



# 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, TUESDAY, JUNE 19, 1855. [No. 12.

## PROCLAMATION.

By His Excellency Colonel ROBERT HENRY WYNYARD, Companion of the Bath, Officer administering the Government, and Commander-in-Chief in and over the Islands of New Zealand, &c. &c., &c.

WHEREAS by an Act bearing date the fourteenth day of September, one thousand eight hundred and fifty-four, passed by the Governor of the New Zealand Islands, by and with the consent of the General Assembly, intituled "An Act for the Naturalization of certain persons in the Colony of New Zealand." It is enacted, *inter alia*, that all and singular the persons who shall be declared to come within the operation of such Act, by any Proclamation to be issued in that behalf by his Excellency the Governor, shall be deemed and taken until the next session of the General Assembly to be natural born subjects of Her Majesty within the Islands of New Zealand.

Now therefore, I the Officer Administering the Government of the Islands of New Zealand, in pursuance of the power and authority in me vested by the said in part recited Act, do hereby proclaim and declare that the person whose name is underwritten shall be deemed and taken to be a natural born subject of Her Majesty from the date set opposite his name, until the next Session of the General Assembly, as fully to all intents and purposes as if his name had been inserted in the Schedule annexed to the said Act.

HENRY COOPER,  
Labourer, residing in Auckland, a native of India, from 17th May, 1855.

This Proclamation shall take effect from and after the above date.

Given under my hand and issued under the Public Seal of the Islands of New Zealand at Auckland in the Islands aforesaid this twentieth day of June, in the year of our Lord one thousand eight hundred and fifty-five.

R. H. WYNYARD.

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

GOD SAVE THE QUEEN!

## PROCLAMATION.

By His Excellency Colonel ROBERT HENRY WYNYARD, Companion of the Bath, Officer Administering the Government, Commander-in-Chief in and over the Islands of New Zealand, and its dependencies, &c. &c., &c.

WHEREAS by an Act of the General Assembly of New Zealand, intituled, "The Waste Lands Act, 1854," it is provided that if the Superintendent and Provincial Council of any Province shall recommend to the Governor, any Regulations for the sale, letting, disposal, and occupation of the Waste Lands of the Crown within such Province, it shall be lawful for such Governor, if he shall think fit, with the advice of his Executive Council, by Proclamation in the New Zealand Government Gazette, to issue and put in force such Regulations within such Province, on a day to be named in the Gazette in which the same shall

be published, not being less than one calendar month from the publication thereof.

And whereas the Superintendent and the Provincial Council of the Province of Wellington have recommended to me the following Regulations for the sale, letting, disposal, and occupation of the Waste Lands of the Crown within the said Province.

Now therefore, I, the Officer administering the Government, pursuant to the authority vested in me in that behalf by the said recited Act, do hereby, with the advice of the Executive Council, proclaim and issue the following Regulations, and I do hereby declare that the same shall come in force one month from the day of the date of the publication of such Regulations in the *Government Gazette* of the Province of Wellington, not being less than one month from the date hereof.

Given under my hand and issued under the Public Seal of the Colony of New Zealand, at Auckland in the Colony aforesaid this sixteenth day of June, 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!

#### ADDITIONAL LAND REGULATIONS

FOR THE AMENDMENT AND EXTENSION OF THE REGULATIONS OF 4TH MARCH, 1853, AS ADOPTED BY THE COUNCIL, FOR THE PROVINCE OF WELLINGTON, ON THURSDAY, FEBRUARY THE 15TH, 1855.

##### *General.*

I. The Superintendent shall from time to time, by proclamation in the *Government Gazette*, notify all new districts which shall be open to general purchase, with the boundaries and contents thereof, as nearly as the same can be ascertained.

##### *Reserves.*

II. All Reserves for the sites of townships, or town and suburban land, for the sites of agricultural and small farm settlements, or for any other purpose of public advantage, safety, convenience, health, or enjoyment, shall be determined by the Superintendent, who shall notify the same by Proclamation, wherein the objects shall be specified for which every reserve may be made.

III. In every district, ample reserves for the sites of agricultural and small farm settlements shall be made before the lands in such districts shall be thrown open to general purchase.

