (75) links and on the west by sections fifty-three (53) fifty-four (54) and fifty-five (55) block nine (IX) Dunedin three hundred and seventy (370) links.

FIFTH SCHEDULE.

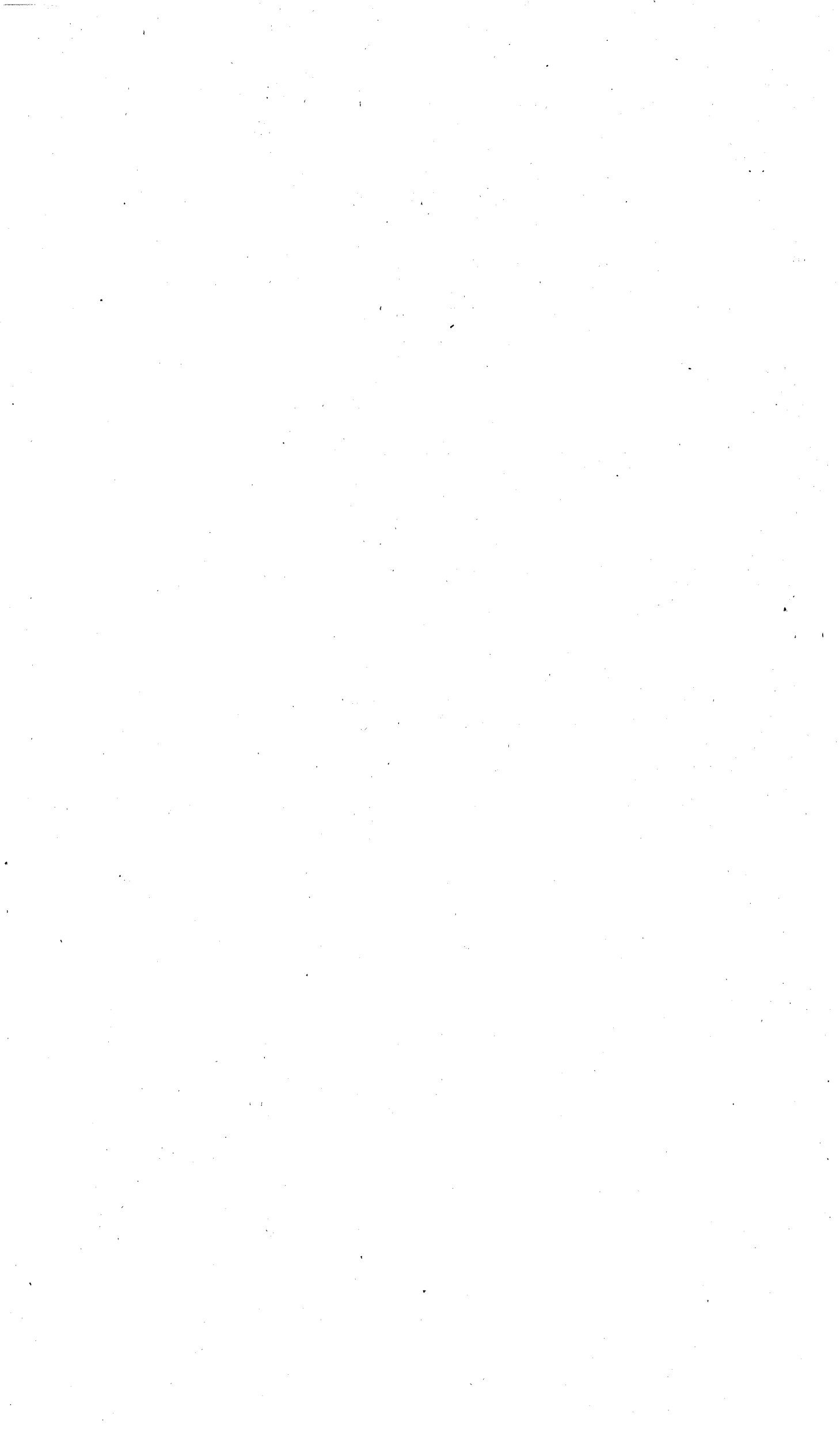
All that allotment or parcel of land in the Province of Otago in the Colony of New Zealand containing by admeasurement one (1) rood and eighteen (18) poles more or less situate in the City of Dunedin aforesaid being block numbered fifty (L) on the map of the said City; bounded towards the north and north-west by area Crown-granted to the Superintendent in trust seven hundred and twenty-five (725) links, towards the north-east by Crown Lands sixty (60) links; towards the south-east by High-street seven hundred and four and two-tenths (704.2) links; and towards the south-west by area Crown-granted to the Superintendent in trust one hundred and twenty-nine (129) links.

