



# NEW ZEALAND GOVERNMENT GAZETTE.

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, and are to be obeyed accordingly.*

*By His Excellency's Command,*

ANDREW SINCLAIR, *Colonial Secretary.*

---

Vol. III.] AUCKLAND, FRIDAY, MAY 18, 1855. [No. 10

---

## PROCLAMATION.

By His Excellency Colonel ROBERT HENRY WYNYARD, Companion of the most Honourable Order of the Bath, the Officer administering the Government of the Islands of New Zealand, &c., &c.

**WHEREAS** by an Act made and enacted in the Parliament held in the fifteenth and sixteenth years of the Reign of Her Majesty, Queen Victoria, intituled "An Act to grant a Representative Constitution to the Colony of New Zealand," it is amongst other things enacted that, whenever any Bill shall have been assented to by the Superintendent as in the said recited Act provided, the Superintendent shall forthwith transmit to the Governor an authentic copy thereof and it shall be lawful for the Governor at any time within three months after any such Bill shall have been received by him, to declare by Proclamation his disallowance of such Bill, and that such disallowance shall make void and annul the same from and after the day of the date of such Proclamation or any subsequent day to be named therein.

And whereas an Ordinance hath been enacted by the Superintendent of the Province of Auckland, with the advice and consent of the Provincial Council thereof, intituled "The Merchant Seamen's Act, of 1854," Sess. 2, No. 6, and

the said Ordinance was received by me on the nineteenth day of February, one thousand eight-hundred and fifty-five.

And whereas it is expedient that the said recited Ordinance should be disallowed.

Now therefore, I, the Officer administering the Government of New Zealand, in pursuance of the authority vested in me in that behalf by the said recited Act of Parliament, do hereby proclaim and declare my disallowance of the said recited Ordinance.

Given under my hand and issued under the Public Seal of the Islands of New Zealand, at Auckland in the Islands aforesaid in the eighteenth year of the reign of Her Majesty Queen Victoria, and on the sixteenth day of May in the year of our Lord, one thousand eight hundred and fifty-five.

R. H. WYNYARD,

The Officer administering the Government of the Islands of New Zealand.

By His Excellency's command,

ANDREW SINCLAIR,  
Colonial Secretary.

GOD SAVE THE QUEEN!

Colonial Secretary's Office,  
Auckland, 3rd May, 1855.

**HIS** Excellency the Officer administering the Government has been pleased to direct the publication, for general information, of the following Despatch, with its enclosure, which has been received from Her Majesty's Principal Secretary of State for the Colonies.

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

Downing-street,  
1st December, 1854.

Sir,—

I transmit to you, enclosed, an extract of a letter which has been received from the Post Office, by which you will perceive that the exigencies of the war have rendered it unavoidably necessary to interrupt for the present the regular transmission of the Mails from hence to the Australian Colonies.

I have, &c., &c

G. GREY.

The Officer administering the Government,  
New Zealand.

#### EXTRACT OF A LETTER

From F. Hill, Esq., to H. Merivale, Esq., dated  
General Post Office, 28th November, 1854.

"I am directed by the Postmaster-General to state to you, for the information of Sir George Grey, that in consequence of Her Majesty's Government requiring the services of so many of the contract Mail Packets for the conveyance of troops and for other purposes of the War, the following temporary changes will be made in the Packet Service to the Colonies and Foreign Countries:—

#### "AUSTRALIA.

"The Mail which should be despatched via the Cape of Good Hope on the 4th December next, will not be made up in London until the evening of the 8th December.

"The Peninsular and Oriental Steam Navigation Company have recently given notice that they will be unable for the present to continue the Mail Service to and from Australia, which they have hitherto performed once in two months, in connection with the Overland Indian Mail. Consequently there will be no Mail for Australia despatched via Egypt on the 4th January next, nor on the 4th of each alternate month until further notice.

"In the meantime, the Postmaster-General will make the best arrangements in his power for forwarding Mails to Australia in the months in which the service is thus left unprovided, and his Lordship will cause communication to be addressed to you on this subject when the arrangements are completed."

Colonial Secretary's Office,  
Auckland, 2nd May, 1855.

**HIS** Excellency the Officer administering the Government has been pleased to direct that the following extracts from the Articles of War and Mutiny Act should be published for general information, in order that it may be publicly known, (before other steps are taken which are now under the consideration of the Military Authorities,) that any soldier found beyond *one mile* from his quarters, without leave in writing from his Commanding Officer, may be deemed a *Deserter*; and that any person or persons harboring or assisting the same are liable to a fine or imprisonment.

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

Extract from the Articles of War.—Article 50.

#### "DESERTION.

"Any soldier who, without leave from his Commanding Officer, shall absent himself from his Quarters, Garrison, or Camp, or from his Troop, Company, or Detachment, or who, without a pass or leave in writing from his Commanding Officer, shall be found *one mile* or upwards from the Camp, shall, on conviction thereof, be punished according to the degree of the offence, by a general or other Court Martial &c. &c."

