



NEW ZEALAND GOVERNMENT GAZETTE.

[PROVINCE OF OTAGO.]

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.

W. CARGILL, Superintendent.

Vol. II.]

THURSDAY, NOVEMBER 1, 1855.

[No. 30.]

Superintendent's Office,
Dunedin, 27th October 1855.

HIS HONOR THE SUPERINTENDENT has been pleased to direct the re-publication of the following Address, Proclamations, and Notification, from the "New Zealand Government Gazette":—

By His Honor's command,
JOHN LOGAN,
Clerk to Superintendent.

GENERAL ASSEMBLY.

SATURDAY, 15TH SEPTEMBER 1855.

His Excellency the Governor prorogued the General Assembly at the Council Chamber, this day, at 3 o'clock p.m., when His Excellency delivered the following

ADDRESS.

*Honourable Gentlemen of the Legislative Council, and
Gentlemen of the House of Representatives,—*

I consider myself fortunate in having arrived in New Zealand at a time when the General Assembly is in Session, as it affords me an opportunity of stating the views I entertain on certain subjects.

Before entering on other matter, I desire to announce my intention to continue the policy hitherto adopted towards the Aborigines, in maintaining inviolate their right to their land, and securing to them an impartial administration of justice.

The communication, which I took the earliest opportunity of laying before the two Houses, will have satisfied you that it is the desire of her Majesty's Government that this Colony shall enjoy the fullest measure of self-government which is consistent with its allegiance to the British Crown. Nor are these sentiments confined to any particular party in the Imperial Parliament, but are shared in by those who differ on most other subjects.

Animated by the same feeling, I am prepared to carry out in its integrity the principle of Ministerial Responsibility, being convinced that any other arrangement would be ineffective to preserve that harmony between the Legislative and Executive branches of the Government which is so essential to the successful conduct of public affairs.

Entertaining these views, it will be my object to secure, as early as possible, the introduction of this form of Government, which has been so earnestly solicited by the popularly constituted legislature of this Colony. Indeed, the public interest demands that the present state of transition should be allowed to continue no longer than circumstances peremptorily require.

As soon as the necessary arrangements have been made, I shall be prepared to give my confidence to those gentlemen who possess that of the Legislature, and whenever changes may become necessary, I shall permit neither private interests nor private friendships to influence my public conduct.

Gentlemen of the House of Representatives,—

I have much pleasure in thanking you for the liberal provision you have made for the public service, and you may rest assured that the supplies

voted shall be expended with the utmost economy consistent with efficiency.

Gentlemen of the Assembly,—

Under the peculiar circumstances of the present Session, legislation has not been of an important character.

Questions of great public interest have not been dealt with; these have been rightly deferred until they can be considered by a Legislature more fully attended, and assisted in their deliberations by a responsible Ministry.

All the Bills which have been passed by the Assembly I have had much pleasure in assenting to on behalf of Her Majesty, and I trust these measures will be found to effect beneficial changes in the Law.

In the position in which I now am it would be impossible to deal satisfactorily with many subjects of importance, I shall therefore defer all matters not requiring immediate attention until the contemplated change in the Government shall have taken place.

In the exercise of the power conferred upon me by the Constitution Act, it is my intention to dissolve this Assembly without delay.

In the absence of any measures on the part of the General Assembly, determining otherwise, the next Session will be convened and held in Auckland, as soon as it may be convenient to the members from the distant Provinces to leave their private affairs.

It is my earnest hope and belief, that the several Constituencies of the Colony, duly appreciating their responsibility, and guided by an All-wise Providence, will exercise their important functions in the manner best calculated to secure the services of Representatives who will efficiently aid me in my endeavours to develop the resources of the country, to elevate the moral and social condition of its inhabitants, to preserve that perfect civil freedom and religious equality, which is now enjoyed by all classes and denominations of Her Majesty's subjects, and by these means to promote the happiness and increase the prosperity of the people of this favored Colony.

I now prorogue this Assembly until the first day of October, 1855.

THOMAS GORE BROWNE.

Auckland, New Zealand,
15th September, 1855.

PROCLAMATION.

By his Excellency Colonel THOMAS GORE BROWNE, Companion of the most Honorable Order of the Bath, Governor and Commander-in-Chief in and over the Colony of New Zealand, &c., &c., &c.

