

TARANAKI.



APPROPRIATION ORDINANCE, 1859.

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

SESSION VII., No. 1.

ANALYSIS.

Title.

Preamble.

1. Grant for services specified in Schedule.

2. Provision for certain expenditure in 1858.

3. Short Title.

AN ORDINANCE TO APPROPRIATE MONEY FOR THE PUBLIC SERVICE FOR THE PROVINCE OF TARANAKI FOR THE YEAR ENDING 31ST DECEMBER, 1859.

Title.

WHEREAS it is expedient to make provision for defraying the charge of the Provincial Government of the Province of Taranaki for the period of twelve calendar months commenced on the first day of January, 1859.

Preamble.

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

1. For defraying the charge of the Provincial Government of the said Province for the period of twelve calendar months commenced on the first day of January, 1859, and ending on the thirty first day of December in the same year there may be issued and applied out of the revenue of the said Province for the several purposes and services specified in the Schedule to this Ordinance the sum of six thousand six hundred and fifty eight pounds.

Grant for services specified in Schedule.

Provision for certain expenditure in 1858.

2. And whereas the hereinafter mentioned sums, amounting to ninety pounds and two shillings, were for the year 1858 under the Warrant of the Superintendent issued and applied to the purposes hereinafter mentioned in excess of any sums appropriated for such purposes, and whereas the said several expenditures were necessary to the public service.

Be it further enacted that the said several expenditures shall be deemed and taken to have been made under the authority of this Ordinance, and the Provincial Treasurer shall take credit for the said sums accordingly, that is to say,

Crown Lands Department.....	£11	15	4
Printing and Stationery.....	67	13	0
Eradication of Thistles		8	8
Armoury	10	5	0
	<hr/>		
	£90	2	0

Short Title.

3. This Ordinance may be cited for all purposes as the "Appropriation Ordinance, 1859."

E. L. HUMPHRIES,
Speaker.

Passed the Provincial Council the
twenty third day of February,
one thousand eight hundred
and fifty nine.

RICHARD CHILMAN,
Clerk to the Provincial Council.

Assented to on behalf of the Governor the ninth day of March, one thousand eight hundred and fifty nine.

G. CUTFIELD,
Superintendent.

SCHEDULE.

Showing the total expenditure authorised for the services herein specified during the year commenced the first day of January, 1859.

Superintendent's Department	£450
Executive Council	250
Provincial Treasury	200
Provincial Council	50
Public Lands and Surveys	760
Registration	162
Harbor Department	500
Police and Gaol Department	506
Miscellaneous	1330
Public Works	2150
Immigration	300
	<hr/>
	£6658

(3)

ESTIMATES.

REVENUE of the Province of Taranaki for the year ending 31st
December, 1859.

ASSETS on 31st December, 1858—

Cash in hand	£564	11	1
Messrs. L. Nash & Co.	138	4	10

Advances to be accounted for—

Waiwakaiho Bridge	915	0	0
Immigrants from Sydney	35	0	0

 1652 15 11
LIABILITIES on 31st December, 1858, under out-
standing Contracts and Engagements, covered
by Appropriation Ordinance, 1858—

Opening Bush Roads	63	0	0
Bridges and Culverts	210	0	0
Maintenance of Roads and Bridges	268	5	0
Messrs. J. Gladstone & Co.	18	13	6

 559 18 6

Unappropriated Balance on 1st January, 1859

 1092 17 5

TERRITORIAL—

In lieu of Land Fund	2200	0	0
----------------------	------	---	---

ORDINARY—

Contribution for Boat Service	300	0	0
Customs, 3-8ths of £5500	2062	10	0
Town Pound Fees and Fines	30	0	0
Licenses, Auctioneers'	120	0	0
Publicans'	240	0	0
Pasturage and Victoria Park	80	0	0
Registration Fees	100	0	0

 2932 10 0

INCIDENTAL—

Rent of Buildings	12	0	0
-------------------	----	---	---

 12 0 0

 £6237 7 5

EXPENDITURE of the Province of Taranaki for the year ending
31st December, 1859.

CIVIL—

Superintendent's Department—			
Superintendent	...	300	0 0
Clerk (also Clerk to Executive Council)	...	150	0 0
			<u>450 0 0</u>
Executive Council—			
Provincial Secretary	...	100	0 0
Treasurer	...	50	0 0
Attorney	...	100	0 0
			<u>250 0 0</u>
Provincial Treasury—			
Clerk (also Clerk to Provincial Council)	...	200	0 0
Provincial Council—			
Speaker	...	50	0 0
Clerk (also Clerk to Provincial Treasurer)	...	0	0 0
			<u>250 0 0</u>
Public Lands and Surveys—			
Commissioner of Crown Lands	...	200	0 0
Surveyor	...	220	0 0
“ Forage	...	50	0 0
Assistant Surveyors	...	120	0 0
Draughtsman	...	150	0 0
Cadet	...	20	0 0
			<u>760 0 0</u>
Registration—			
Registrar of Deeds	...	150	0 0
Rent	...	12	0 0
			<u>162 0 0</u>
Harbor—			
Harbor Master	...	200	0 0
Boatmen and Contingencies	...	300	0 0
			<u>500 0 0</u>
Police—			
Serjeant (also Poundkeeper and Serjeant-at-Arms)	...	120	0 0
Two Privates	...	144	0 0
Forage	...	26	0 0
			<u>290 0 0</u>
JUDICIAL—			
Gaol—			
Gaoler	...	96	0 0
Rations for Prisoners and Cooking	...	120	0 0
			<u>216 0 0</u>
PUBLIC PURPOSES—			
Eradication of Scotch Thistles	...	120	0 0
Charitable Aid	...	50	0 0
Rent of Offices	...	110	0 0
Printing and Stationery	...	200	0 0
Contingencies	...	250	0 0
Bonus for Direct Trade with Sydney	...	600	0 0
Waiwakaiho Bridge	...	1000	0 0
Opening Bush Roads	...	150	0 0
Bridges and Culverts	...	250	0 0
Distributable under Roads and Bridges Ordinance, 1858	...	300	0 0
Maintenance of Roads and Bridges	...	300	0 0
Armoury	...	150	0 0
			<u>3480 0 0</u>

£6,358 0 0

200 0 0

£ 6658 0 0*Immigration*

TARANAKI.



FURZE ORDINANCE, 1859.

IN THE TWENTY THIRD YEAR OF THE REIGN OF HER MAJESTY QUEEN VICTORIA.

SESSION VIII., No. 3.

ANALYSIS.

Title.

Preamble.

