

# NEW ZEALAND GOVERNMENT GAZETTE,

Published by Authority.

Vol. II.] AUCKLAND, WEDNESDAY, JUNE 22, 1842. |No. 25.

Colonial Secretary's Office, Auckland, 13th June, 1842.

H IS Excellency the Governor directs it to be notified, that Her Majesty the Queen has been graciously pleased by letters patent, under date the 8th day of October, 1841, to erect, found, make and ordain and constitute the Colony of New Zealand into a Bishops See or Diocese, and to declare and ordain that the same shall be styled the Bishoprick of New Zealand.

His Excellency further directs it to be notified, that Her Majesty by the same letters patent has been pleased to name and appoint the

REV. GEORGE AUGUSTUS SELWYN

to be the first Bishop of New Zealand.

By His Excellency's Command,

WILLOUGHBY SHORTLAND.

Colonial Secretary's Office, Auckland, June 20th, 1842.

IS Excellency the Governor directs it to be notified, that the name of

WILLIAM CURLING YOUNG, Esq.,

of Nelson, who has declined to act as a Magistrate of the Territory, has been withdrawn from the Commission of the Peace for this Colony, in accordance with the request of that gentleman.

> By His Excellency's Command, WILLOUGHBY SHORTLAND.

#### TIMBER.

Colonial Secretary's Office, Auckland, 20th June, 1842.

NOTICE is hereby given, that Tenders will be received at this Office until noon on Thursday, the 30th instant, from persons willing to enter into a contract for supplying the Department of Public Works with the undermentioned quantities of Timber, namely

1,500 feet 1 inch Flooring Boards.

1,000 ditto ditto Weather ditto.

5,000 ditto ditto Lining ditto.

Further information may be procured on application at the Office of he Superintendent of Public Works.

By His Excellency's Command,

WILLOUGHBY SHORTLAND.

#### COUNTY COURT.

NOTICE is hereby given, that a Sitting of the County Court for the despatch of Criminal Business, will be holden at the Court House, at Kororarika, Bay of Islands, on Tuesday, the 19th day of July, next, at ten o'clock in the forenoon; at which time and place, all Persons under recognizances to appear either as Prosecutors, Defendants, or Witnesses, are required to give their attendance.

The Court will be open for the despatch of Civil Business on the following day.

## THOMAS OUTHWAITE,

Clerk of the County Court.

County Court Office, June 14th, 1842.

## Colonial Treasury, Auckland, June 17th, 1842.

THE Lands advertised in the Government Gazette by the Notice dated 13th April 1842, have (with the exception of Lots from 1 to 7 inclusive, 9 and 10, from 16 to 27, also from 30 to 34, both inclusive,) been sold to the undermentioned parties by Auction at Auckland, on the 16th May 1842, and the price affixed to each respectively has been received.

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## A. SHEPHERD,

Colonial Treasurer.

## NOTICE TO PUBLICANS AND OTHERS.

Colonial Treasury, Auckland, 11th June, 1842.

NOTICE is hereby given, that all persons holding a Magistrate's Certificate entitling them to receive a License for the Sale of Spirituous and other fermented Liquore, by Retail, for the year commencing the 1st of July, proximo, are required to make application at this Office, on or before the 30th instant, for such License, after which date the Certificate becomes null and void. Parties residing at the Bay of Islands will have their Licenses transmitted to them on the receipt in this Office of the Certificate, accompanied by the requisite Fee.

A. SHEPHERD,

Colonial Treasurer.

#### POST OFFICE.

Colonial Secretary's Office, Auckland, 20th June, 1842.

**H** IS Excellency the Governor directs it to be notified, that the notice published in the Government Gazette of the 15th instant, intimating, that, in accordance with instructions from the Right Honorable the Secretary of State for the Colonies, the Department of the Post Office would on the first proximo be committed to the charge of George Cooper, Esq., Collector of Customs, has been cancelled, pending the pleasure of Her Majesty relative to the Ordinance of the Legislative Council of this Colony, Session 2, No. 8.

The duties of this Department, will therefore continue to be conducted as heretofore, until further notice.

By His Excellency's command, WILLOUGHBY SHORTLAND.

> Colonial Secretary's Office, Auckland, 17th June, 1842.

T eleven o'clock on Monday, the 19th day of July next, the Colonial Treasurer will put up to Auction, at the Treasury, the undermentioned portions of Land, on the Terms authorised by Government.

Further information respecting the Land may be obtained from the Surveyor-General, and respecting the conditions of sale, from the Colonial Treasurer.