WHEREAS by an act of the Imperial Parliament passed in the fifteenth and sixteenth years of the Reign of Her Majesty Queen Victoria, Cap. 72, intituled "An Act to Grant a Representative Constitution to the Colony of New Zealand," it is enacted that there shall be within the Colony of New Zealand a General Assembly, to consist of the Governor, a Legislative

Council, and a House of Representatives.

And whereas it is by the said in part recited Act further enacted that the Governor may at his pleasure prorogue or dissolve the said General Assembly.

Now therefore I, the Governor, do by this Proclamation dissolve the General Assembly of New Zealand accordingly.

Given under my hand and issued under the public seal of the Colony of New Zealand, at Auckland, in the Colony aforesaid, this fifteenth day of September, in the nineteenth year of Her Majesty's reign, and in the year of our Lord One thousand eight hundred and fifty-five.

(Signed) THOMAS GORE BROWNE,
Governor.

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

GOD SAVE THE QUEEN!

PROCLAMATION.

By His Excellency Colonel THOMAS GORE BROWNE, Companion of the most Honorable Order of the Bath, Governor of the Colony of New Zealand, &c., &c., &c.

WHEREAS by an Act of the Imperial Parliament, passed in the fifteenth and sixteenth years of the Reign of Her present Majesty, cap. 72, intituled "An Act to grant a Representative Constitution to the Colony of New Zealand," the several Provinces of Auckland, New Plymouth, Wellington, Nelson, Canterbury, and Otago are thereby established; and it is enacted that for each of the said Provinces there shall be a Superintendent and Provincial Council.

And whereas by the said Act it is further enacted that every Provincial Council shall continue for the period of four years from the day of the return of the Writs for choosing the same, and no longer. Provided always that it shall be lawful for the Governor of New Zealand, by Proclamation or otherwise, to dissolve the same whenever he shall think it expedient so to do.

Now therefore I, the Governor of the Colony of New Zealand, do by this Proclamation dissolve the Provincial

Council of the said Province of Otago accordingly.

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

(Signed) THOMAS GORE BROWNE,
Governor.

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

GOD SAVE THE QUEEN!

Colonial Secretary's Office,
Auckland, 13th Sept. 1855.

HIS Excellency the Governor directs it to be notified that the under-mentioned Acts passed by the General Assembly last Session have been submitted to the Queen, and that Her Majesty has been graciously pleased to leave them to their operation.

- No.—4. "The Nelson Trust Funds Act, 1854."
5. "The Licensing Amendment Act, 1854."
6. "The Waste Lands Act, 1854."
7. "The Public Reserves Act, 1854."
8. "The Law Practitioners' Act, 1854."
9. "The Secondary Punishment Act, 1854."
10. "The Powers of Attorney Act, 1854."
11. "The Appropriation Act, 1854."
12. "The Marriage Act, 1854."

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

PROCLAMATION.

By His Honor WILLIAM CARGILL,
L.S. Esquire, Superintendent of
the Province of Otago.

WHEREAS by an Ordinance enacted by the Lieutenant-Governor of New Zealand, by and with the consent of the Legislative Council thereof, Session VII., No. 7, intituled "An Ordinance for the Regulation of Prisons," it is enacted that "it shall be lawful for His Excellency the Governor, from time to time, as to him shall seem meet, by Proclamation, to declare any House, Building, Enclosure, or Place, to be a Public Gaol: and from and after the publication of any such Proclamation, such House, Building, Enclosure, or Place, shall be deemed and taken to be a Public Gaol."

And whereas, by another Ordinance enacted by the Superintendent of the Province of Otago, by and with the advice of the Provincial Council thereof, session I., No. 6, intituled "An Ordinance

to empower the Superintendent of the Province of Otago to perform certain acts heretofore performed by the Governor or Lieutenant-Governors of New Zealand, and by the Resident Magistrate of Otago," it is provided that all such powers as are conferred by the Ordinances enumerated in the Schedule thereto appended, upon "the Governor-in-Chief, Governors, or Lieutenant-Governors, or the Officer administering the Government of the Colony or Province for the time being, are thereby, within the Province of Otago, conferred on the Superintendent thereof." And whereas the Ordinance aforesaid is included in the said Schedule: And whereas in consequence of the Building formerly proclaimed as a Public Gaol in Dunedin having been accidentally destroyed by fire on the 22nd day of October, 1855, it is desirable that the Building now used as an Immigration Barrack in the Town of Dunedin, in the Province of Otago, should temporarily, and until a building suitable for the purposes of a Gaol be erected, be proclaimed to be a Public Gaol of the Colony. Now therefore I, the said Superintendent of the Province of Otago, do hereby proclaim and declare that the Building aforesaid shall be deemed and taken to be one of the Public Gaols of the Colony of New Zealand.