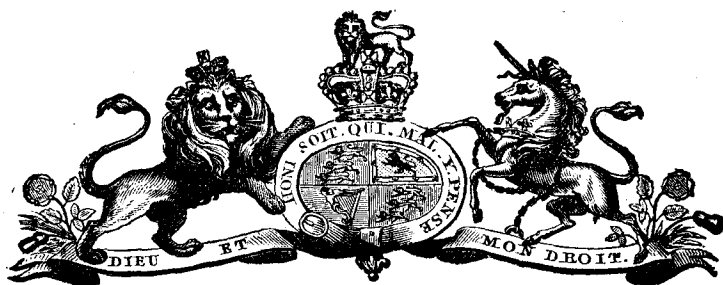
SIXTH SCHEDULE.

All that allotment or parcel of land in the Province of Otago in the Colony of New Zealand containing by admeasurement twenty-seven (27) poles more or less situate in the City of Dunedin aforesaid, being block numbered fifty-one (LI) on the map of the said City; bounded towards the north-west by reserve numbered five (5) three hundred and sixty-five (365) links; towards the south-east by block numbered forty-nine (XLIX) two hundred and forty and eight-tenths (240.8) links; and towards the south-east by High-street one hundred fifty-two (152) links.

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ROADS DIVERSION ORDINANCE, 1874.

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

SESSION XXXIII. No. 457.

ANALYSIS.

- | | |
|--|---|
| <p>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, &c.
4. After expiration of notice, Superintendent to determine whether the road shall be stopped up.</p> | <p>5. Superintendent authorised to contract for the sale, &c., of land over which stopped up portions of roads passed.
6. Superintendent empowered to exchange land.
7. Map of road to be deposited.
8. Interpretation.
Schedule.</p> |
|--|---|

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 or Portions of Roads passed. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS 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 so stopped up was laid out or passed: And whereas in making 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 maps hereinafter mentioned 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 Preamble.

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 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 or portions of roads passed :

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

Short Title.

1. This Ordinance may be cited and referred to as the “ Roads Diversion Ordinance 1874.”

Superintendent authorised to stop up certain portions of roads.

2. 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 maps and are therein coloured red : Provided that such power shall be exercised within twelve months from and after the time when this Ordinance shall receive the Governor's assent.

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

3. Before any of the roads or any portions 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 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 objections 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 publication of the said notice a copy of the 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 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 road 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.

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

4. At the expiration of the 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 road 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.

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

6. It shall be lawful for the Superintendent to exchange any of the said lands over which any of the roads or portions 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.

Superintendent empowered to exchange land.

7. At all times after the passing of this Ordinance 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 maps.

Map of road to be deposited.

8. 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 term "the maps" shall mean the map or maps or plan or plans bearing an inscription signed by the Speaker of the Provincial Council referring to this Ordinance and which map or maps or 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 roads mentioned in the Schedule to this Ordinance and particularly delineated in the maps certified by the Speaker of the Provincial Council and deposited at the office of the Superintendent of Otago.

Interpretation.

SCHEDULE.

- | | |
|--|-----------------------------------|
| 1. Balmoral Road District | 9. Portobello Road District |
| 2. Blueskin " | 10. Strath Taieri Survey District |
| 3. Clutha " | 11. Tokomairiro Road District |
| 4. Crichton and Matau " | 12. Waipahee Survey " |
| 5. Makarewa " | 13. Waiholo Road " |
| 6. North-East Valley and
Halfway Bush Road District | 14. Kakanui " |
| 7. Otepopo Road District | 15. Shotover Survey " |
| 8. Peninsula " | 16. Aparima Road " |

1. *Balmoral Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 3a. 1r. 0lp. more or less being a road line situate in the Waitahuna West Survey District: bounded towards the north by sections numbered 35 and part 84 block I six thousand five hundred and twenty-three (6523) links more or less and towards the south by sections numbered 1 and part 27 block II six thousand five hundred and twenty-three (6523) links more or less.

(2.) All that area in the Province of Otago containing by admeasurement 2a. 1r. 24p. more or less being a road line situate in the Waitahuna West Survey District: bounded towards the east by sections numbered 41 and 84 block I two thousand and fifty (2050) links more or less and towards the west by section numbered 35 block I two thousand seven hundred and fifty (2750) links more or less.

(3.) All that area in the Province of Otago containing by admeasurement 6a. 1r. 21p. more or less being a road line situate in the Waitahuna West Survey District: bounded towards the north-east by sections numbered 20 21 22 and part of 23 block I seven thousand two hundred and ten (7210) links more or less and towards the south-west by sections numbered 15 13 11 and part of 9 and a road line five thousand five hundred and eighty-five (5585) links more or less, excepting that portion which is crossed by the new District road.