IV. Whenever any Association shall be formed for promoting the settlement and occupation of any reserve set apart for the site of small farms, and shall propose to the Superintendent a plan containing special rules for encouraging such settlement and occupation, it shall be lawful for the Superintendent, on being satisfied of the probable ability of such Association, to effect the speedy settlement of such reserve, by Proclamation, to vest the administration of the land within such reserve, according to such special rules in Commissioners appointed by such Association, for a period not exceeding three years: Provided always, that the land shall be sold by such Association at the fixed price of ten shillings per acre, payable in cash to the Commissioner from time to time, immediately on the sale of every allotment.

V. Whenever any reserve shall have been so made for the site of a small farm settlement, a block of the adjacent land, as nearly as may be in extent one-third of the reserve, shall by Proclamation be annexed to the reserve as common land, upon which, as well as upon all unsold lands within the reserve, every resident occupier of land in the reserve shall have a right of pasturage for a period of three years from the date of such Proclamation, the proportionate commonage of each occupier to be fixed by the Association; and during such term none of the said common land so annexed outside the reserve block shall be sold, nor any license for a run issued therein. At the expiration of such term, it shall be lawful for the Superintendent either to renew the same for a further period of three years, or to open the land for sale after public notice thereof for not less than three months.

VI. In every block which shall be set apart for the site of a township, or agricultural or small farm settlement, a reserve shall be made of bush land not less than one-twentieth of the whole extent of bush land within the limits of such block; or if there be no bush land thereon, then a sufficient reserve shall be made from the bush land outside such block, and most convenient thereto; the timber in which reserve shall be exclusively used in common by the resident occupiers of the land in the block for consumption thereon, but not for sale to any persons not occupiers; and any other persons felling or removing timber from such reserve shall be proceeded against as is by law provided in respect to trespassers on Crown land.

VII. It shall be the duty of the Superintendent to make in every district a reserve not exceeding one-thirtieth part of the public lands for the purposes of education; such lands to be vested in a Board of Commissioners for educational purposes, and the proceeds thereof, as sold, to be applied to such special educational objects as may be prescribed by Acts of the Provincial Legislature.

VIII. It shall be the duty of the Superintendent to make reserves where the public

advantage may require it, along the banks of navigable rivers, or along an available coast line, or otherwise, so as to prevent the undue monopoly of timber, or of road or water frontage.

IX. In all blocks reserved as townships and agricultural settlements (except always the special small-farm reserves), no land shall be sold until it has been accurately surveyed, allotted and mapped, and each allotment distinguished by appropriate marks on the ground; nor shall any allotment exceed three hundred and twenty acres in extent.

#### *Applications.*

X. The general register of applications for land, and the local registers, where such shall exist, shall be open to the inspection of the public daily during office hours; and any one may take a copy of any application from such register, or of any other entry therein.

XI. All applications made upon the same day shall, for the purpose of the following rule, be deemed simultaneous applications.

XII. In cases where simultaneous applications shall be made for a piece of land, an auction shall be held as between the applicants, the land named in the application being put up at the upset price of ten shillings per acre, and the application shall be registered in the name of the person who shall bid and pay the highest price: Provided that either or all of the conflicting applications may be withdrawn.

XIII. A return of every application received and registered, distinguishing the name of the applicant, extent of land purchased, payments made, and any other particulars necessary for the full information of the public, shall be made monthly by the Commissioner, and published in the *Provincial Government Gazette*.

#### *Auction Sales.*

XIV. No sales by auction, excepting sales provided for by clause XII, shall take place unless the same shall have been notified by Proclamation of the Superintendent in the *Government Gazette*, specifying the several allotments to be offered for sale, with the contents of each: Provided always, that no allotment shall be offered for sale unless the same shall have been first staked out upon the ground and distinguished by an appropriate number or mark upon a plan open to public inspection: And provided also that no allotment, the upset price whereof shall be five shillings per acre, shall exceed 640 acres in extent.

### REGULATIONS

FOR THE LICENSED OCCUPATION OF THE PUBLIC PASTURE LANDS OF THE PROVINCE OF WELLINGTON.

I. All persons requiring occupation licenses for unoccupied portions of the Public Pasture Lands of the Province of Wellington, or for portions of the same now in their occupation, shall lodge with the Land Commissioner of

the district in which such run is situated, a description thereof, in the form or to the effect of Schedule A.

II. Every applicant shall, at the time of lodging such description, pay to the Commissioner a cash deposit according to the following scale, viz. :—

£25 for runs described as under 10,000 acres  
£50 ditto ditto over ditto ditto

III. All applications which shall have been regularly made, and in respect of which the required deposit shall have been paid, shall be immediately filed and registered in the Commissioner's Office; and the register of all such applications shall be open to public inspection within office hours.

