



**NEW ZEALAND
GOVERNMENT GAZETTE.
PROVINCE OF NEW ULSTER.**

Published by Authority.

All Public Notifications which appear in this Gazette, with any Official Signature thereunto annexed, are to be considered as Official Communications made to those Persons to whom they may relate.

By His Excellency's Command,
ANDREW SINCLAIR, Colonial Secretary.

VOL. I. AUCKLAND, THURSDAY, AUGUST 10, 1848. No. 19.

*Colonial Secretary's Office,
Auckland, August 7th, 1848.*

HIS Excellency the Governor-in-Chief has directed the publication of the following Regulations relating to the occupation of Crown Lands for the Depasturing of Cattle, and for Cutting Timber.

By His Excellency's command,
ANDREW SINCLAIR,
Colonial Secretary.

DEPASTURING LICENSES.

EVERY person depasturing cattle on any waste land of the Crown shall make or cause to be made to, and deposited with the Commissioner of Crown Lands in the month of September in each year, commencing in September, 1848,— A return, according to the form contained in the Schedule A. hereunto annexed, of all such cattle so depastured by him on the first day of the said month of September.

2. There shall be paid and levied in advance, in each and every year, upon, for, and in respect of all cattle depastured or kept upon any waste lands of the crown the following assessment.

For every head of great cattle . . . eightpence.
For every head of small cattle . . . one penny.

3. These yearly assessments shall be paid by the person depasturing stock to the Colonial Treasurer, on or before the first day of December in every year for the year commencing on the first day of January then next ensuing, the first payment thereof to be made upon the first day of December, 1848.

4. The Commissioner of Crown Lands shall upon the first day of October in every year, commencing on the first day of October, 1848, make an assessment of cattle depastured on Crown lands, and shall make a report thereof to the Colonial Treasurer in the form, and containing the several particulars set forth in the Schedule B. hereunto annexed, according to which report the respective yearly assessments shall be payable, and be paid to the Colonial Treasurer on or before the first day of December in each year.

5. The Commissioner of Crown Lands shall publish yearly, in the GOVERNMENT GAZETTE, on or before the first day of November, a list of the persons chargeable with the payment of the yearly assessment, and of the amount payable by each, together with a notice warning them that such assessment must be paid on or before the first day of December.

6. Upon such assessment being paid to the Colonial Treasurer, he shall thereupon issue a license authorising the Stock-holder who has paid his assessment to depasture cattle upon the waste lands of the Crown during the ensuing year, commencing upon the 1st day of January then next ensuing.

7. For every license for a defined run, the sum of Five pounds shall be paid.

8. For every license to depasture on common lands, 10s. 6d. shall be paid.

9. If such assessment be not paid on or before the day named, the Government will be at liberty to offer the run of the party who has neglected to make such payment to public competition at Public Auction.

10. All persons using any portions of the Crown Lands as defined runs for the purpose of depasturing cattle, shall lodge a description of such runs so occupied by him with the Commissioner of Crown Lands within three months after the publication of these regulations.

11. Such description shall specify the boundaries and other particulars connected with the run according to the Schedule hereunto annexed.

12. Such boundaries of runs so described as are not marked by natural boundaries, such as streams, shall be marked by the occupants thereof, by lines of marked trees, by posts placed at intervals, or by some other method which will render them easily discernible.

13. Persons desirous for the future of occupying runs, must in the first place apply to the Surveyor General, and having obtained from him a certificate to the effect, that such land is the property of the Crown, and that no objection exists to their occupation of it, must lodge this certificate with the Commissioner of Crown Lands, who will thereupon notify that the run is claimed by the holder of the certificate. Any person who shall have a run claimed by him, or any part thereof, unoccupied by stock for four months, shall be considered as having abandoned such run, or part thereof, which shall thereupon be given into the occupation of the first applicant for it.

14. No person shall be entitled to dispute the claim of another person to any run described according to these regulations, unless the matter be brought before the Commissioner of Crown Lands, within three months after the publication in the GOVERNMENT GAZETTE of the name of the person claiming the run, and of the description of the run.

15. It shall be in the power of the Commissioner of Crown Lands, at any time to make such alterations in the boundaries of runs, as he may, upon enquiry, judge to be just and expedient.

16. The Crown reserves to itself the power of, at any time, disposing by sale of any portion of Crown Land which may be claimed as a run, and held by a licensed occupant.

17. Such sale of a portion of a run will be conducted in accordance with the ordinary rules, regulating the sale of waste lands of the Crown, and the purchaser of any portion of a run will be entitled to a right of pasturage in the neighbourhood of his station, in the proportion of sixteen head of great cattle or one hundred head of small cattle for every eighty acres of such purchased land.