1. Penalty on Furze.
2. New offence if Furze continued after conviction.
3. Superintendent empowered to authorise removal of Furze.
4. Liability of adjoining occupiers.

5. Limits of Town within which Ordinance in force. May be enlarged.

6. Proceedings under Ordinance to be instituted by Armed Police.

7. Operation of Ordinance.

8. Short Title.

Schedule.

AN ORDINANCE TO IMPOSE A PENALTY ON THE GROWTH OF FURZE WITHIN THE TOWN OF NEW PLYMOUTH.

Title.

WHEREAS the use of Furze as a fence, and the growth thereof generally within the Town of New Plymouth, is attended with danger to the said Town.

Preamble.

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

1. Every occupier of land within the limits hereinafter described who shall plant, or cause or suffer to be planted, or to grow thereon or along the boundary thereof, any fence or bush of Furze, shall forfeit and pay for every such offence the sum of £1.

Penalty on Furze.

2. If any person, after the expiration of seven days from his conviction for such offence, shall suffer the said fence or bush to continue growing on the tenement in respect of which such his prior conviction took place, he shall be deemed to have committed a new offence.

New offence if Furze continued after conviction.

Superintendent empowered to authorise removal of Furze.

3. It shall be lawful for any person, with the authority and on behalf of the Superintendent, to enter on any land within the said limits on which Furze may be growing, and to destroy or remove the same; and the expense of such destruction or removal shall be summarily recoverable in the Court of the Resident Magistrate.

Liability of adjoining occupiers.

4. Where any fence affected by this Ordinance divides two holdings, the occupiers of both holdings shall be liable in respect thereof, and the expense of removing such fence shall be shared between the occupiers of such adjoining holdings in equal proportions.

Limits of Town within which Ordinance in force. May be enlarged.

5. The limits within which this Ordinance shall have force are described in the schedule hereto. Provided that it shall be lawful for the Superintendent, with the consent of the Provincial Council, to extend or otherwise alter such limits from time to time as he may think fit.

Proceedings under Ordinance to be instituted by Armed Police.

6. No information under any of the provisions of this Ordinance shall be laid by any other persons than members of the Armed Police Force.

Operation of Ordinance.

7. This Ordinance shall come into force on the 1st October, 1860.

Short Title.

8. The short title of this Ordinance shall be the "Furze Ordinance, 1859."

Schedule.

SCHEDULE.

LIMITS REFERRED TO:

A line commencing at the sea beach at the end of Queen street, thence along the sea beach to the Kawau Pa Reserve, thence along the western, southern, and eastern boundaries thereof to the sea beach, thence along the sea beach to Gover street, thence along Gover street to Leach street, thence along Leach street and Vivian street to Robe street, thence along Robe street, the Market Place, and Queen street to the sea beach, including the hedges on both sides of the before-named streets.

E. L. HUMPHRIES,
Speaker.

Passed the Provincial Council the
fifth day of October, one thousand eight hundred and fifty
nine.

RICHARD CHILMAN,
Clerk to the Provincial Council.

Assented to on behalf of the Governor the seventh day of October,
one thousand eight hundred and fifty nine.

G. CUTFIELD,
Superintendent.

TARANAKI.



APPROPRIATION ORDINANCE,
1862.

IN THE TWENTY FIFTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 11.

ANALYSIS.

Title.	for 12 months ending 31st December, 1862.
Preamble.	2. Short Title.
1. Grant for services specified in Schedule	Schedule.

AN ORDINANCE TO APPROPRIATE MONEY FOR THE PUBLIC SERVICE FOR THE PROVINCE OF TARANAKI FOR THE YEAR ENDING 31ST DECEMBER, 1862. Title.

WHEREAS it is expedient to make provision for defraying the charge of the Provincial Government of the Province of Taranaki, for the period of twelve months commenced on the 1st day of January, 1862. Preamble.

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

1. For defraying the charge of the Provincial Government of the said province for the period of twelve months commenced on the 1st day of January, 1862, and ending on the 31st day of December, in the same year, there may be issued and applied out of the Revenue of the said province for the several purposes and services specified in the Schedule to this Ordinance, the sum of Nine thousand eight hundred and seven pounds, twelve shillings and ten pence. Grant for services specified in Schedule for 12 months, ending 31st December, 1862.

2. The short Title of this Ordinance shall be the "Appropriation Ordinance, 1862." Short Title.

Schedule.

SCHEDULE

Showing the total expenditure authorised for the services herein specified, during the year commenced the 1st day of January, 1862.

Superintendent's Department	£589	2	3
Provincial Council	176	10	7
Provincial Treasury	425	0	0
Provincial Secretary	155	0	0
Provincial Attorney	100	0	0
Public Lands and Surveys	790	0	0
Harbor Department	3425	0	0
Police	395	0	0
Inspector of Brands	311	0	0
Gaol	246	0	0
Weights and Measures	25	0	0
Public purposes	2870	0	0
Repayment of portion of loan for erection of Waiwakaiho Bridge	300	0	0
		<hr/>	
	£9807	12	10

TARANAKI.



CATTLE OWNERSHIP
ORDINANCE, 1862.

IN THE TWENTY FIFTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 9.

ANALYSIS.

Title.	7. Returns to be made.
Preamble.	8. Persons may be summoned and examined.
1. Commissioners under Ordinance.	9. Appointment of Inspectors.
2. Appointment of new Commissioners.	10. Disposal of cattle in certain cases.
3. Quorum.	11. Regulations to be framed.
4. Meetings.	12. Indemnity to persons acting under Or-
5. Appointment of Clerk.	dinance.
6. Ownership in cattle and disposal thereof to be ascertained.	13. Short Title.

AN ORDINANCE FOR ASCERTAINING THE OWNERSHIP OF CATTLE AND OTHER ANIMALS IN THE PROVINCE OF TARANAKI. Title.

WHEREAS owing to the dispersion of the Live Stock of the settlers of the Province of Taranaki consequent on the disturbances in the said Province, it is expedient to ascertain, as far as possible, the ownership and disposal of such Stock. Preamble.

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

1. The following persons shall be Commissioners for carrying this Ordinance into effect, viz. :—W. Halse, Esq., H. A. Atkinson, Esq., G. R. Burton, Esq., and they shall be styled the "Cattle Ownership Commissioners." Commissioners under Ordinance.

2. If from illness, absence or other unavoidable cause, one or more of the Commissioners should be prevented from acting, the Superintendent may, if he judge it necessary, with the approval of the Provincial Council, appoint one or more Commissioners as the case may be (such appointment to be notified in the *Government* Appointment of new Commissioners.