(4.) All that area in the Province of Otago containing by admeasurement 3a. 3r. 17p. more or less being a road line situate in the Waitahuna West Survey District: bounded towards the north-west by section numbered 9 three thousand eight hundred and sixty (3860) links more or less and towards the south-east by sections numbered 10 and 11 block II three thousand eight hundred and sixty (3860) links more or less.

(5.) All that area in the Province of Otago containing by admeasurement 9a. 3r. 16p. more or less being a road line situate in the Waitahuna West Survey District: bounded towards the north-east by parts of sections numbered 2 and 3 block V nine thousand nine hundred (9900) links more or less and towards the north-west by other parts of said sections numbered 2 and 3 block V and 51 block I nine thousand eight hundred (9800) links more or less.

2. *Blueskin Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 2a. 2r. 36p. more or less being a road line situate in block I North Harbour and Blueskin Survey District: bounded towards the north-east by part of section numbered 23 two thousand (2000) links and 25 and part of 24 three thousand five hundred and sixty (3560) links more or less and towards the south-west by sections numbered 28 one thousand seven hundred (1700) links and 26 and part of 27 three thousand six hundred and fifty (3650) links more or less.

(2.) All that area in the Province of Otago containing by admeasurement 3a. 1r. 7p. more or less, being a road line situate in Block I., North Harbour and Blueskin Survey District, bounded towards the north-west by sections numbered 16 and 17, six thousand six hundred (6600) links more or less; and towards the south-east by section numbered 78, six thousand five hundred and eighty (6,580) links more or less.

(3.) All that area in the Province of Otago containing by admeasurement 0a. 1r. 17p. more or less being a road line situate in block I North Harbour and Blueskin Survey District bounded towards the north-east by part of the Sheep Wash Reserve four hundred and fifty (450) links more or less towards the north-west by part of section numbered 26 three hundred and forty (340) links more or less towards the south-east and south-west by other part of said Sheep Wash Reserve one hundred and ninety (190) links and two hundred and twenty-five (225) links more or less.

3. *Clutha Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 3a. 1r. 6p. more or less being a road line situate in the Clutha Survey District: bounded towards the north-east by sections numbered 16 block XXII and 11 block XVII six thousand five hundred and fifty (6550) links more or less and towards the south-west by sections numbered 11 and 12 block XVII six thousand five hundred and fifty (6550) links more or less.

4. *Crichton and Matau Road Districts.*

(1.) All that area in the Province of Otago containing by admeasurement 7a. 0r. 28p. more or less being a road line situate in the Hillend Survey District: bounded towards the south-west by sections numbered 1 2 3 4 5 and 6 block I Hillend eleven thousand nine hundred and sixty-one (11961) links more or less and towards the north-east by sections numbered 4 5 6 7 and 8 block X and 1 2 3 4 5 6 and part 7 block IX South Tuakitoto Survey District eleven thousand nine hundred and sixty-one (11961) links more or less.

(2.) All that area in the Province of Otago containing by admeasurement 2a. 3r. 01p. more or less being a road line situate in the South Tuakitoto Survey District: bounded towards the north-west by section numbered 1 block VIII four thousand six hundred (4600) links more or less and towards the south-east by section numbered 8 block IX four thousand six hundred (4600) links more or less.

(3.) All that area in the Province of Otago containing by admeasurement 2a. 2r. 04p. more or less being a road line situate in block VI Hillend Survey District: bounded towards the north-east by section numbered 1 two thousand six hundred and one (1601) links towards the south-east by other part of said section numbered 1 block VIII North Tuakitoto District one thousand five hundred and sixty (1560) links more or less towards the south-west by part of section numbered 23 block VI Hillend two thousand six hundred and sixty-one (2661) links and towards the north-west by section numbered 2 of 39 block VI one thousand six hundred (1600) links more or less.

(4.) All that area in the Province of Otago containing by admeasurement 7a. 0r. 36p. more or less being a road line situate in block VI Hillend Survey District: bounded towards the north-west by sections numbered 5 and 7 block VI fourteen thousand four hundred and sixty (14,460) links more or less and towards the south-east by sections numbered 6 and 15 block VI fourteen thousand four hundred and sixty (14,460) links more or less.

(5.) All that area in the Province of Otago containing by admeasurement 1a. 3r. 32p. more or less being a road line situate in block II Kaitangata Survey District: bounded towards the north-west by section numbered 6 and parts of 5

and 7 block IX North Tuakitoto District three thousand nine hundred (3900) links more or less and towards the south-east by part of section numbered 9 block II Kaitangata District three thousand nine hundred (3900) links more or less.