IV. The Commissioner shall publish, without delay, in the *Government Gazette* for the Province of Wellington, the description of every run thus applied for, together with the name of the applicant and the amount paid in deposit.

V. The Commissioner shall have power to hear and decide on all applications, and also all objections thereto, as well as all disputes in respect of conflicting applications.

VI. All objections must be brought before the Commissioner within three months after the date of the publication above referred to, and the ground of objection must be stated in writing; and no objection shall be entertained unless laid before him prior to the lapse of this period.

VII. In the event of any objection being duly laid before the Commissioner within the prescribed time, it shall be his duty to appoint by publication in the said *Gazette*, as early a day for hearing and determining the claims of the respective parties as shall be compatible with a sufficient notice.

VIII. It shall be the duty of the Commissioner to hear and determine all such objections and conflicting applications, and also all disputes between holders of pasture occupation licenses, regarding the boundaries of their respective runs in open Court, to be held in the districts where the runs in dispute are situated.

XI. All applications made upon the same day shall be deemed to be simultaneous applications, and the priority thereof shall be decided by lot.

X. The Commissioner may at any time require the holder of a license to distinguish the boundaries of his run, by marked trees or posts or otherwise, when they are not distinctly marked by nature.

XI. So soon as practicable after the decision in favour of any application for a run shall have been given, an occupation license in the form of Schedule B to depasture stock thereon for 14 years shall be issued to the applicant, who shall pay for such license the sum of five pounds sterling, and shall be entitled to receive credit on account of rent reserved as under, to the extent of the deposit lodged by him, subject always to the following reservations and conditions :—

- 1st. No license whatever shall be issued until the approximate accuracy of the computation of the acreage of the run be certified to the satisfaction of the Commissioner, and endorsed on a plan thereof, which plan shall exhibit, as nearly as may be, the boundaries of the run, and shall be attached to the license. The applicant is bound to obtain such certificate and plan at his expense.
- 2nd. If at any time during the currency of such occupation license, the land comprised therein, or any part thereof, shall become included within the boundaries of any agricultural or small farm, or other reserve, then the said occupation license shall cease and determine as to so much of the land as shall be included within such boundaries from and after the day of the date of the Proclamation by which such reserves shall be declared open for use and occupation.
- 3rd. If at any time during the currency of such occupation license, the land comprised therein, or any part thereof, shall be sold by or on behalf of the Crown, then and in that case also the said license shall cease and determine over so much of the land as shall have been sold from and after three months notice of such sale in the said *Government Gazette*.
- 4th. Rent for a run shall be computed upon the acreage according to the following ~~scale~~ *scale*—
- For the first four years of occupation, at the rate of one farthing per acre per annum.
- For the next five years of occupation, at the rate of one halfpenny per acre per annum.
- For the remaining five years of occupation, at the rate of one penny per acre per annum.
- 5th. All rents shall become due and payable to the Land Commissioner of the district where the runs are situated annually during the month of January in each year of occupation up to the 31st of the preceding December: Provided that, for licenses issued after the 30th of June in any given year, only half a year's rent shall be chargeable in the next ensuing month of January.
- 6th. When any arrears of rent shall remain unsettled for a period of three months, in that case the said license shall cease and determine, and the Land Commissioner for the district is thereupon required to notify in the said *Government Gazette* the forfeiture of such license, and to let the run to which it relates by public auction, whereof one month's notice shall be given, to the highest bidder for a term of 14 years, subject to the conditions of these regulations.

Provided always, that the period of three months above referred to may be extended to six months in case of the death of the run-holder.

- 7th. Within 12 months after the issue of a license, the holder thereof shall be required to place on the run at least one breeding ewe for every 20 acres, or else one cow or more for every one hundred and twenty acres; and he shall be required to keep up at least that number of breeding stock upon the run during the whole period of his occupancy.

Should the holder of a license not comply with this condition, his deposit shall be absolutely forfeited, and the run shall be let according as is provided for in the foregoing clause.

XII. In the event of any deposit being made and the run in respect of which such deposit has been made not being afterwards awarded to the depositor by the Commissioner, the amount so deposited shall be refunded to him immediately after the Commissioner's decision.

XIII. The beneficial interest in any occupation license may be at any time transferred by the licensed holder.

In order to render such transfer valid, it shall be necessary—

1st. That all the conditions upon which the original license was granted shall have been complied with, as to payment of rent and otherwise.