Gazette) who shall exercise the powers conferred by this Ordinance until the first named Commissioner or Commissioners whom he or they replace are enabled to resume his or their office.

Quorum.

3. Any two of the Commissioners shall be a quorum.

Meetings.

4. The Commissioners shall meet at such times and places and regulate their proceedings in such manner as they shall from time to time provide by regulations to be made in manner hereinafter directed.

Appointment of Clerk.

5. The Superintendent shall from time to time appoint such clerks and other persons to assist the Commissioners, and may from time to time remove such persons as he may think fit.

Ownership in cattle and disposal thereof to be ascertained.

6. The Commissioners shall in such manner as to them shall seem fit, enquire and ascertain what number of horses, neat cattle, or sheep, were owned or possessed by any person within the Province of Taranaki, at any term between the 22nd day of February, 1860, and the day of the making any such enquiry, and all the increase thereof, and of all sales, losses, deaths, and other disposal of such cattle, horses, and sheep, and all other matters and things which in the judgment of the Commissioners shall be material for ascertaining the ownership and disposal thereof; and also they shall enquire and ascertain as to all horses, cattle, and sheep, the ownership whereof cannot be determined.

Returns to be made.

7. The Commissioners shall have power to require all persons to make such Returns, and to give such information in writing or otherwise in such form as they shall think requisite, for enabling them to make and prosecute such enquiries.

Persons may be summoned and examined.

8. They may summon persons before them, and examine them on affidavit or oath or otherwise, touching the matters aforesaid; any person refusing to attend, be sworn or make affirmation, shall be liable to a penalty of £20 to be recovered by summary proceedings.

Appointment of Inspectors.

9. The Commissioners may appoint persons to inspect any such cattle, horses, or sheep, and if any shall be found or come to the knowledge of such Inspectors, the ownership whereof shall not in the judgment of the Inspectors be satisfactorily known or ascertained, may cause the same to be driven to some convenient place in the said Province, with power to take and use such means for the safer custody and keeping thereof, as they shall think right.

Disposal of cattle in certain cases.

10. And the Commissioners shall have power to order the same to be delivered to such person as in their judgment shall appear to be the true owner thereof, or otherwise dispose of them as they in their judgment shall think fit, and as to any such cattle, horses, and sheep, the ownership whereof shall not in the judgment of the Commissioners be known, or capable of being ascertained shall cause the same to be delivered over to the care and custody of the Superintendent of the Province, who shall have power to sell and dispose

(3)

thereof in such manner as he shall think fit, and the proceeds of all such sales shall be held subject to be disposed of as the Superintendent and Provincial Council of the said Province shall by any Ordinance to be made in that behalf direct.

11. The Commissioners shall have power to frame Regulations for the purpose of carrying this Ordinance into effect with the approval of the Superintendent, which Regulations being published in the *Government Gazette* of the said Province shall have the effect of law, and by such Regulations they may impose penalties on persons who shall infringe or not obey the same, not exceeding £20 for each offence to be recovered by summary proceedings.

Regulations to be framed.

12. The Commissioners and Inspectors and all persons acting in execution of the provisions of this Ordinance are hereby indemnified and saved harmless from loss against all actions, suits, claims, and demands on account thereof.

Indemnity to persons acting under Ordinance.

13. The short Title of this Ordinance shall be "The Cattle Ownership Ordinance, 1862."

Short Title.

GEORGE RUTT BURTON,
Speaker.

Passed the Provincial Council }
this twentieth day of Jan- } F. RONALDS,
uary, one thousand eight } Clerk to the Provincial Council.
hundred and sixty-two. }

Assented to on behalf of the Governor the thirty-first day of January, one thousand eight hundred and sixty-two.

CHARLES BROWN,
Superintendent.



TARANAKI.



SCOTCH THISTLE ORDINANCE,
1862.

IN THE TWENTY FIFTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 10.

ANALYSIS.

Title.	make order.
Preamble.	7. Amount of order to be a charge on the land.
1. Ordinance of Provincial Council, Session 3, No. 1, repealed.	8. Superintendent may advance money for purposes of Ordinance.
2. Penalty for allowing Scotch Thistles to grow on land after notice.	9. Superintendent may authorise persons to enter lands and destroy Thistles.
3. Penalty for allowing Thistles to grow on road after notice.	10. Advances of money made by Superintendent may be recovered.
4. Persons empowered to give notice.	11. Ordinance to remain in force until 30th June, 1862.
5. Notice to be published in newspaper in certain cases.	12. Short Title.
6. If Thistles not destroyed Justices may	Schedule.

AN ORDINANCE FOR THE BETTER PREVENTION OF THE GROWTH AND SPREAD OF THE SCOTCH THISTLE. Title.

WHEREAS it is expedient that an Ordinance enacted by the Superintendent of Taranaki with the advice and consent of the Provincial Council thereof in the third Session of the said Council intituled "An Ordinance to prevent the spread of the Scotch Thistle" be repealed, and that other provision be made for arresting the deterioration of the lands of the province by reason of the increase of the said weed. Preamble.

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

1. The said recited Ordinance shall be and the same is hereby repealed.

Ordinance of Provincial Council Session 3 No. 1 repealed.

2. Every person who shall neglect to eradicate or cut down the weed called the Scotch Thistle, growing on land in his occupation or owned by him, shall after seven days' notice in writing as

Penalty for allowing Scotch Thistles to grow on land after notice.

hereinafter provided be liable to be fined any sum not less than Five shillings or more than Thirty shillings for every day that such Thistles shall be permitted to grow.

Penalty for allowing Thistles to grow on road after notice.

3. The occupier or owner of any land abutting on a road who shall, after notice as aforesaid, permit the said weed to grow on the half of such road adjacent to his land and bounded by the middle line of the road, shall be liable to the like penalty as if he had suffered the said weed to grow on land in his tenure or possession.

Persons empowered to give notice.

4. It shall be lawful for the occupier or owner of land whose property is liable to be injured by the spread of such Thistle, or for any person the Superintendent may appoint for that purpose, to serve a notice in the form marked A in the Schedule hereto, by delivering the same personally or leaving the same at the last known residence of the person occupying or owning the land whereon such Thistles shall be growing.

Notice to be published in newspaper in certain cases.

5. In case such Thistles shall be growing upon unoccupied land, or upon land the ownership of which cannot be discovered, or the owner whereof is not resident in the province, it shall be lawful for the occupier or owner of the adjacent land, or for any person who shall be appointed by the Superintendent for that purpose to cause a notice in the form B in the Schedule hereto, to be published in two consecutive numbers of at least one newspaper within the province.