Extract from the Mutiny Act, clause 87.

"Any person who shall, in any part of Her Majesty's dominions, by words or by any other means whatsoever, directly or indirectly procure any soldier to desert, or shall, by words or by any other means whatsoever, attempt to procure or persuade any soldier to desert, and any person who, knowing that any soldier is about to desert, shall aid or assist him in deserting, or, knowing any soldier to be a deserter, shall conceal such deserter, or aid or assist such deserter in concealing himself, shall be deemed guilty of a misdemeanor, and shall, on conviction thereof, be liable to be punished by fine or imprisonment, or both, as the Court before which such conviction shall take place, may adjudge."

#### NOTICE.

Colonial Secretary's Office,  
Auckland, 2nd May, 1855.

**N**OTICE is hereby given that, in order to put a stop as much as possible to the evil of drunkenness amongst the native population, His Excellency the Officer administering the Government has been pleased to notify that the whole penalty which may be inflicted for a breach of the "Sale of Spirits Ordinance," is to be handed over to the informer.

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

Colonial Secretary's Office, Auckland,  
14th May, 1855.

**H**IS Excellency the Officer administering the Government has been pleased to appoint the undermentioned gentlemen to be Comptrollers of Customs and Navigation Laws for the places set opposite their names, viz:—

F. D. FENTON, Esq., Kaipara,

G. M. MITCHELL, Esq., Kawhia.

By His Excellency's command,

ANDREW SINCLAIR,

Colonial Secretary.

Colonial Secretary's Office, Auckland,  
15th May, 1855.

**H**IS Excellency the Officer administering the Government has been pleased to appoint

HENRY GODFREY GOULAND, Esq.,  
to be a Resident Magistrate.

By His Excellency's command,

ANDREW SINCLAIR,

Colonial Secretary.

Registrar General's Office,  
Auckland, May 12th, 1855.

**P**URSUANT to the provisions of an Act of the General Assembly of New Zealand, intituled "The Marriage Act, 1854," the following additional name of an Officiating Minister within the meaning of the said Act is published for general information.

*United Church of England and Ireland.*

The Rev. JAMES CHARLES BAGSHAW.

I, JOHN B. BENNETT, Registrar-general for New Zealand, do hereby certify that the foregoing name of an Officiating Minister has been duly sent in to me, in addition to the names which appeared in the Lists respectively published in the New Zealand *Government Gazette* of the 18th and the 26th of January, and the 15th and the 30th of March in the present year.

Given under my hand this 12th day of May 1855.

JOHN B. BENNETT,

Registrar-General.

**ERRATUM.**—In the List of Officiating Ministers of the United Church of England and Ireland published in the *Gazette* of Jan. 18th, for "The Rev. C. Cotterell," read "The Rev. G. Cotterill."

JOHN B. BENNETT.

Commissioner of Crown Lands Office,  
Otago, 8th December, 1854.

**I**, WALTER MANTELL, a Commissioner duly appointed by virtue of the Ordinance No. 15, Session xi, of the Legislative Council of the Islands of New Zealand, to hear and decide claims to land by persons claiming title thereto, from, through, or under the New Zealand Company, report that the claims of the persons named in the annexed Schedule having been duly referred to me for investigation, I hereby decide the said persons to be respectively entitled to the Crown Grants set against their names in the said Schedule.

No. of Report.	No. of Claim.	Claimants.	Commissioner's Decision.
1	1	William Johnston.	Entitled to a grant of Rural Section No 4, Block XXIX, Waihola District.
2	3	William Ferguson.	Entitled to a grant of Rural Section No. 11, Block X., Inchelutha District.
3	4	Emma Hepburn Brown.	Entitled to grants of Section No. 12, Block VI. in the Town of Dunedin, of Suburban Section No. 8 in the North East Valley District, and of Rural Section No. 40 "Irregular," in the East Taieri District.
4	8	Thomas Trumb	Entitled to a grant of Rural Section No. 3, b Block XXIX., Waihola District.
5	20	James Harrold.	Entitled to a grant of Suburban Section No. 1, Waihola Suburban District.
6	22	Alfred Chetham Strode.	Entitled to a grant of Suburban Section No. 4, Block I., Upper Kaikorai District.
7	16	John Black.	Entitled to a grant of Suburban Section No. 3, North East Valley District.
8	23	W. B. D. Mantell.	Entitled to a grant of Suburban Section No. 87, Green Island Bush District, and of Sections Nos. 45, 46, and 47, Block XVI., in the Town of Dunedin.
9	2 & 24	Robert Chapman.	Entitled to a grant of Rural Section No. 26, "Irregular," West Taieri District; also, to a grant of Suburban Section No. 6, Block I., Upper Kaikorai District; also to grants of Town Sections Nos. 11 and 18, Block VI., and Nos. 20, 21, 22, 23, and 24, Block XIX., Dunedin.