Upset price £1 per acre.

## COUNTY OF EDEN, PARISH OF WAITEMATA.

### FARMS SITUATED ON THE TAMAKI AND WAITEMATA.

Lot No. 1, Section No. 5, containing 124a. 3r. 8p., one hundred and twenty-four acres three roods and eight perches, more or less. Lot No. 2, Section No. 6, containing 82a. 2r. 15p., eighty-two acres two roods and fifteen perches, more or less.

Lot No. 3, Section No. 10, containing 67a. 1r. 35p., sixty-seven acres one rood and thirtyfive perches, more or less.

Lot No. 4, Section No. 11, containing 78a. 1r. 38p.,, seventy-eight acres one rood thirtyeight perches, more or less.

Lot No. 5, Section No. 12, containing 103a. 2r. 16p., one hundred and three acres two roods and sixteen perches, more or less.

Lot No. 6, Section No. 21, containing 129a. 3r. 19p., one hundred and twenty-nine acres three roods and nineteen perches, more or less.

Lot No. 7, Section No. 28, containing 108a. 1r. 6p., one hundred and eight acres one rood and six perches, more or less.

Lot No. 8, Section No. 29, containing 111a. Or. 3p., one hundred and eleven acres and three perches, more or less.

Lot No. 9, Section No. 37, containing 132a. Or. 19p., one hundred and thirty-two acres and nineteen perches, more or less.

By his Excellency's command, WILLOUGHBY SHORTLAND.

#### HARBOUR

#### AND

## QUARANTINE REGULATIONS.

Colonial Secretary's Office, Auckland, 13th June, 1842.

HEREAS, by virtue of an Ordinance, Session 2, No.15, His Excellency the Governor with the advice of the Executive Council, is empowered to make such regulations respecting the examination and licensing of pilots, the amount and payment of pilotage, the class of vessels which shall be bound to take pilots and res-pecting all other matters and things connected therewith, as shall be deemed necessary for securing the good conduct of pilots, and the efficiency of the pilot service. And whereas, by the said ordinance, His Excellency the Governor in Council is authorised to make regulations respecting the placing of vessels in quarantine and the performance of such quarantine. and to appoint officers for carrying such regulations into effect, and also from time to time to appoint by Proclamation, stations or places for the performance of quarantine, by such vessels bound to the several harbours of the Colony as may be liable thereto, and to construct and maintain lazarettes, and take all such measures as may be necessary for securing the due performance of such quarantine, and also to make regulations respecting the anchoring and mooring of vessels, the packages, landing deposit and removal of gunpowder, the erection of magazines for the

safe keeping thereof, and the rent to be charged for the same; and also for the watering, ballasting, and discharging of ballast of or from vessels, and all other matters relating to the safe and commodious navigation of harbours or rivers, and the order and management of vessels resorting thereto. Now therefore, in pursuance of the power in him vested under the said ordinance, His Excellency the Governor, with the advice of the Executive Council, directs that the following regulations be published for general information.

By His Excellency's command,

WILLOUGHBY SHORTLAND.

## HARBOUR REGULATIONS.

#### PILOTS.

1. No person shall be deemed a pilot unless he be duly licensed by his Excellency the Governor.

2. All persons so licensed, shall be provided with a license according to the form annexed hereto.

3. Every pilot shall carry his license with him and shall produce it to the captain of any vessel on its being demanded, or forfeit a sum not exceeding forty shillings.

4. The rates of pilotage into or out of any of the harbours within this Colony, from, or to the distance of one, league, from the respective pilot stations, shall be those specified in schedule A hereunto annexed; but no pilotage is to be chargestilistin any vessel angreed in the colonial coasting trade, unless the assistance of a pilot be required by the commander of the vessel.

5. Pilots are not bound to conduct any vessel to sea, until payment of the pilotage has been satisfactorily secured.

6. Any pilot detained on hoard a vessel longer than forty-eight hours, whether by stress of weather, quarantine, or otherwise, is to be paid eight shillings per diem in addition to the regular pilotage.

7. Pilots refusing or neglecting their duty to forfeit a sum not exceeding twenty pounds.

## MASTERS OF VESSELS.

8. The master of every vessel (except as hereinafter mentioned) arriving from beyond the seas, and not being a coasting vessel, is to place her in charge of the first licensed pilot who may come alongside, and he is not to enter the harbour or proceed to sea without having such pilot on board, under penalty of a file for exceeding the amount of pilotage set forth in schedule A, to which he would have been liable had he taken a pilot.