If Thistles not destroyed Justices may make order.

6. If the Thistles upon any such land shall not be eradicated or destroyed within ten days from the date of the first publication of such notice, it shall be lawful for the Resident Magistrate or any two Justices of the Peace, to make an order authorising any person or persons therein named to enter into or upon such land and eradicate or destroy all noxious Thistles growing thereon. And in case it shall be proved on oath to the satisfaction of any such Resident Magistrate or any two such Justices, that any costs and expenses have been incurred in and about such work, it shall be lawful for the said Resident Magistrate or Justices to make an order under his or their hands for the repayment of such costs and expenses to the person or persons who shall have incurred the same, which order shall be filed with the clerk of the Resident Magistrate's Court at New Plymouth.

Amount of order to be a charge on the land.

7. Any person who shall enter upon the occupation of any land in respect of which such order shall have been made as aforesaid, and continue in occupation thereof for one week after the amount so ordered to be paid shall have been demanded, shall be liable to pay the same to the person or persons named in such order, or to any one of them.

Superintendent may advance money for purposes of Ordinance.

8. It shall be lawful for the Superintendent to advance any sums of money out of any appropriation made for such purposes by the Provincial Council towards eradicating or destroying the said

weed growing upon

1. Waste lands of the Crown.
2. Public Roads, and lands held in trust for the public uses of the province.
3. Lands belonging to the aboriginal natives, except the title thereto shall have been derived from the Crown.
4. Land unoccupied, or land the ownership whereof cannot be ascertained, subject to recovery of the amount as herein provided.

9. It shall be lawful for the Superintendent to authorise any person or persons to enter upon any land for the purpose of ascertaining the existence of such Thistles therein, and eradicating or destroying the same, and no person when acting under such authority shall be deemed a trespasser.

Superintendent may authorise persons to enter lands and destroy Thistles.

10. All advances of money made from the Public Revenue of the province, as hereinbefore authorised, in enforcing the provisions of this Ordinance shall be sued for and recovered by the Provincial Treasurer or other person appointed by the Superintendent in that behalf.

Advances of money made by Superintendent may be recovered.

11. This Ordinance shall remain in force until the 30th day of June, 1862, and no longer.

Ordinance to remain in force until 30th June, 1862.

12. The short Title of this Ordinance shall be the "Scotch Thistle Ordinance, 1862."

Short Title.

SCHEDULE REFERRED TO.

A

Schedule.

To Mr.

Take notice that there are certain noxious Thistles growing upon land situate _____ in the _____ district, now in your occupation (or upon the half of the road adjacent to land situate _____ in the _____ district, now in your occupation), and that I am prepared on your application to point them out to you, and that unless you eradicate or destroy the same within ten days from the serving hereof I shall proceed against you under the provisions of the "Scotch Thistle Ordinance, 1862," for the penalty imposed by the said Ordinance.

Dated this _____ day of _____ 1862.

B

Whereas certain noxious Thistles are growing on land situate _____ in the _____ district, the owner of which land cannot be ascertained by me after reasonable enquiry (or is not resident in the province—or growing upon the half of the road adjacent to land situate _____ in the _____ district, the owner of which land cannot be ascertained by me after reasonable enquiry—or is not resident in the province).

(4)

This is to give notice that if the Thistles on such land (*or road*) are not eradicated or destroyed within the time limited by the "Scotch Thistle Ordinance, 1862," the said Thistles will be destroyed according to the provisions of the said Ordinance, and an order applied for to recover the expenses.

GEORGE RUTT BURTON,
Speaker.

Passed the Provincial Council }
this twentieth day of Jan- } F. RONALDS,
uary, one thousand eight } Clerk to the Provincial Council.
hundred and sixty-two. }

Assented to on behalf of the Governor the fourth day of
February, one thousand eight hundred and sixty-two.

CHARLES BROWN,
Superintendent.

TARANAKI.



SUSPENSION ORDINANCE, 1862.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 13.

ANALYSIS.

Title.	1. Operation of Ordinances Suspension Ordi-	2. Short Title.	nance, 1860, continued.
Preamble.			

AN ORDINANCE TO PROLONG THE OPERATION OF THE "ORDI- Title.
NANCES SUSPENSION ORDINANCE, 1860."

WHEREAS by the Ordinances Suspension Ordinance, 1860, the Preamble.
Superintendent is empowered to suspend the action of any of
the Ordinances therein specified or of any section or provision thereof
and it is therein provided that such Ordinance shall remain in force
till the end of the present session of the said Council and no longer.
And whereas it is expedient to prolong the operation of the said Or-
dinance beyond such period.

BE IT THEREFORE ENACTED by the Superintendent of the Pro-
vince of Taranaki with the advice and consent of the Provincial
Council thereof as follows :—

1. The said Ordinance and all Proclamations made and issued
under the authority thereof shall be and remain in force after the
expiration of the said session, and during the continuance of the
present Provincial Council of Taranaki. Operation of Ordi-
nances Suspension
Ordinance, 1860,
continued.

(2)

Short Title. 2. The short Title of this Ordinance shall be the "Suspension Ordinance, 1862."

GEORGE RUTT BURTON,
Speaker.

Passed the Provincial Council
the sixteenth day of May,
one thousand eight hundred
and sixty-two. } F. RONALDS,
Clerk to the Provincial Council.

Assented to on behalf of the Governor the second day of June,
one thousand eight hundred and sixty-two.

CHARLES BROWN,
Superintendent.

TARANAKI.



APPROPRIATION ORDINANCE,
1862.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 14.

ANALYSIS.

<p>Title. Preamble. 1. Grant for services specified in Schedule.</p>	<p>2. Short Title. Schedule.</p>
--	--------------------------------------

AN ORDINANCE TO APPROPRIATE MONEY FOR THE PUBLIC SERVICE FOR THE PROVINCE OF TARANAKI, FOR THE YEAR ENDING 31ST DECEMBER, 1862. Title.

WHEREAS it is expedient to make provision for defraying the charge of the Provincial Government of the Province of Taranaki for the period of twelve months commenced on the 1st day of January, 1862. Preamble.

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

1. For defraying the charge of the Provincial Government of the said Province for the period of twelve months commenced on the 1st day of January, 1862, and ending on the 31st day of December in the same year there may be issued and applied out of the Revenue of the said Province for the several purposes and services Grant for services specified in Schedule.

(2)

specified in the Schedule to this Ordinance the sum of Ten Thousand four hundred and five pounds two shillings and ten pence.