WALTER MANTELL,

Commissioner under the New Zealand Company's Land Claimants' Ordinance.

Crown Land Office,  
Wellington, 19th February, 1855.

**I**, FRANCIS DILLON BELL, a Commissioner duly appointed by virtue of the Ordinance No. 15, Session 11, of the Legislative Council of the Islands of New Zealand, to hear and decide claims to land by persons claiming title thereto, from through or under the New Zealand Company, report that the claim of the person named in the annexed Schedule having been duly referred to me for investigation, I hereby decide the said person to be entitled to the Government

Scrip set against his name in the said Schedule.

No. of Report	Name of Claimant	Commissioner's Decision.
822	James Huges Hallett	Entitled to Govern- ment Scrip to the amount of one hundred and fifty pounds (£150) and a further amount of two hundred pounds £200.

F. D. BELL,  
Commissioner.

### NOTICE.

#### REGISTERED LETTERS.

Colonial Secretary's Office,  
Auckland, 9th May, 1855.

ALL Letters and Packets (if posted one hour before the closing of the Mail by which they are to be transmitted) will be registered on the payment of the Regulation fee of sixpence. The system of registration is applicable to all description of letters, but registration does not render any Postmaster, or the Post Office Revenue, in any manner liable for the loss of a Letter or the contents thereof.

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

#### COLONIAL BANK OF ISSUE.

OFAL Amount of Notes in Circulation at the Office of the Colonial Bank of Issue, at Auckland, on the 28th day of April, 1855, being the close of the preceding four weeks:—

£5 and upwards .. .. .	£6,525
Under £5 .. .. .	4,125
Total .. .. .	£10,650

Total amount of Coin held by the same office on the same day, viz:—

Gold .. .. .	£4,013
Silver .. .. .	21
Total .. .. .	£4,034

I, Alexander Shepherd, the Colonial Treasurer, do hereby certify that the above is a true account as required by the Ordinance No. 16, Sess. 8.

A. SHEPHERD,  
Colonial Treasurer.

Dated at Auckland this  
30th day of April, 1855.

The sum of six thousand pounds (£6000) sterling has been remitted to England through the Commissariat Department for investment in the Public Funds of Great Britain.

#### IN THE ESTATE OF ROBERT FYFE, DECEASED.

THE Creditors of ROBERT FYFE, late of the City of Wellington, and of the Kai Koras, in the Middle Island of New Zealand, Master Whaler, who died at sea in or about the month of May 1854, are requested immediately to send the particulars of their claims to the Acting Executor, George Hunter, Esq., care of Messrs. Bethune and Hunter, Merchants, Wellington; and all persons indebted to the Estate of the said Robert Fyfe, are requested forthwith to pay the amount of such Debts to the said George Hunter.

Dated this fourth day of January, 1855.

ROBERT HART,  
Solicitor of the Executor, Lambton  
Quay, Wellington.

#### IN THE ESTATE OF ROBERT FYFE, DECEASED.

THE Heir-at-Law and Next-of-Kin of ROBERT FYFE, or FYFFE, Deceased, late of Wellington and the Kai Koras, in the Colony of New Zealand, Master Whaler, who was Drowned at Sea off the Coast of New Zealand, in or about the month of May, 1854, are requested to send information of their Existence, and the requisite Legal Proof, to George Hunter, Esq., Acting Executor of the Deceased, care of Messrs. Bethune & Hunter, Merchants, Wellington, New Zealand. The Deceased is supposed to have been born in Perthshire, in North Britain, was a son of Elizabeth Stewart, otherwise Fyfe or Fyffe, deceased, and was a grandchild of Alexander Stewart, deceased; he had a sister (married) who left Britain for some part of North America several years ago; another sister who died in Scotland several years ago, leaving children, and a brother James, who appears to have enlisted in the army many years ago. The personal estate of Deceased, which is considerable, is bequeathed to the Next-of-Kin generally; the real estate descends to his Heirs.

Dated this fourth day of January, 1855.

ROBERT HART,  
Solicitor of the Executors, Lambton  
Quay, Wellington, New Zealand.

#### NEW ZEALAND BANK.

NOTICE is hereby given that at the next Session of the General Assembly to be holden for the Colony of New Zealand, a petition will be presented to the House of Representatives for leave to bring in a Bill to authorise the establishment of a Joint Stock or Copartnership Banking Company (to be styled the New Zealand Bank) in any one or more of the Provinces of the said Colony.

Dated this 23rd day of April, 1855.

ROBERT HART,  
Solicitor to the Company,  
Lambton Quay, Wellington.