(6.) All that area in the Province of Otago containing by admeasurement 2 acres more or less being a road line situate in block II Kaitangata Survey District: bounded the north-west by sections numbered 9, 10 and part of 11 block IX North Tuakitoto District and section 3 block II Kaitangata four thousand (4000) links more or less and towards the south-east by sections numbered 4 6 and part of 7 block II Kaitangata four thousand (4000) links more or less.

(7.) All that area in the Province of Otago containing by admeasurement 0a. 1r. 12p. more or less being a road line situate in block II Kaitangata Survey District: bounded toward the north-west by part of section numbered 3 seven hundred (700) links more or less and towards the south-east by other part of said section numbered 3 six hundred (600) links more or less.

Matau Road District.

(1.) All that area in the Province of Otago containing by admeasurement 1a. 3r. 8p. more or less being a road line situate in the Hillend Survey District: bounded towards the south-west by section numbered 7 block I Hillend three thousand (3000) links more or less and towards the north-east by sections numbered 1 2 and 3 block X South Tuakitoto District three thousand (3000) links more or less.

5. Makarewa Road District.

(1.) All that area in the Province of Otago containing by admeasurement 5a. 3r. 22p. more or less being a road line situate in block III Winton Hundred: bounded towards the east by section numbered 100 Forest Hill Hundred five thousand eight hundred and eighty-eight (5888) links more or less and towards the west by sections numbered 29 and 33 block III Winton Hundred five thousand eight hundred and eighty-eight (5888) links more or less.

(2.) All that area in the Province of Otago containing by admeasurement 9a. 2r. 24p. more or less being a road line situate in block X New River Hundred: bounded towards the north-west by parts of sections numbered 44 43 42 39 40 69 61 and 62 nineteen thousand three hundred (19300) links more or less and towards the south-east by other parts of said sections numbered 44 43 42 39 40 60 61 and 62 nineteen thousand three hundred (19300) links more or less.

6. North-East Valley and Halfway Bush Road District.

(1.) All that area in the Province of Otago containing by admeasurement 1a. 0r. 4p. more or less being a road line situate in block XI North Harbour and Blueskin Survey District: bounded towards the north-east by part of section numbered 58 six hundred (600) links more or less and a road line seven hundred (700) links more or less and towards the south-west by part of section numbered 60 one thousand three hundred and fifty (1350) links more or less excepting that portion which is crossed by the deviation.

(2.) All that area in the Province of Otago containing by admeasurement 3a. 0r. 10p. more or less being a road line situate in the North Harbour and Blueskin District: bounded towards the north-east by sections numbered 1 and 2 block X three thousand eight hundred and forty (3840) links more or less and towards the south-west by sections numbered 1 2 3 4 5 and part of 6 block VIII and the Dunedin Town Belt three thousand eight hundred and forty (3840) links more or less.

Halfway Bush Road District.

(1.) All that area in the Province of Otago containing by admeasurement 2a. 1r. 16p. more or less being a road line situate in the Upper Kaikorai District: bounded towards the north-east by sections numbered 1 2 3 4 5 6 and 7 block VIII three thousand nine hundred and twenty (3920) links more or less and towards the south-west by sections numbered 3 4 5 6 7 8 14 and 13 block II three thousand nine hundred and twenty (3920) links more or less.

7. Otepopo Road District.

(1.) All that area in the Province of Otago containing by admeasurement 4a. 1r. 24p. more or less being a road line situate in the Otepopo Survey District: bounded towards the north-east by sections numbered 36 and 37 block V and 13 51 and 14 block VIII eight thousand eight hundred (8800) links more or less and towards the south-west by other parts of said sections numbered 36 and 37 block V and 13 51 and 14 block VIII eight thousand eight hundred (8800) links more or less.

(2.) All that area in the Province of Otago containing by admeasurement 3a. 1r. 16p. more or less being a road line situate in the Otepopo Survey District: bounded towards the north-east by sections numbered 51 and 36 block VIII and 13 and 39 block V six thousand seven hundred (6700) links more or less and towards the south-west by other parts of said sections numbered 51 and 36 block VIII and 13 and 39 block V six thousand seven hundred (6700) links more or less.

8. Peninsula Road District.

(1.) All that area in the Province of Otago containing by admeasurement 0a. 2r. 15p. more or less being a road line situate in the Otago Peninsula Survey District: bounded towards the north-west and south-west by parts of sections numbered 15 and 39 block I one thousand and ten (1010) links more or less and towards the south-east and north-west by parts of sections numbered 39 block I and 50 block III nine hundred and seventy-five (975) links more or less excepting that portion which is crossed by the new District Road.