Short Title. 2. The short Title of this Ordinance shall be the "Appropriation Ordinance, 1862."

SCHEDULE

Schedule.

Showing the total expenditure authorised for the services herein specified during the year commenced the first day of January, 1862.

Superintendent's Department	£614	2	3
Provincial Treasury	375	0	0
Provincial Secretary	155	0	0
Provincial Attorney	100	0	0
Provincial Council	226	10	7
Public Land and Surveys	800	0	0
Harbor Department	3425	0	0
Police	395	0	0
Inspector of Brands and Scab, &c.	411	0	0
Gaol	446	0	0
Weights and Measures	25	0	0
Public Purposes	3132	10	0
Repayment of Loan	300	0	0
		<hr/>	
		10405	2 10

GEORGE RUTT BURTON,
Speaker.

Passed the Provincial Council }
this eighth day of May, } F. RONALDS,
one thousand eight hundred } Clerk to the Provincial Council.
and sixty-two. }

Assented to on behalf of the Governor this fourteenth day of
May, one thousand eight hundred and sixty-two.

CHARLES BROWN,
Superintendent.

T A R A N A K I.



COMPENSATION FOR ROADS ORDINANCE, 1862.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 16.

ANALYSIS.

Title.	persons named in Schedule.
Preamble.	2. Short Title.
1. Superintendent authorised to issue cash to	Schedule.

AN ORDINANCE TO EMPOWER THE SUPERINTENDENT TO ISSUE COMPENSATION FOR CERTAIN LINES OF ROAD. Title.

WHEREAS the lines of public road specified in the Schedule hereto have been for some time taken and made use of through the allotments and parcels of land described in the same Schedule with the consent of the owners of such land, and the compensation payable in respect thereof has been agreed upon, but not paid. *And whereas* the said lines of road have been delineated on a map constructed for that purpose, and deposited in the Office of the Commissioner of Crown Lands at New Plymouth in which map the said lines of road are colored pink. *And whereas* it is expedient that the Superintendent should be authorised to issue the compensation payable in respect of such roads. Preamble.

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

1. The Superintendent shall issue to the several persons named in the Schedule cash to the amount set opposite their respective names, and the same shall be payable out of the General Revenue of the Province. Superintendent authorised to issue cash to persons named in Schedule.

Short Title. 2. The short Title of this Ordinance shall be the "Compensation for Roads Ordinance, 1862."

Schedule.

SCHEDULE REFERRED TO.

Land of the width of 20 feet portion of Suburban allotment No. 28 running parallel with and forming part of Elliot Road, and increasing that Road 20 feet in width.

No. of Allotment.	Name of Owner.	Amount of Compensation.
28 (portion of)	Thomas Wheeler	£11 0 0

The Bayly Road of the width of 40 feet intersecting Suburban allotment No. 8 Grey District.

No. of Allotment.	Name of Owner.	Amount of Compensation.
8	William Bayly	£156 10 0

The Smart Road of the width of 66 feet intersecting Suburban allotment No. 204 Waiwakaiho District.

No. of Allotment.	Name of Owner.	Amount of Compensation.
204	J. P. Smart	£35 0 0

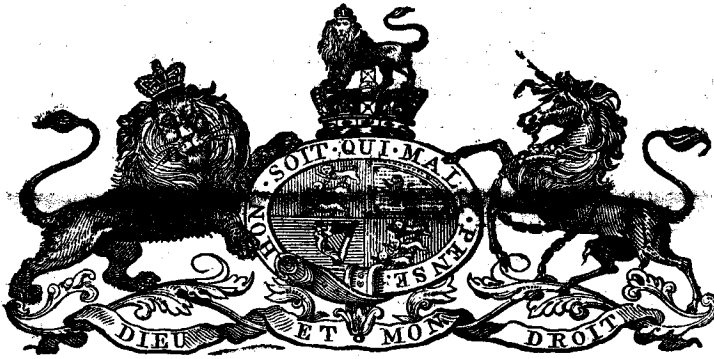
GEORGE RUTT BURTON,
Speaker.

Passed the Provincial Council
the twenty-eighth day of
May, one thousand eight
hundred and sixty-two. } F. RONALDS,
Clerk to the Provincial Council.

Assented to on behalf of the Governor the seventh day of
June, one thousand eight hundred and sixty-two.

CHARLES BROWN,
Superintendent.

T A R A N A K I.



THISTLE ORDINANCE, 1862.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION X., No. 19.

ANALYSIS.

Title.	Magistrate or Justices.
Preamble.	8. Land to be sold by auction.
1. Ordinance Session 3, No. 1, repealed.	9. Conveyance of land.
2. Penalty for allowing noxious Thistles, having seed, to grow upon land after notice.	10. Superintendent empowered to make advances of money towards eradicating Thistles on certain lands.
3. Penalty for allowing Thistles to grow on the half of road adjacent to land.	11. Power to Superintendent to authorise persons to enter upon land.
4. Notice to be given to occupier or owner of land.	12. Advances of public money how to be sued for and recovered.
5. Notice to be given when the land is unoccupied and owner not known, or not resident.	13. Ordinance to be proclaimed.
6. Expenses of cutting Thistles to be defrayed by sale of portion of land.	14. Short Title.
7. Portion of land to be set out by Resident	Schedule A. Schedule B.

AN ORDINANCE FOR THE BETTER PREVENTION OF THE GROWTH AND SPREAD OF NOXIOUS THISTLES. Title.

WHEREAS it is expedient that an Ordinance enacted by the Superintendent of the Province of Taranaki with the advice and consent of the Provincial Council thereof in the third Session of the said Council intituled "An Ordinance to prevent the spread of the Scotch Thistle" be repealed, and that other provision be made for arresting the deterioration of land in the Province by reason of the increase of noxious Thistles. Preamble:

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

1. The said recited Ordinance shall be and the same is hereby repealed. Ordinance; Session 3, No. 1 repealed:

Penalty for allowing noxious Thistles, having seed stems, to grow upon land after notice.

2. Every person who shall neglect to eradicate or cut down any noxious Thistles having seed stems, growing upon land in his occupation or owned by him shall after seven days' notice in writing as hereinafter provided be liable to be fined any sum not less than Five Shillings nor more than ~~Thirty Shillings for every day~~ that such Thistles shall be permitted to grow.

Penalty for allowing Thistles to grow on the half of road adjacent to land.

3. The occupier or owner of any land abutting on a road who shall, after notice as aforesaid, permit the said Thistles to grow on the half of such road adjacent to his land and bounded by the middle line of the road, shall be liable to the like penalty as if he had suffered the said Thistles to grow on land in his tenure or possession.