9. Every person who shall more than once have entered the harbour as master of a vessel, may, on being found qualified, on application to the harbour master, be supplied with a certicate of exemption from pilotage.

10. Every master who shall enter the harbour having in his possession such certificate, and who shall hoist at the main a blue and white flag, shall be exempted from the necessity of taking a pilot.

11. The master of every vessel shall hoist such signals as may be tendered to him for that purpose by the pilot, or forfeit a sum not exceeding five pounds.

12. The master of every vessel shall anchor and moor where the Harbour-Master or Pilot may direct, and he shall not unmoor or quit the anchorage until notice be given in writing at the Harbour-Master's office, or forfeit a sum not exceeding five pounds.

13. The master of every vessel arriving at any harbour within the colony which shall be deemed by the harbour master to be liable to quarantine, shall, on being directed, anchor in the quarantine ground appointed for such harbour, or forfeit a sum not exceeding one hundred pounds.

14. The master of every vessel so anchored shall neither himself quit, nor permit any seaman, passenger or other person to quit the same, until he shall have been duly admitted to pratique, or forfeit a sum not exceeding one hundred pounds.

15. The master of every vessel shall give notice at the post office, at least twenty-four hours before clearing at the Custom House; except masters of coasters, who are exempted from this regulation, unless when bound from one port of entry to another, or forfeit a sum not exceeding ten pounds.

#### GUNPOWDER.

16. The master of every vessel arriving with gunpowder on board exceeding the quantity necessary as ships stores, shall give immediate notice thereof to the pilot on his boarding the vessel, and shall land the same at the powder magazine before anchoring at the usual anchorage ground, or forfeit a sum not exceeding twenty pounds.

17. No gunpowder is to be either received or issued by the keeper of the magazine, except between the hours of seven in the morning and five in the afternoon.

18. The master of every vessel shall cause all gunpowder to be conveyed to the magazine immediately after its being landed, or forfeit a sum not exceeding ten pounds.

19. All gunpowder so landed to be packed in barrels, containing not more than one hundred weight each, closely joined and hooped without any iron about the packages, and so secured that no portion of the gunpowder be in danger of being scattered in the passage, under a penalty of any sum not exceeding ten pounds.

20. Previous to the delivery of any gunpowder so stored, fees as per schedule B shall be first paid.

### THE HARBOUR.

21. No rubbish or filth is to be landed on any lands belonging to the crown, except in such places as the harbour master may point out under a penalty of any sum not exceeding five pounds.

22. No timber or bulky article is to be left on any public wharf or landing place under a penalty of any sum not exceeding five pounds.

23. No ballast, rubbish, gravel, earth, stone, or filth, is to be thrown overboard from any vessel or boat, but is to be landed at such places as the harbour master may direct, under a penalty of any sum not exceeding twenty pounds.

24. Any person removing, wilfully injuring or destroying any buoy, beacon, or sea mark, shall forfeit the sum of twenty pounds.

25. Vessels are prohibited from firing guns between the hours of sunset and sunrise and on the sabbath, (except in case of distress) under the penalty of any sum not exceeding five pounds.

26. Any person removing any shingle, stone, shells, or any part of the soil, without permission from the Harbour-Master, and in the absence of the Harbour-Master from the Police Magistrate, shall forfeit a sum not exceeding ten pounds.

#### CUSTOMS.

27. All persons employed in the Customs, are to be deemed officers for such service.

28. Every vessel arriving from beyond seas, is to be boarded as soon as circumstances will allow by an officer of the Customs, who will deliver to the master a copy of the harbour regulations, and to whom the master is to furnish such particulars of his voyage, crew, and passengers, and to deliver such documents respecting the same as may be required of him, under a penalty of a sum not exceeding five pounds.

29. Every master refusing or neglecting to bring to at any station appointed for the boarding of the Customs officer, shall forfeit a sum of not less than ten pounds, or not more than one hundred pounds. (4th Vic., No. 3.)

30. Every master of any vessel is also to deliver to the Custom-house officer, or other authorized person, all public dispatches, letters, parcels, and all Post-office mails and letters, whether in parcels or loose, obtaining a receipt for the same; and, repairing to the Post-office, he is there to make a declaration, as per Schedule C., of his having duly delivered up all letters, as beforementioned, and is to produce the said declaration at the Custom-house, before making his report at these places, under a penalty of any sum not exceeding five pounds.

31. Masters are to report to the Custom-house within twenty-four hours, their vessel and cargo, under a penalty of any sum not exceeding five pounds.

32. Officers of the Customs may be stationed on board any vessel whilst within the limits of the port. 33. If goods be not landed in twenty days, the officers may land and secure the same.