(2.) All that area in the Province of Otago containing by admeasurement 3a. 1r. 17p. more or less being a road line situate in the Otago Peninsula Survey District: bounded towards the north-east and north-west by sections numbered 50 and 51 block III and 39 block I five thousand six hundred (5600) links more or less and towards the south-east and south-west by other part of said sections numbered 50 and 51 block III and 39 block I five thousand six hundred (5600) links more or less excepting that portion which is crossed by the new District Road.

(3.) All that area in the Province of Otago containing by admeasurement 0a. 1r. 10p. more or less being a road line situate in the Tomahawk Valley District: bounded towards the north-west by section numbered 40 five hundred (500) links more or less and towards the south-east by section numbered 20 and part of 19 five hundred and fifty (550) links more or less.

9. *Portobello Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 1a. 1r. 22p. more or less being a road line situate in the Portobello Bay Survey District: bounded towards the north-east by section numbered 19 block II Portobello and part of section 1 of 2 block V Otago Peninsula Survey District two thousand three hundred and twenty (2320) links more or less and towards the south-west by sections numbered 25 24 23 22 21 and part of 20 two thousand three hundred and twenty (2320) links more or less excepting that portion which is crossed by the new District Road.

10. *Strath Taieri Survey District.*

(1.) All that area in the Province of Otago containing by admeasurement 1a. 2r. 20p. more or less being a road line situate in block IX Strath Taieri District: bounded towards the north-west by part of section numbered 1 block IX one thousand six hundred and thirty (1630) links more or less and towards the south-east by other part of said section numbered 1 block IX one thousand six hundred and thirty (1630) links more or less.

11. *Tokomairiro Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 0a. 2r. 31p. more or less being a road line situate in the Tokomairiro Survey District: bounded towards the north-west by section numbered 7 block XXXVII one thousand one hundred and thirty (1130) links more or less and towards the south-east by section numbered 6 block XXXVI one thousand two hundred and ten (1210) links more or less excepting that portion which is crossed by the new District Road.

(2.) All that area in the Province of Otago containing by admeasurement 1a. 3r. 8p. more or less being a road line situate in block II Kaitangata Survey District: bounded towards the north-west by part of section numbered 4 one thousand one hundred and fifty (1150) links more or less and towards the south-east by other part of said section numbered 4 and a road line one thousand three hundred and fifty (1350) links more or less excepting that portion which is crossed by the new District Road.

(3.) All that area in the Province of Otago containing by admeasurement 1a. 1r. 0p. more or less being a road line situate in block II Kaitangata Survey District: bounded towards the north-west by part of sections numbered 3 and 4 two thousand five hundred (2500) links more or less and towards the south-east by other part of said section numbered 4 two thousand five hundred (2500) links more or less.

(4.) All that area in the Province of Otago containing by admeasurement 0a. 3r. 15p. more or less being a road line situate in block II Kaitangata Survey District: bounded towards the north-west by part of section numbered 3 one thousand seven hundred (1700) links more or less and towards the south-east by other part of said section numbered 3 one thousand seven hundred (1700) links more or less.

(5.) All that area in the Province of Otago containing by admeasurement 4a. 2r. 28p. more or less being a road line situate in block XXVII Tokomairiro District: bounded towards the north-east by sections numbered 219 220 221 222 and part of 223 seven thousand eight hundred (7800) links more or less towards the south-west by the Tokomairiro River seven thousand eight hundred (7800) links more or less.

12. *Waipakee Survey District.*

(1.) All that area in the Province of Otago containing by admeasurement 2a. more or less being a road line situate in block VII Waipakee Survey District: bounded towards the north-east by part of section numbered 12 and a road line two thousand (2000) links more or less and towards the south-west by other part of said section numbered 12 two thousand and fifty (2050) links more or less.

13. *Waihola Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 4a. 1r. 24 p. more or less, being a road line situate in block I. Clarendon Survey District: bounded towards the north-west by sections numbered 1 2 3 4 5 and 6 block XX, and part of section 1 block XXI, Waihola District, eight thousand eight hundred and four (8,804) links more or less; and towards the south-east by sections numbered 2 of 2 1 of 2 3 of 2 3 4 5 6 and part of 1 of 7, block I, Clarendon District, eight thousand eight hundred and four (8,804) links more or less.