Notice to be given to occupiers or owners of land.

4. It shall be lawful for any person either in his own behalf or appointed by the Superintendent for that purpose, to serve a notice in the form marked A in the Schedule hereto, by delivering the same personally or leaving the same at the last known residence of the person occupying or owning the land whereon such Thistles shall be growing.

Notice to be given when the land is unoccupied or owner not known, or not resident.

5. In case such Thistles shall be growing upon unoccupied land, the ownership of which cannot be discovered, or the owner whereof is not resident in the Province, it shall be lawful for such informant either in his own behalf or appointed by the Superintendent for that purpose to cause a notice in the form B in the Schedule hereto, to be published in two consecutive numbers of at least one newspaper within the Province.

Expenses of cutting Thistles to be defrayed by sale of portion of land.

6. If such Thistles shall not be eradicated or destroyed within ten days from the date of the first publication of such notice, it shall be lawful for the Resident Magistrate or any two Justices of the Peace on application made by the informant to authorise the said Thistles to be eradicated or destroyed, and all expenses incurred shall be defrayed out of the proceeds of sale of a sufficient portion of the land.

Portion of land to be set out by Resident Magistrate or Justices.

7. Such sufficient portion shall be set out by the Resident Magistrate or Justices by whom the order shall have been made.

Land to be sold by Auction.

8. All land sold under the provisions of this Ordinance shall be disposed of by Public Auction, and the surplus proceeds of sale, if any, after satisfying the judgment of the Court and all costs and expenses, shall be paid to the defendant on his demand.

Conveyance of land.

9. A conveyance of the land so sold expressed to be made in pursuance of this Ordinance and signed by the Resident Magistrate having jurisdiction within the district in which the land is situate shall vest in the purchaser an absolute estate in fee simple free from incumbrances.

(3)

10. It shall be lawful for the Superintendent to advance any sums of money out of any appropriation made for such purposes by the Provincial Council towards eradicating or destroying the said Thistles growing upon

Superintendent empowered to make advances of money towards eradicating Thistles on certain lands.

1. Waste lands of the Crown.
2. Public roads, and lands held in trust for the public uses of the Province.
3. Land unoccupied the ownership whereof cannot be ascertained, or the owner whereof is not resident in the Province, subject to recovery of the amount as herein provided.

11. It shall be lawful for the Superintendent to authorise any person or persons to enter upon any land for the purpose of ascertaining the existence of such Thistles therein, and eradicating or destroying the same, and no person when acting under such authority shall be deemed a trespasser.

Power to Superintendent to authorise persons to enter upon land.

12. All advances of money made from the Public Revenue of the Province, as hereinbefore authorised, in enforcing the provisions of this Ordinance shall be sued for and recovered by the Provincial Treasurer or other person appointed by the Superintendent in that behalf.

Advances of public money how to be sued for and recovered.

13. The Superintendent whenever it shall appear to him expedient to do so, may by proclamation declare that this Ordinance shall come into operation within any district, and by the same proclamation declare the limits thereof. And also by proclamation to extend, contract, or alter the boundaries of any such districts, and to revoke the notice by which any such districts shall have been constituted.

Ordinance to be proclaimed.

14. The short Title of this Ordinance shall be the "Thistle Ordinance, 1862."

Short Title.

SCHEDULE REFERRED TO.

A

Schedule A.

To Mr.

Take notice that there are certain noxious Thistles having seed stems, growing upon land in the _____ district, now in your occupation (or owned by you or upon the half of the road adjacent to land in the _____ district, now in your occupation or owned by you), and that I am prepared to point them out to you, and that unless you eradicate or destroy the same within seven days from the serving hereof I shall proceed against you under the provisions of the "Thistle Ordinance, 1862," for the penalty imposed by the said Ordinance.

Dated this

day of
(Signed)

186
A. B.

(4)

Schedule B.

B

Whereas certain noxious Thistles having seed stems are growing on allotment No. in the district, the owner of which land cannot be ascertained by me after reasonable enquiry (or is not resident in the Province—or growing upon the half of the road adjacent to allotment No. in the district, the owner of which land cannot be ascertained by me after reasonable enquiry—or is not resident in the Province).

This is to give notice that if the Thistles are not eradicated or destroyed within the time limited by the "Thistle Ordinance, 1862," the said Thistles will be destroyed according to the provisions of the said Ordinance, and an order applied for to recover the expenses by distress or sale of the land liable for the same.

Dated this day of 18
(Signed) A. B.

W. M. CROMPTON,
Speaker.

Passed the Provincial Council }
the eleventh day of August, } J. B. LAWSON,
one thousand eight hundred } Clerk to the Provincial Council.
and sixty-two. }

Assented to on behalf of the Governor the sixteenth day of
August, one thousand eight hundred and sixty-two.

CHARLES BROWN,
Superintendent.

T A R A N A K I.



LOAN ORDINANCE, 1863.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XI., No. 2.

ANALYSIS.

Title.	
Preamble.	dition of their losses.
1. Superintendent empowered to raise loan.	6. Minimum sum for which debentures may be issued.
2. Loan to be secured by debentures.	7. Ordinance not to affect "Loan Ordinance, 1857," "Loan Ordinance, 1862" and "Loan Amendment Ordinance, 1862."
3. Debentures payable at expiration of 10 years from date.	8. Short Title.
4. Money borrowed to be a charge on general Revenue of the Province.	Schedule.
5. Persons may receive debentures in liquida-	

AN ORDINANCE TO AUTHORISE THE SUPERINTENDENT OF TARANAKI TO RAISE A LOAN NOT EXCEEDING £50,000 BY THE ISSUE OF DEBENTURES.

Title.

WHEREAS by an Act of the General Assembly of New Zealand, intituled the "Loan Act, 1862," it is amongst other things enacted that a sum not exceeding £200,000 shall be raised to assist in the execution of such measures as the Governor acting with the advice of his Executive Council may adopt for the permanent reinstatement of the settlement and inhabitants of Taranaki.

Preamble.

And whereas individual losses of the settlers of Taranaki have been estimated at £189,000 on the basis of the award of Mr. Commissioner Sewell appointed under "The Taranaki Relief Commission."

And whereas in accordance with the provisions of "The New Zealand Loan Act, 1860," the sum of £25,000 has been applied towards the relief of the said settlers.