34. Goods to be carried coastwise must not be laden, and having been brought coastwise must not be unladen, until written notice has been given to the proper officer, and proper documents granted, under a penalty of any sum not exceeding twenty pounds.

35. The vessels to be considered as engaged in the coasting or colonial trade, are those trading from one part of the Colony to another, or with any of the South Sea Islands, on which there are no public settlements; also all vessels employed in the whale, seal, or sea elephant fisheries.

#### QUARANTINE.

36. The master of every vessel arriving at any harbour within the Colony, which shall be deemed by the Harbour-Master to be liable to quarantine, shall, on being directed so to do by such Harbour-Master, cause the same to be anchored in the quarantine ground appointed for the harbour, or forfeit and pay for every such offence, the sum of one hundred pounds.

37. The master of every vessel so anchored, shall neither himself quit, or permit any seaman, passenger, or other person to quit the same, until he shall have been duly admitted to pratique, or forfeit the sum of one hundred pounds.

38. Every seaman, passenger, or other person so quitting, shall, for every such offence, forfeit the sum of twenty pounds.

39. Every vessel so anchored is to hoist a yellow flag, of not less than six breadths of bunting at the main, by day, and a light by night in a lanthorn, such as are used in Her Majesty's Navy, and to keep the same respectively hoisted until released from quarantine, or forfeit the sam of twenty pounds.

40. The master of every vessel so anchored, is to deliver to the Harbour-Master, or other authorized person, his bill of health, manifest. log book, and journal, and he is to fill up a report in the form and manner pointed out in the Schedule C. annexed.

41. The master of every vessel so anchored, who shall suffer any goods, wares, or merchandise, packets, books, letters, or other articles, to be unshipped or landed, and any person or persons who shall be concerned in the unshipping or landing of the same, shall forfeit for each and every article so unshipped or landed, the sum of twenty pounds.

42. Every person or persons receiving any person, goods, wares, or merchandise, packets, packages, baggage, books, or letters, or any other article whatever, from any vessel so anchored, shall forfeit for each and every article, the sum of twenty pounds.

43. Any person going within the limits of any quarantine station, when any vessel shall bethere at anchor, performing quarantine, shall forfeit any sum not exceeding twenty pounds. 44. If any officer or person entrusted with orders respecting quaractine; shall in any wayneglect his duty, he shall forfeit for each offence, the sum of twenty pounds.

45. The Harbour-Master shall, immediately after his having so anchored any vessel, report the same to the Police Magistrate and Health Officer, or to the person or persons acting, or appointed to act, for those functionaries.

46. The Police Magistrate and Health Officer, or Medical Practitioner appointed for that purpose by the Police Magistrate, shall, upon the receipt of such report, visit the vessel so anchored, and if they shall find that any sickness of an infectious or contagious nature exist on board of her, they shall submit the information to a board, consisting of the Police Magistrate, and one or more Justices of the Peace, the superior Officer of the Customs of the Port, and the Health Officer, or Medical Practitioner, as aforessil, to be convened for that purpose by the Police Magistrate; which board, or the majority of them, shall have authority to detain such vessel in quarantine, until every symptom of the aforesaid disease has disappeared, when the same authority have hereby power to release such vesset from quarantine, and admit her to practiane.

47. During the period any vessel may be in quarantine, the Police Magistrate and Health Officer shall-visit her alongside, and institute such regulations as the nature of the case may demand, and the master or commander shall carry, such regulations into effect, or forfest a sum not exceeding twenty poands.

Provided always, that all vessels that may be placed in quarantine by Proclamation of the Governor in Council, shall be admitted to pratique at the expiration of the term thereinnamed, unless any sickness shall exhibit itself during the performance of such quarantine.

SCHEDULE A.

Rutes of Pilotage to be paid by. Vessels entering

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#### SCHEDULE B.

For each and every barrel or package containing 50 lbs. of gunpowder, and upwards, for any period not ex- ceeding six weeks	, ,	1	0,
Ditto ditto, above six weeks, per week	0	0	2
For each and every barrel or package containing less than 50 lbs., for any period not exceeding siz works		0	6

£ s. d.

Ditto ditto, above six weeks ..... 0 0 1

#### SCHEDULE C.

Questions required to be answered by the Master, or other person in command of any ship on vessel arriving in the Port of from any infected place:

1. What is the name of the vessel and tonnage ?

#### Answer.

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2. What is the master's name, and are you the master?

Answer.

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3. From whence do you come, and when did you sail?

Answer.