14. *Kakanui Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 1a. 0r. 38 p. more or less, being a road line situate in block IV., Oamaru Survey District: bounded towards the north by parts of sections numbered 37 and 46, two thousand four hundred and seventy-seven (2,477) links more or less, and towards the south by other parts of said sections numbered 37 and 46, two thousand four hundred and seventy seven (2,477) links, more or less.

15. Shotover Survey District.

(1.) All that area in the Province of Otago, containing by admeasurement 1a. 2r. 25 p. more or less, being a road line situate in block II, Shotover District, bounded towards the north-east by part of sections numbered 52 34 35 36 and 30 three thousand three hundred and twenty-five (3,325) links more or less, and towards the south-west by other parts of said sections, numbered 62 34 35 36 33 and 30, three thousand three hundred and fifty (3350) links more or less.

(2.) All that area in the Province of Otago, containing by admeasurement 2a. 3r. 39 p. more or less, being a road line situate in block II, Shotover District, bounded towards the north-east by parts of sections numbered 11 12 13 14 15 16 17 18 and 19, five thousand nine hundred and eighty-seven (5,987) links more or less, and towards the south-west by other parts of said sections, numbered 11 12 13 14 15 16 17 18 and 19, five thousand nine hundred and eighty-seven (5,987) links, more or less.

16. Aparima Road District.

(1.) All that area in the Province of Otago containing by admeasurement 2a. 3r. 38p. more or less being a road line situate in block IX Jacob's River Hundred District: bounded towards the north-east by part of section numbered 23 two thousand eight hundred and eighty (2880) links more or less and towards the south-west by other part of said section numbered 23 three thousand one hundred and two (3102) links more or less.

(2.) All that area in the Province of Otago containing by admeasurement 4a. more or less being a road line situate in block IX Jacob's River Hundred District: bounded towards the north by section numbered 32 four thousand (4000) links more or less and towards the south by other part of said section numbered 32 four thousand (4000) links more or less.

(3.) All that area in the Province of Otago containing by admeasurement 4a. 2r. 32p. more or less being a road line situate in block VI Jacob's River Hundred District: bounded towards the north-east by parts of sections numbered 25 and 26 four thousand seven hundred (4700) links more or less and towards the south-west by other parts of said section No. 25 four thousand seven hundred (4700) links more or less.

(4.) All that area in the Province of Otago containing by admeasurement 9a. 2r. 26p. more or less being a road line situate in the Jacob's River Hundred District: bounded towards the north by sections numbered 1 2 and 12 block IV, nine thousand six hundred and thirty-six (9636) links more or less and towards the south by sections numbered 1 and 34 block III, nine thousand six hundred and ninety (9690) links more or less.

(5.) All that area in the Province of Otago containing by admeasurement 2a. Or. 12p. more or less being a road line situate in block VI. Jacob's River Hundred District: bounded towards the north-west by sections numbered 54 and 59 four thousand one hundred and sixty-one (4161) links more or less and towards the south-east by sections numbered 25 and 26 four thousand one hundred and forty-nine (4149) links more or less.

DUNEDIN, NEW ZEALAND:

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ROADS DIVERSION ORDINANCE (NO. 2), 1874.

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

SESSION XXXIII. No. 458.

ANALYSIS.

- | | |
|--|---|
| <p>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, &c.
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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 or Portions of Roads passed. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS 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 so stopped up was laid out or passed: And whereas in making 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 maps hereinafter mentioned 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 Preamble.

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 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 or portions of roads passed :

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

Short Title.

1. This Ordinance may be cited and referred to as the " Roads Diversion Ordinance (No. 2) 1874."

Superintendent authorised to stop up certain portions of roads.

2. 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 maps and are therein coloured red : Provided that such power shall be exercised within twelve months from and after the time when this Ordinance shall receive the Governor's assent.

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

3. Before any of the roads or any portions 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 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 objections 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 publication of the said notice a copy of the 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 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 road 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.

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

4. At the expiration of the 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 road 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.

(3.) All that area in the Province of Otago containing by admeasurement 25a. 3r. 8p. more or less being a road line situate in the Lindhurst Survey District : bounded towards the north by sections numbered 15 and 50 twenty-five thousand eight hundred (25,800) links more or less and towards the south by sections numbered 21 and 52 twenty-five thousand eight hundred (25,800) links more or less except those portions which are crossed by the new district roads.

(4.) All that area in the Province of Otago containing by admeasurement 14a. 1r. 16p. more or less being a road line situate in the Lindhurst and Lothian Survey Districts : bounded towards the north-east by sections numbered 26 21 and 22 fourteen thousand three hundred and fifty (14350) links more or less and towards the south-west by sections numbered 26 15 and 20 fourteen thousand three hundred and fifty (14,350) links more or less.