And whereas it has been resolved by the Governor in Council among other measures for the reinstatement of the said settlement and inhabitants of Taranaki, that £120,000 of the said loan of

£200,000 shall be applied in liquidation of the losses of the said settlers, provided that £44,000, balance of the said sum of £189,000, be contributed by the Province of Taranaki, to be raised by issue of debentures, the interest on the said debentures being made chargeable for 5 years upon the said sum of £200,000.

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

Superintendent empowered to raise loan.

1. It shall be lawful for the Superintendent to borrow a sum not exceeding in amount the sum of £50,000 upon the security of the General Revenue of the Province to be applied towards reinstating the settlers of Taranaki by liquidating the losses aforesaid.

Loan to be secured by debentures.

2. The Superintendent shall issue debentures in the form and to the effect prescribed in the schedule hereto for the sums borrowed, and such sums shall bear interest from the date of the said debentures securing the same at a rate not exceeding 7 per centum per annum.

Debentures payable at expiration of 10 years from date.

3. The debentures to be issued under this Ordinance shall be payable at the expiration of 10 years, from the date of the same.

Money borrowed to be a charge on general Revenue of the Province.

4. All money borrowed under the authority of this Ordinance, and all interest thereon, shall be made a charge upon the General Revenue of the Province.

Persons may receive debentures in liquidation of their losses.

5. Persons who may desire to have any portion or the whole of their losses liquidated in debentures under this Ordinance shall be entitled to the same. Provided always that should there be application for more than £50,000 worth of debentures, applicants shall then only be entitled to the amount applied for pro rata.

Minimum sum for which debentures may be issued.

6. No debenture issued under the authority of this Ordinance shall be for a less sum than £50.

Ordinance not to affect "Loan Ordinance, 1857," "Loan Ordinance, 1862," and "Loan Amendment Ordinance, 1862."

7. Nothing in this Ordinance shall prejudice, vary, or affect any security granted under the provisions of the "Loan Ordinance, 1857," "Loan Ordinance, 1862," and "Loan Amendment Ordinance, 1862."

Short Title.

8. The short title of this Ordinance shall be the "Loan Ordinance, 1863."

(3)

SCHEDULE.

Schedule.

DEBENTURE.

New Plymouth, New Zealand.

No. Debenture for _____ this day paid
 by In consideration of the sum of _____ to the Provincial Treasurer of the
 Province of Taranaki in the Colony of New Zealand, I hereby de-
 clare that the same sum with interest thereon at the rate of _____ per
 centum per annum from the date hereof is charged upon the General
 Revenue of the Province under the authority of the Provincial Ordi-
 nance intituled the "Loan Ordinance, 1863."

I further declare that the principal sum hereby secured is re-
 payable at the expiration of 10 years from the date hereof, and that
 the interest thereon is payable half yearly on the _____ day of
 and the _____ day in every year at

Given under my hand at New Plymouth this _____ day of
 18 _____

Provincial Secretary.

Superintendent.

 W. M. CROMPTON,
 Speaker.

Passed the Provincial Council)
 this twenty-sixth day of) J. B. LAWSON,
 March, one thousand eight) Clerk to the Provincial Council.
 hundred and sixty-three.)

This Ordinance was presented to me on the twenty-seventh
 day of March, one thousand eight hundred and sixty-three,
 and I hereby declare that I reserve the same for the signifi-
 cation of the Governor's pleasure thereon.

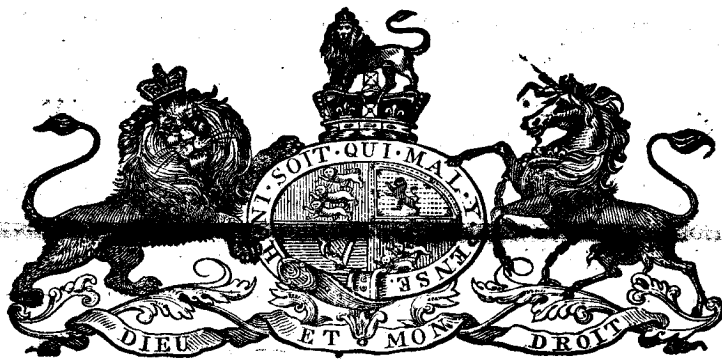
CHARLES BROWN,
 Superintendent.

I hereby assent to this Ordinance this thirteenth day of April,
 one thousand eight hundred and sixty-three.

G. GREY.



T A R A N A K I.



MILITARY OCCUPATION ORDINANCE, 1863.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XI., No. 3.

ANALYSIS.

Title.

Preamble.

1. Land may be taken for military purposes.
2. Price of land to be determined by arbitrators.
3. Circumstances under which sole power of determining price shall be exercised by the Government arbitrator.

4. Sites when no longer required for military purposes to be offered to the owner of the section of which the sites formed part.
5. Lands purchased for aforesaid purposes to vest in Her Majesty.
6. Awards to be made in writing.
7. Payments to be in cash.
8. Short Title.

AN ORDINANCE TO AUTHORISE THE APPROPRIATION OF LAND IN THE PROVINCE OF TARANAKI FOR MILITARY PURPOSES. Title.

WHEREAS it is expedient that authority should exist for taking and occupying land in the settled districts of the Province for purposes of military defence. Preamble.

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

1. It shall be lawful for the Governor, whenever it shall appear to him requisite, to cause any land not being Crown land nor Native Reserve land which now or at any time hereafter may be used or required as a military post or place of defence, to be occupied and taken at a valuation to be ascertained in manner hereinafter provided. Land may be taken for military purposes.

2. The price to be paid in respect of such land shall be ascertained and determined by 2 arbitrators, one to be appointed on Price of land to be determined by arbitrators.

behalf of the Government of New Zealand, and the other by the owner of the land taken, and such arbitrators (or an umpire appointed by them previous to their entering upon the arbitration) shall declare the price to be paid for such land.

Circumstances under which sole power of determining price shall be exercised by the Government arbitrator.

3. In default of the owner of land taken, agreeing to submit the question of price to arbitration, all the powers and authorities herebefore given to 2 arbitrators to decide the same shall and may be exercised by the arbitrator acting on behalf of the Government.

Sites when no longer required for military purposes to be offered to the owner of the section of which the sites formed part.

4. Sites purchased for military purposes when no longer required by the Government of New Zealand shall be offered to the then owner or owners of the section of which the sites formed part at a valuation to be ascertained in the same manner as is herebefore provided for determining the prices at which the same were purchased by the Government. In default of such owner or owners desiring to purchase the said sites then the same shall be sold or disposed of in such manner as the Government may deem expedient.

Lands purchased for aforesaid purposes to vest in Her Majesty.