2nd. That notice shall be given to the Commissioner within one month of the transfer having been effected.

XIV. The licensed occupier of any run shall have the right of pre-emption, during the currency of his lease, of his homestead, to the extent of 80 acres immediately surrounding it, but no more.

XV. A return of all occupation licenses issued during the past year, together with all transfers and decisions, on disputed references, and a statement of all deposits and rents received during the same period, shall be published by the Commissioner in the said *Government Gazette* during the month of February in each year.

XVI. These Regulations shall come into force in this Province at the expiration of one month after notice in the said *Government Gazette* that they have received the Governor's sanction, from and after which date the Regulations of 1851 shall cease to be acted on.

All persons now entitled to licenses under the Regulations of 1851, may, at their option expressed in writing to the Commissioner within six months after the publication of the sanction of these present Regulations, have licenses issued under the first mentioned Regulations, to date from the time at which they were so entitled; or they may have licenses under these present regulations to date from the period of their expressing such option.

## SCHEDULE A.

District  
Boundaries  
Estimated extent  
Deposit &  
Signature of applicant

## SCHEDULE B.

*Form of Pasture Occupation License.*

Whereas A. B., of \_\_\_\_\_, has made application for a Pasture Occupation License in the district of \_\_\_\_\_, and has lodged with me the required description and deposit, and whereas the boundaries of the run thus applied for are set forth in a plan attached to this license and the acreage contents satisfactorily certified.

Now, therefore, I \_\_\_\_\_, do hereby license the said \_\_\_\_\_ to depasture stock upon the said land for the term of 14 years from the date hereof, subject nevertheless to be sooner determined pursuant to the Regulations under which this license is issued and to be cancelled as is in such Regulations provided.

Dated

(Signed)

C. D.,

Commissioner.

CHAS. CLIFFORD,  
Speaker.

L. E. FEATHERSTON,  
Superintendent.

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

THE attention of the various Postmasters in the Colony is directed to the following letter from the Assistant Secretary in the General Post Office, London, containing Regulations for the Colonial Book Post, and which His Excellency the Officer administering the Government has directed should be published for general information.

The various Postmasters are directed to comply with these Regulations, and to adopt corresponding arrangements with respect to packets sent from New Zealand to the United Kingdom.

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

General Post Office,  
20th February, 1855.

SIR,—I am directed by the Postmaster-General to inform you that the Lords Commissioners of Her Majesty's Treasury, by their Warrant, dated the 23rd ultimo, have made several alterations in the Regulations of the Colonial Book Post, with a view of removing the causes of error and vexation arising from the circumstance, that the privileges of the Colonial Book Post have hitherto been different from those of the Inland Book Post, and from the arrangement under which a book packet, which, from inadvertence, may have been in-

sufficiently prepaid, becomes chargeable with the full letter rate.

As the alterations are in all respects beneficial to the public, whether in the Mother Country or the Colonies, and calculated to increase both the British and Colonial Postal Revenue, and as a great delay would have been caused by a previous application for the consent of each separate Colony concerned; the Postmaster-General felt sure that in recommending the measure to the Lords of the Treasury, he might assume the acquiescence of all the Colonial Governments.

Under these circumstances, the day which has been fixed for the Warrant to come into operation is the first of next month (March), and subjoined is a statement of the chief provisions of the Warrant.

1. A Book Packet may contain any number of separate books, almanacs, maps, or prints, and any quantity of paper, vellum, or parchment (to the exclusion of letters, whether sealed or open); and the books, maps, paper, &c., may be either printed, written, or plain, or any mixture of the three.

2. The name and address of the sender, or anything else not in the nature of a letter, may also be written or printed upon the envelope or cover of the packet, in addition to the name and address of the person to whom it may be forwarded.

3. All legitimate binding, mounting, or covering of the same, or of any portion thereof, will be allowed, whether such binding, &c., be loose or attached; as also rollers in the case of prints; markers (whether of paper or otherwise) in the case of books; and, in short, whatever is necessary for the safe transmission of literary or artistic matter.

4. The rates of postage on Book packets will remain as heretofore, viz. :—

	s.	d.
For each packet not exceeding $\frac{1}{2}$ lb. ....	0	6
Ditto above $\frac{1}{2}$ lb. and not exceeding 1 lb. ....	1	0
Ditto above 1 lb. and not exceeding 2 lbs. ....	2	0

and so on.

5. The following Regulations, however, must be observed.

Every packet must be either without a cover, or with a cover, open at the ends or sides.