(5.) All that area in the Province of Otago containing by admeasurement 4a. 2r. 32p. more or less being a road line situate in block III. Lothian Survey District : bounded towards the east by section numbered 15 four thousand seven hundred (4700) links more or less and towards the west by sections numbered 16 19 and 20 four thousand seven hundred (4700) links more or less.

(6.) All that area in the Province of Otago containing by admeasurement 5a. 0r. 5 p. more or less being a road line situate in Mabel Survey District : bounded towards the east by part of block numbered LIX. five thousand and thirty-one (5031) links more or less and towards the west by part of block numbered XXXVI. five thousand and thirty-three (5033) links more or less.

2. *Glenledi Road District.*

(1.) All that area in the Province of Otago containing by admeasurement 4a. 0r. 21p. more or less being a road-line situate in the Akatore Survey District : bounded towards the north-east by parts of sections numbered 18 1 of 20 2 of 20 and 21 block I and 1 block VII eight thousand three hundred (8300) links more or less and towards the south-west by other parts of said sections numbered 18 1 of 20 2 of 20 and 21 Block I and 1 block VII eight thousand two hundred (8200) links more or less except those portions that are crossed by the district road.

(2.) All that area in the Province of Otago containing by admeasurement 5a. 1r. 17p. more or less being a road-line situate in the Akatore Survey District : bounded towards the north-east south-east and south-west by parts of sections numbered 31 block VIII and 28 27 and 29 block IV five thousand one hundred and fifty (5150) links more or less towards north-west north-east and south-west by other parts of sections numbered 28 and 29 block IV and section 30 block VIII five thousand five hundred and sixty (5560) links more or less except that portion which is crossed by the new district road.

(3.) All that area in the Province of Otago containing by admeasurement 0a. 1r. 714p. more or less being a road-line situate in the Akatore Survey District : bounded towards the north by part of section numbered 30 block VIII seven hundred and fifty (750) links more or less towards the south by part of section numbered 28 block IV seven hundred (700) links more or less.

(4.) All that area in the Province of Otago containing by admeasurement 0a. 2r. 27p. more or less being a road-line situate in the Akatore Survey District : bounded on both sides by section numbered 21 block IX six hundred and twelve (612) links more or less.

(5.) All that area in the Province of Otago containing by admeasurement 0a. 0r. 24p. more or less being a road-line situate in the Akatore Survey District : bounded towards the north-east by part of section numbered 10 block IX three hundred (300) links more or less and towards the south-west by a road-line three hundred (300) links more or less.

(6.) All that area in the Province of Otago containing by admeasurement 0a. 1r. 8p. more or less being a road-line situate in the Akatore Survey District : bounded towards the north-east by part of section numbered 13 block V six hundred (600) links more or less and towards the south-west by a road-line six hundred (600) links more or less.

3. *North-east Valley Road District.*

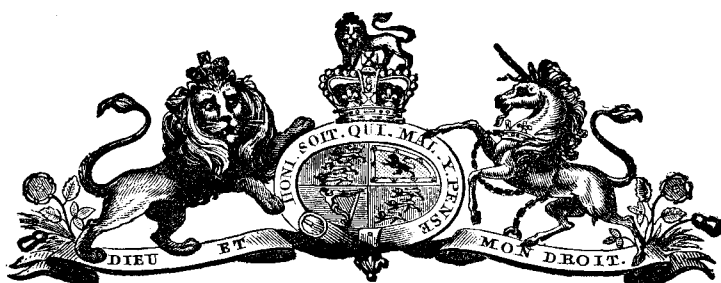
(1.) All that area in the Province of Otago, containing by admeasurement 2a. 1r. 12 poles more or less, being a road line situate in block VIII., North Harbor and Blueskin Survey District : bounded towards the north-west by parts of sections numbered 8, 16, and 35, four thousand six hundred and fifty (4,650) links, more or less, and towards the south-east by other parts of said sections, numbered 8, 16, and 35, four thousand six hundred and fifty (4,650) links, more or less.

4. *Greenvale Survey District.*

1. All that area in the Province of Otago containing by admeasurement 2a. 0r. 09. poles, more or less, being a road line situate in Block I, Greenvale Survey District, bounded towards the north by sections numbered 36, 46, 41 and 47 Block I, Greenvale, four thousand one hundred and thirteen (4113) links) more or less and towards the south by section numbered 11 and part of 10, Block XV, Glenkenich, four thousand one hundred and thirteen (4113) links more or less.

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CASTLE STREET DIVERSION ORDINANCE, 1874.

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

SESSION XXXIII. No. 459.

ANALYSIS.