5. Land purchased for the aforesaid purposes shall vest absolutely in Her Majesty, her heirs and successors in trust for purposes of military defence.

Awards to be made in writing.

6. Awards published under the authority of this Ordinance shall be made in writing under the hands of the arbitrators or umpire by whom the same shall be made.

Payments to be in cash.

7. All payments made under this Ordinance shall be in cash.

Short Title.

8. The short Title of this Ordinance shall be the "Military Occupation Ordinance, 1863."

WM. M. CROMPTON,
Speaker.

Passed the Provincial Council }
this thirtieth day of March, } JAMES B. LAWSON,
one thousand eight hun- } Clerk to the Provincial Council.
dred and sixty-three.

Assented to on behalf of the Governor the seventh day of April, one thousand eight hundred and sixty-three.

CHARLES BROWN,
Superintendent.

T A R A N A K I.



OMATA ROAD ORDINANCE, 1863.

IN THE TWENTY SIXTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XI., No. 4.

ANALYSIS.

Title.	5. Persons entitled to compensation for land taken for, and loss or injury occasioned by, road.
Preamble.	6. Compensation to be ascertained by appraisers.
1. Provisions of "New Roads Ordinance, 1862" not to apply to the line of road to be constructed under authority of this Ordinance.	7. Questions to be considered by appraisers.
2. The Superintendent empowered to construct the said road.	8. Compensation to be paid in cash.
3. Authority to surveyor and other persons to enter upon lands necessary in constructing road.	9. Valuations and appraisements to be in writing.
4. Road to be a public road and to vest in Superintendent.	10. Cost of valuation.
	11. Short Title.
	Schedule.

AN ORDINANCE TO CONSTRUCT THE OMATA ROAD IN THE PROVINCE OF TARANAKI. Title.

WHEREAS a new main line of road from the Town of New Plymouth to the Poutoko was determined upon and in part constructed before the passing of the "New Roads Ordinance, 1862." *And* it is expedient that special authority should be given to the Superintendent to complete the said road without reference to the said Ordinance. Preamble.

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

1. None of the provisions of the "New Roads Ordinance, 1862" shall apply to the said line of road but the same shall be taken and constructed under the authority of this Ordinance.

Provisions of "New Roads Ordinance, 1862," not to apply to the line of road to be constructed under authority of this Ordinance.

The Superintendent empowered to construct the said road.

2. It shall be lawful for the Superintendent to construct the said road through and between Town Belt allotment A in the FitzRoy district and Rural allotments numbered 25 in the Omata district, and through the other allotments particularized in the Schedule to this Ordinance, and to take all steps necessary for the construction and completion of the said road upon and across each of the said allotments according to the plans thereto annexed, or within a distance of half a chain on either side of such road.

Authority to surveyor and other persons to enter upon lands necessary in constructing road.

3. It shall be lawful for the Surveyor or Engineer engaged in the survey and construction of the said road, and all workmen and others acting under the authority of this Ordinance, to enter upon the said lands across which the said road is to be carried or within half a chain on either side thereof and survey and construct the same, and also to occupy and use temporarily any lands adjacent thereto in and about such work.

Road to be a public road and to vest in Superintendent.

4. The said road shall be a public road, and the fee simple of the soil thereof, free from all encumbrances, shall vest in the Superintendent, and devolve upon his successors in office in like manner as if the same had been duly granted to him by the Governor as a Public Reserve under the provisions of "The Public Reserves Act, 1854."

Persons entitled to compensation for land taken for, and loss or injury occasioned by, road.

5. All persons being owners of, or having any estate or interest in any lands taken for the said road, or in any lands entered upon and injured thereby shall be entitled to receive compensation for land taken, and loss or injury occasioned, to be ascertained in manner hereinafter provided.

Compensation to be ascertained by appraisers.

6. All claims for compensation arising under this Ordinance shall be ascertained and determined by two appraisers, one to be appointed by the Superintendent, on behalf of the Government, by notice in the *Government Gazette*, and the other by such person making the claim, and such appraisers (or an umpire to be appointed by them previous to their entering upon such appraisal) shall declare the amount of such valuation and injury. In default of any person preferring a claim within one year after the same shall have arisen by the passing of this Ordinance, the question and amount of compensation shall be decided by the said Government appraiser.

Questions to be considered by appraisers.

7. In determining the amount of compensation for land taken for the said road regard shall be had by the appraisers not only to the value of the land taken, and to any damage arising from the closing up or alteration of any rights of way affording access thereto, but also to any increase in the value of the adjacent land arising from such closing up or alteration.

Compensation to be paid in cash.

8. The compensation to be paid under the authority of this Ordinance shall be paid in cash under the provisions of the "Loan Ordinance, 1862."

9. All valuations and appraisements made and given as provided by this Ordinance shall be in writing under the hands of the appraisers or umpire by whom the same shall be made.

Valuations and appraisements to be in writing.

10. The cost and expenses attending such valuations and appraisements shall be paid in the first instance by the person in whose behalf the appraisal is made, and the amount thereof shall be included in the compensation to which such person shall be found entitled.

Costs of valuation.

11. The short Title of this Ordinance shall be the "Omata Road Ordinance, 1863."

Short Title.

o
SCHEDULE.

Schedule.

The road commences in Cutfield road in continuation of St. Aubyn-street, thence proceeds in a south-westerly direction through Town Belt allotment A., thence crossing the Belt road in the same direction through allotment No. 43, the Mission Station and crossing Bayly road through Native Reserve No 1. and allotment No 6. to Barrett road, thence following the course of Barrett road through the allotment last described, and allotments Nos. 5. and 13., fifty-three chains thence in a southerly direction through the allotment last described, crossing the Paritutu line, through allotment No 3. to Omata road, thence following the course of Omata road through the allotment last described and allotments Nos 40, 7, and 21, to Allen road, thence crossing Allen and Sealy roads through the allotment last described, and allotments Nos. 28, 22, 29, 27, and 30, to Hurford road, thence following the said road in a westerly direction ~~twenty chains, thence through allotment No. 25 to Omata road aforesaid~~ and thence following the said road, to the boundary of the said district. The width of the said road to be sixty-six feet throughout its entire length.

WM. M. CROMPTON,
Speaker.

Passed the Provincial Council }
this twenty-fourth day of } JAMES B. LAWSON,
April, one thousand eight } Clerk to the Provincial Council.
hundred and sixty-three. }

Assented to on behalf of the Governor the twenty-fifth day of April, one thousand eight hundred and sixty-three.

CHARLES BROWN,
Superintendent.