18. Every occupant of land granted from the Crown will be entitled to the same privilege of running cattle in the same proportion upon the waste lands of the Crown in his vicinity, in those cases where such waste lands are held by other persons as runs, under lease or license from the Government.

19. Such runs as the Government has been in the habit of offering to public competition, or as may possess any peculiar value from being in the immediate vicinity of occupied

land, will be, as heretofore, let by public auction, from year to year.

20. Every proper facility will be afforded by the Government to persons desirous of purchasing homesteads on their runs, but it will not undertake to survey and offer for sale any smaller block than fifty acres of land.

COMMON OF PASTURAGE ON WASTE LANDS OF THE CROWN.

21. Whenever the Governor shall by proclamation duly made, divide any county or settled portion of the Province into Hundreds, and declare the boundaries thereof; the Commissioner of Crown Lands shall, on or before the 1st day of December in each year, compute the quantity of waste lands of the Crown, in such Hundred, which is not held under any lease or license; and shall also compute the quantity of cattle capable of being depastured on such waste lands of the Crown as aforesaid, and having regard to the number of acres held under grant from the Crown, within the Hundred. The Commissioner shall declare by notice in the GOVERNMENT GAZETTE, the proportionate number of great cattle and small cattle, which may be depastured on the waste lands of the Crown within the Hundred, in respect of any given number of acres within the same held under grant from the Crown, by the occupiers of land held as aforesaid.

22. In computing the proportions of cattle to be depastured upon waste lands of the Crown, within the Hundreds as aforesaid, six head of small cattle shall be deemed equal to one head of great cattle.

23. The notice published by the Commissioner in the GOVERNMENT GAZETTE as aforesaid, shall regulate for the year commencing from the day named in such notice, the proportion of cattle to be depastured by the occupiers of land held under grant from the Crown within the Hundred.

24. No person but an actual occupant of land held under grant from the Crown, within the Hundred, shall be entitled to depasture cattle on such waste lands of the Crown within the Hundred as aforesaid.

25. No person shall be entitled to common of pasture until he shall have deposited with the Commissioner of Crown Lands a declaration of the number of acres held under grant from the Crown, occupied by him in every Hundred in which he claims such advantage, such return to be in the form of schedule C. hereunto annexed.

26. No purchaser or occupier of any waste lands of the Crown shall enjoy common of pasture within the Hundred, until the 1st of January, next ensuing, when a re-calculation shall have been made by the Commissioner.

27. Pensioners occupying land under permission of the Crown, shall have the same rights regarding common of pasture, as persons occupying land held under grant from the Crown.

28. Natives or Half-castes occupying land with the consent of the Crown, shall have the same rights regarding common of pasture, as persons

occupying land held under grant from the Crown.

29. Nothing herein contained shall be taken to prevent the sale by the Crown at any time, of any portion of the waste lands of the Crown as aforesaid, nor to affect the enjoyment of any purchaser or occupier thereof, when purchased.

30. The words, "Great Cattle," shall be construed to mean horned cattle, horses, mules, and asses, male and female, and their offspring, above six months of age; and the words "Small Cattle," shall be construed to mean sheep, goats, and swine, male and female, with their weaned offspring, provided that this definition shall not be taken to permit or suffer the feeding of swine on any waste lands of the Crown, over which common of pasture may be enjoyed, or where a right to depasture a proportionate amount of cattle may be claimed, in virtue of recently purchased land, or of land held under grant from the Crown.

TIMBER LICENSES.

31. Persons occupying Waste Lands of the Crown for the purpose of cutting timber will be required to pay a fee of Five Pounds yearly to the Crown upon the issue of the license.

32. The Commissioner of Crown Lands will determine the extent of land to which such license shall give a right of occupancy.

33. Such extent of Crown Land will be estimated by the means which the claimant has of removing the timber and of profitably using the land.

34. No fresh applicant for a license will be permitted injuriously to interfere with a portion of forest upon which another person may have expended capital and labor.

35. In the event of an occupant of a portion of forest upon which he may have expended any considerable sum in the formation of roads or improvements to facilitate the removal of timber, wishing to resign his license he will if in the consideration of the Commissioner he should be regarded as having established a claim to this indulgence, be permitted to transfer his license and right of pre-occupancy to such person as he may select.

GENERAL.

36. All disputes between persons claiming runs, and all complaints having reference to runs and timber licenses shall be heard and decided by the Commissioner of Crown Lands.