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| <p>Title.
Preamble.
1. Short Title.
2. Superintendent authorised to stop up a certain portion of public street.
3. Sixty days' notice of intention to stop up to be given, &c.
4. After expiration of notice, Superintendent to determine whether the portion of the public street shall be stopped up.</p> | <p>5. Superintendent authorised to contract for the sale, &c., of land over which stopped up portion of public street passed.
6. Superintendent empowered to exchange land.
7. Map of portion of public street to be deposited.
8. Interpretation.
Schedule.</p> |
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An Ordinance to authorise and empower the Superintendent of Otago to stop up a portion of a certain public street in the City of Dunedin in the Province of Otago and to Dispose of the Lands over which such portion of such public street passed. Title.

[RESERVED FOR THE SIGNIFICATION OF THE GOVERNOR'S PLEASURE THEREON, 15TH JUNE, 1874.]

WHEREAS 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 so stopped up was laid out or passed: And whereas in making a certain street in the City of Dunedin in the said Province of Otago it has been found that a certain portion of the said public street is from its situation or other causes unsuitable for the proper construction of a good public street: And whereas another public street on the map of the said City of Dunedin has been surveyed laid out and opened to the public in lieu of such portion of the said public street so found to be unsuitable: And whereas in consequence of the permanent streetway having been laid Preamble.

out over other lands the portion of the public street so found to be unsuitable for a good public street as aforesaid has become disused as a public street or thoroughfare and it is expedient that such portion of the said public street so disused should be stopped up and should cease to be a public street and thoroughfare and it is also expedient that the Superintendent should be empowered to sell exchange or otherwise dispose of the lands over which such portion of the said public street passed :

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

Short Title.

1. This Ordinance may be cited and referred to as the " Castle Street Diversion Ordinance 1874."

Superintendent authorised to stop up a certain portion of public street.

2. It shall be lawful for the Superintendent of Otago and he is hereby authorised and empowered to stop up all or any of such portion of the public street as is particularly described with regard to its situation course boundaries and admeasurements in the Schedule to this Ordinance annexed and is delineated on the map of the said City of Dunedin and is therein coloured red : Provided that such power shall be exercised within twelve months from and after the time when this Ordinance shall receive the Governor's assent.

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

3. Before the said portion of the said public street is 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 maps and describing in general terms the situation length and course of the said portion of the said public street intended to be stopped up and calling upon all persons objecting to the stopping up of such portion of such public street to state in writing any well grounded objections they may have to the stopping up of such portion of such public street 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 publication of the said notice a copy of the maps shall be deposited at one or more of the public schools in the said City of Dunedin 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 said portion of the said public street intended to be stopped up 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 is delineated the said portion of the said public street intended to be stopped up or copies thereof respectively.

After expiration of notice Superintendent to determine whether the portion of the public street shall be stopped up.

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

5. 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 the said portion of the said public street stopped up under the provisions of this Ordinance passed.

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

6. It shall be lawful for the Superintendent to exchange any of the said lands over which the said portion of the said public street 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 a new public street has been made in lieu of the said portion of the said public street stopped up under the provisions of this Ordinance so soon as the lands over which such new public street has been made shall have been conveyed to the Superintendent in exchange for any lands over which the stopped-up portion of the said public street passed and the lands so conveyed in exchange to the Superintendent shall be by the Superintendent dedicated to the public as a public street 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 a public street and highway.

Superintendent empowered to exchange land.

7. At all times after the passing of this Ordinance maps of the said portion of the said public street referred to in this Ordinance and which is 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 maps.

Map of portion of public street to be deposited.

8. 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 term "the maps" shall mean the map or maps or plan or plans bearing an inscription signed by the Speaker of the Provincial Council referring to this Ordinance and which map or maps or plan or plans are hereafter to be deposited in the office of the Superintendent of the Province of Otago: The term "the portion of the public street" shall mean the area mentioned in the Schedule to this Ordinance and particularly delineated in the maps certified by the Speaker of the Provincial Council and deposited at the office of the Superintendent of Otago.

Interpretation.

SCHEDULE.

All that area in the Province of Otago in the Colony of New Zealand containing by admeasurement two (2) roods and one (1) pole more or less situate in the City of Dunedin being parts of Castle-street and the Water of Leith on the map of the said City: bounded towards the north-west by sections numbered respectively 53 and 54 block XXIX. two hundred and thirty-five (235) links towards the east-south-east by other parts of Castle-street and the Water of Leith six hundred (600) links towards the west-south-west by sections numbered respectively 54A and 56 block XXIX. two hundred and thirty-five (235) links and towards the west-north-west by section numbered 55 block XXIX. two hundred (200) links.

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