It must not contain any letter, open or sealed, nor any sealed enclosure whatever.

No packet must exceed two feet in length, breadth, or width.

The postage of book packets must be paid in advance, and, if within the United Kingdom, by means of stamps.

Should a book packet be posted unpaid, or with a prepayment of less than sixpence, or be enclosed in a cover, not open at the ends or sides, or should it exceed the dimensions specified, such packets will be sent to the Dead Letter Office, and treated as at present.

But when a book packet shall have been posted, insufficiently prepaid, and it shall appear that the single rate of sixpence at least

has been paid, such packet will be forwarded, charged with an additional postage equal to the deficiency, plus another single rate as a fine.

Should any letter, whether closed or open, or any enclosure sealed or otherwise closed against inspection, be found in a book packet, such letter or other enclosure will be forwarded, charged not only with the postage due upon it as an unpaid letter, but also with an additional sum of sixpence, being the single book post rate. The packet itself, however, in such case will be forwarded (provided the postage shall have been duly paid) without any extra charge.

With regard to the fines, the Postmaster General proposes to divide the amount equally between this country and the Colony: but the proportions of the postage on books, whether fully or insufficiently paid, will remain as heretofore.

It is proposed, as the simplest way of bringing to account the postage of insufficiently paid books, sent from the United Kingdom, to credit the Colony in the Letter Bill, with the full amount to which it is entitled, penalty included, and to claim the whole sum leviable on the delivery of the packet, under a separate heading on the Letter Bill.

Thus, supposing the weight of a book packet to be between one and two-pounds, sent from the United Kingdom to New Zealand, the proper postage would be 2s.; but if such packet be paid by stamps of the value of six pence only, the deficiency of postage is 6d. together with a fine of sixpence, would still be chargeable, making together 2s. Out of the total charge of 2s. 6d. the Colony would be entitled to its proportion of the ordinary postage, viz., 8d. together with half the penalty, viz., 3d. in all 11d. Thus 11d. would be credited to the Colony and 2s. would be claimed from the Colony in the manner proposed.

A new item will require to be introduced into the Letter Bill, and a label, such as that of which I enclose a specimen, will be attached to the insufficiently paid packets of Books.

Corresponding arrangements should of course be adopted with respect to similar packets sent from New Zealand to the United Kingdom.

As there is at present no communication by packet between this country and New Zealand, the Postmaster General under the power reserved to him by the Treasury Warrant of the 23<sup>d</sup> ultimo, has authorised book packets to be transmitted to and from New Zealand by private ship.

The Postmaster General trusts that these new regulations will be satisfactory to you, and will receive the concurrence of the Government of New Zealand.

I am, &c.,

F. HILL,

Assistant Secretary.

The Postmaster General,

&c., &c., &c.

Auckland, New Zealand.

## LABEL ALLUDED TO.

### INSUFFICIENTLY STAMPED BOOKS.

	No. of Books	Amount
Underpaid Postage claimed by British Office	}	
Postage allowed to the Office of New Zealand	}	
and		

Crown Land Office,

New Plymouth, 15th May, 1855.

I, WILLIAM HALSE, 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 whose names appear in the Schedule here-under having been duly referred to me for investigation, I do hereby decide that the said persons are respectively entitled to Government Scrip set against their names in the said Schedule.

W. HALSE,

Commissioner.

No. of Report.	No. of Claim.	Name of Claimant.	Commissioner's Decision
151	430	Wm. Northcroft	Entitled to Government Scrip for thirty-seven pounds, ten shillings, (£37 10s.)
152	433	Augustus Brown Abraham	Entitled to Government Scrip for thirty-seven pounds, ten shillings, (£37 10s.)
153	434	Do.	Entitled to Government Scrip for thirty-seven pounds, ten shillings, (£37 10s.)
154	435	Do.	Entitled to Government Scrip for thirty-seven pounds, ten shillings, (£37 10s.)
155	458	John Lewthwaite	Entitled to Government Scrip for seventy-five pounds (£75.)
156	459	Do.	Entitled to Government Scrip for seventy-five pounds (£75.)
157	460	Do.	Entitled to Government Scrip for seventy-five pounds (£75.)
158	461	Do.	Entitled to Government Scrip for seventy-five pounds (£75.)
159	462	Do.	Entitled to Government Scrip for seventy-five pounds (£75.)
160	463	Do.	Entitled to Government Scrip for seventy-five pounds (£75.)

W. HALSE,

Commissioner.