37. Any licensed person against whom the Commissioner of Crown Lands shall give a decision upon the complaint of another licensed person in any matter relating to the depasturing of cattle or the cutting of timber upon the Crown Lands, will be required to pay a fee of five pounds.

SCHEDULE A.

Description of a run on the Waste Lands of the Crown claimed by _____

Situation _____

Boundaries _____

Estimated extent _____

Number and description of the Stock ordinarily kept upon the run _____

Signature _____

SCHEDULE B.

Return to the Colonial Treasurer of the number of cattle depastured by _____ on Crown Lands.

Head of great cattle,
Head of small cattle.

Signature _____

Commissioner of Crown Lands.

SCHEDULE C.

I hereby declare that I hold _____ acres under grant from the Crown, in _____ Hundred.

Signature _____

To the Commissioner of Crown Lands,

Colonial Secretary's Office,
Auckland, August 7th, 1848.

HIS Excellency the Governor-in-Chief has been pleased to appoint

Mr. DONALD M'CAKILL,

to be Locker at the Port of Auckland, until the pleasure of the Right Honorable the Lords Commissioners of Her Majesty's Treasury shall be known.

This appointment to have effect from 26th May, 1848.

By His Excellency's command,
ANDREW SINCLAIR,
Colonial Secretary.

Colonial Secretary's Office,
Auckland, August 7th, 1848.

HIS Excellency the Governor-in-Chief has been pleased to appoint

Mr. JAMES WHITE,

to be Clerk of Petty Sessions at Howick, vice Barry.

By His Excellency's command,
ANDREW SINCLAIR,
Colonial Secretary.

Colonial Secretary's Office,
Auckland, August 9th, 1848.

HIS Excellency the Governor-in-Chief has been pleased to appoint

WILLIAM BERTRAM WHITE, Esq., J. P.,

to be Sub-Collector of Customs, at the Port of Mongonui.

By His Excellency's command,
ANDREW SINCLAIR,
Colonial Secretary.

Colonial Secretary's Office,
Auckland, August 7th, 1848.

HIS Excellency the Governor-in-Chief directs it to be notified for general information, that, for the future, the duties of the Native Secretary will be performed by, and in the department of, the Civil Secretary.

By His Excellency's command,
ANDREW SINCLAIR,
Colonial Secretary.

*Civil Secretary's Office,
Auckland, 7th August, 1848.*

HIS Excellency the Governor-in-Chief having directed that the duties of Native Secretary should be performed in future by, and in the office of the Civil Secretary, it is requested that all communications to the Native Secretary, should be made direct to this office.

C. A. DILLON,
Civil Secretary.

NOTICE.

A SPECIAL MEETING of the JUSTICES for the Town and District of Auckland, will be holden at the Resident Magistrate's Court on **TUESDAY**, the fifth day of September next, at 12 o'clock, noon, for the purpose

of receiving applications for the transfer of Publicans' Licenses.

THOS. BECKHAM,
Resident Magistrate.

Resident Magistrate's Court,
Auckland, August 7, 1848.

NOTICE.

A SPECIAL MEETING of the JUSTICES for the Town and District of Howick, will be holden at the Court House, Howick, on **TUESDAY**, the fifth day of September next, at 12 o'clock, noon, for the purpose of receiving applications for the transfer of Publicans' Licenses.

C. H. M. SMITH, J. P.
Court-house, Howick,
August 7, 1848.

*Colonial Secretary's Office,
Auckland, August 2nd, 1848.*

HIS EXCELLENCY the Governor-in-Chief has been pleased to direct the publication of the following Return for general information.

By His Excellency's command,
ANDREW SINCLAIR,
Colonial Secretary.

**RETURN OF RECEIPTS AND DISBURSEMENTS OF NEW PLYMOUTH,
DURING THE QUARTER ENDING 30TH JUNE, 1848.**

RECEIPTS.		DISBURSEMENTS.	
	£ s. d.		£ s. d.
Customs—		Sub Treasury.....	2 10 0
Spirits	£48 4 0	Customs	37 10 0
Tobacco, manfctd.	17 3 0	Magistrate and Police.....	441 2 0
Ad Valorem	75 2 1	Public Works	140 18 9
	140 9 1	Relief to Destitute	6 3 3
Licenses—		Harbour Department	15 0 0
Publicans'	80 0 0	Interest of Debentures.....	15 1 0
Auctioneer's	40 0 0		
Fees and Fines—		Total	£ 658 5 0
Police Court	7 10 0		
Total	£ 267 19 1		

CHARLES KNIGHT,
Auditor General.

Audit Office, August 2nd, 1848.