Given under my hand and seal at Dunedin, in the Province of Otago, this twenty-third day of October, One thousand eight hundred and fifty-five.

W. CARGILL,
Superintendent.

Superintendent's Office,
Dunedin, 1st October 1855.

I HEREBY NOTIFY that I have appointed the following Gentlemen, jointly and severally, to be Emigration Agents in Australia for the Province of Otago, in New Zealand, for the purpose of selecting and making advances for the passage of labour Emigrants (within the amount appropriated thereto) and with due regard to the character and fitness of the parties; also to create facilities of passage for other parties desiring to remove to Otago.

WILLIAM HUNTER REYNOLDS, Esq.
Merchant, Otago.

H. P. SAWELL, Esq., Merchant,
Melbourne, Australia.

W. CARGILL,
Superintendent.

Superintendent's Office,
Dunedin, 25th October 1855.

I HEREBY NOTIFY that I have appointed

Mr. JOHN LOGAN

to be Collector of Immigrants' Bills for the Province of Otago.

W. CARGILL,
Superintendent.

Superintendent's Office,
Dunedin, 24th October 1855.

TENDERS in Duplicate will be received at this Office on or before the 30th day of November 1855, from persons willing to supply the Provincial Government with

FIREWOOD

for the year ending 30th Sept. 1856. Tenders to state the price per cord of Manuka and good mixed wood, respectively, piled up at the places where the same is at present piled at this Office, and at the Gaol, Dunedin.

By His Honor's command,

JOHN LOGAN,
Clerk to Superintendent.

Superintendent's Office,
26th October, 1855.

I HEREBY NOTIFY that I have appointed

Mr. JOHN GREGG

to be Office-keeper, Messenger, &c., vice John Barr, senior.

W. CARGILL,
Superintendent.

TAIERI FERRY.

WHEREAS it has been arranged that the Taieri Ferry is to be made Public Property, and served under Regulations of the Provincial Government at such Rates of Charge as will suffice to cover the expense: And whereas it has been proved that the Rates hitherto charged have not sufficed for the remuneration of Mr. Harrold and his Assistant, in working it on their own account as a private property; the following Rates are hereby authorised, with the consent of Mr. Harrold, to be charged from the date hereof,—Mr. Harrold to keep an account of all receipts from the present date, for the information of the Government.

RATES OF CHARGE.

For each PERSON	1s.
For each Horse	2s.
For each Head of Cattle	2s.
For Sheep, each	3d.
Do., if above 100, each	2d.
Goods, per cwt.	1s.
For each Parcel	3d.

W. CARGILL,
Superintendent.

Superintendent's Office,
Dunedin, 11th Oct., 1855.

PROVINCE OF OTAGO.

REVENUE AND EXPENDITURE of the DEPARTMENT OF CROWN LANDS for the Quarter ending 30th September 1855.

EXPENDITURE.

Department of Crown Lands—	
Fixed Salaries,	£57 10 0
Department of Government Surveyor—	
Nil,	0 0 0
Payments to credit of New Zealand Company,	85 10 0
Distribution of Available Balance,	240 11 6
Balance on 30th September—	
Payable to Sub-Treasurer to credit of New Zealand Co., £84 8 0	
Payable to Sub-Treasurer half Available Balance, 103 12 0	
Payable to Provincial Treasurer,	103 12 0
Retained for Working Balance,	100 0 0
	<u>391 12 0</u>
	£775 0 0

REVENUE.

Chargeable with 25 per cent. for New Zealand Company—	
Land Sales within Otago	
Block,	£275 0 0
Fees on Depasturing Licenses,	62 12 0
	<u>337 12 0</u>
Not so Chargeable—	
Fees on Timber Licenses,	7 10 0
Fees on Crown Grants,	4 0 0
	<u>349 2 0</u>
Balance at 30th June 1855,	426 1 6
	<u>£775 3 6</u>

P. PROUDFOOT, Commissioner.