 At what ports have you touched on your passage?

Answer.

Anesver.

5. What vessels have you had intercourse or communication with on your passage, and from whence did they come ?

6. Have you any, and what bills of health?

Answer.

7. Did the cholera or any other highly infectious and dangerous disease prevail at the place from which you sailed, or at any of the places at which you have touched, or on board of any vessel with which you have had communication? If so, state when and where?

Answer.

8. In the course of your voyage, have any persons on board suffered from sickness of any kind, what was the nature of such sickness, and when did it prevail? How many persons were affected by it, and have any of them died in the course of the voyage?

Answer.

9. What number of officers, mariners, and passengers, have you on board?

Answer.

10. What was the whole number of persons on board your vessel, when you sailed ?

Answer.

11. What is the whole number of persons now ill on board of your vessel?

Answer.

12. If there be no sickness now on board, when did the last attack of disease appear, and when did it entirely disappear?

Answer.

#### PILOTS' LICENSE.

By virtue of the Power in me vested, you are hereby authorized and directed to act as Pilot for the Port of and you are enjoined to use your best skill and knowledge in all duties appertaining to that office, strictly conforming to the Regulations of the Harbour aforesaid, and obeying such orders and instructions as you may from time to time receive from me.

Given under my hand this day of in the year of our Lord 184, at Government House, Auckland, New Zealand.

#### DECLARATIÓN.

I A. B. of the do solemnly declare that I have delivered all Public Despatches, Letters, Parcels, Newspapers, and all Post Office Mails and Letters, both in parcels and loose, which were on board my vessel.

Signature of Master.

Witness :

By His Excellency's Command,

#### WILLOUGHBY SHORTLAND.

Colonial Secretary's Office, Auckland, June 20th, 1842.

IS Excellency the GOVERNOR directs it to be notified, that the following claims of land in this Colony, have been referred to the Commissioners appointed under the Ordinance of the Governor and Council of New Zealand, 5 VICTORIE, Session 2, No. 14; being in addition to the claims notified in the *Government Gazette*, of New South Wales, as referred to the Commissioners appointed under the Act of the Governor and Council of that Colony, on the 9th November, 1840, and on the 9th, 16th, 23rd, and 30th March, and 6th, 13th, 20th, and 27th April, and in the *Government Gazette* of this Colony, of the 18th August, and 12th, 20th, and 27th October, 20th November, and 1st, 15th and 22nd December, 1841, and 5th January, 28th March, and May 4th, 11th and 18th, 1842.

Parties are reminded, that before such claims can be investigated, they must pay to the Commissioners a fee of Five pounds, as prescribed by the Ordinance.

> By His Excellency's command, WILLOUGHBY SHORTLAND.

Case No. 438.-WILLIAM PERRY, of Georgestreet, Sydney, claimant.

Six hundred acres, more or less, situate on ncrth-east side of the piece of land known by the name of Otakie, bounded on the north-west, by the north-east of the river Otakie, on the north by land claimed by William Hay, and on the east also by land claimed by William Hay.

Alleged to have been purchased from certain Native Chiefs, not named, by William Hay, on the 8th January 1840.

Consideration given to the Natives — not stated.

Nature of conveyance-not stated.

# Case No. 439.—DAVID Scorr, of the Bay of Islands, claimant.

One acre and a half, more or less, situate in the harbour of Port Nicholson at the Rumutoto Pah, bounded as follows:—on the east by the harbour of Port Nicholson, from Rumutoto creek about four hundred feet northwards to the next small creek falling into the harbour; on the north by the said small creek, about one hundred feet, back from the beach; on the west, from the said small creek along the brow of the hill at the back about four hundred feet to Rumutoto creek at its first turn; and on the south by the said creek to the harbour about two hundred feet.

Alleged to have been purchased by claimant

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from the native chief Emari, on the 31st day of March, 1831.

Consideration given to the Natives-One hundred pound cask of gunpowder, value £8 15s.

Nature of conveyance-not stated.

Case No. 440.—WILLIAM STIRLING, of the Harbour of the Bluff, claimant,

A portion of land situate at the harbour of the Bluff, bounded on the north-west by a water-run distance in front of the harbour six hundred yards, and on the south-east by Fanveaux; south-west, Look-out Point being in distance three quarters of a mile.

Alleged to have been purchased by claimant from the native chief John Towaick, on the 17th November, 1839.

Consideration given to the Natives — ten pounds.

Nature of conveyance — Deed in favour of claimant, dated as above.

Printed by JOHN MOORE, at the Printing Office, High-street.