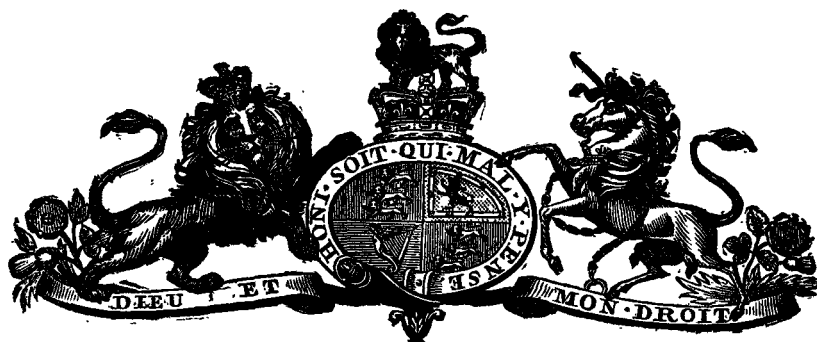


NEW ZEALAND.



TRICESIMO NONO

VICTORIÆ REGINÆ.

No. LXVIII.

ANALYSIS.

- Title.
Preamble.
1. Short Title.
2. Interpretation.
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4. Section 35 amended.
5. Section 37 amended.
6. Sections 46 and 47 amended.
7. Section 64 amended.

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9. Allowance to applicant for cost of survey.
10. Applicant to complete survey within appointed time. Provisions in case of default.
11. Provision for laying out lines of road over rural lands. Proviso.

An Act to amend "The Auckland Waste Lands Act 1874."
[21st October, 1875.]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act shall be "The Auckland Waste Lands Act 1874 Amendment Act, 1875." Short Title.
2. The words "the said Act" wherever used throughout this Act shall mean "The Auckland Waste Lands Act, 1874," and this Act shall be read and construed with and as part of the said Act. Interpretation.
3. Section thirty-three of the said Act is hereby amended by the addition of the following words at the end thereof, that is to say, "except in the case of third-class lands." Section 33 amended.
4. Section thirty-five of the said Act is hereby amended by striking out the words "in respect of town and suburban lands," and inserting in lieu thereof the words "by Part III. of this Act." Section 35 amended.
5. Section thirty-seven of the said Act is hereby amended by leaving out the words "within any proclaimed block," and by striking out the words "in respect of town and suburban lands," and inserting in lieu thereof the words "by Part III. of this Act." Section 37 amended.
6. Sections forty-six and forty-seven of the said Act are hereby amended by striking out the word "Board," wherever it occurs in Sections 46 and 47 amended.

Auckland Waste Lands Act 1874 Amendment.

either of the said sections, and inserting in lieu thereof the word "Commissioner."

Section 64 amended.

7. Section sixty-four is hereby amended in the third subsection thereof by striking out the words "no such area shall exceed fifty acres in extent," and by inserting in lieu thereof the words "the acreage of such areas shall be such as shall from time to time be approved of by the Superintendent."

In sales of unsurveyed land, Commissioner may either have land surveyed, or require applicant to survey.

8. In cases where unsurveyed lands are purchased, the Commissioner or Chief Surveyor shall at the time of such purchase, or as soon as may be thereafter, inform the purchaser that the land so purchased will be surveyed by and at the expense of Government, or that the purchaser must have the same surveyed at his own expense, by a surveyor to be approved of in writing by the Commissioner or Chief Surveyor.

Allowance to applicant for cost of survey.

9. When land is surveyed by the applicant at his own expense he shall be entitled to an allowance, according to a scale to be from time to time fixed by the Commissioner or Chief Surveyor for the cost thereof, not exceeding in any case after the rate of one shilling per acre.

Applicant to complete survey within appointed time.

10. Every survey to be made at the expense of the applicant must be completed to the satisfaction of the Commissioner or Chief Surveyor, and the plans thereof delivered to him with as little delay as possible, and within a time to be fixed by him, which shall in no case exceed six calendar months; and in default of such survey being made within the appointed time, it shall be lawful for the Commissioner or Chief Surveyor either to have the land surveyed at the applicant's cost, the amount whereof shall be repaid by him within one month, or it shall be lawful for the Commissioner to sell the land to any other person, and in such latter case the purchase money paid by the first applicant shall be returned to him on demand, after deducting therefrom one-fifth part thereof as penalty for his default.

Provisions in case of default.

Provision for laying out lines of road over rural lands.

11. When lands are sold in districts in which all future lines of roads have not been determined and laid out, a right to construct a road shall be reserved in the grant, and an allowance made to the purchaser for such reserve of five acres per cent. to purchasers of not more than two hundred acres, and three acres per cent. to purchasers of more than that quantity: Provided always, that if the right thus reserved shall not be exercised within three years from the delivery to the Commissioner of a request in writing, from the owner or occupier of any land over which such right is reserved, that the said right be exercised, such owner or occupier shall be entitled to compensation from the Government for the damage done by the construction of such road to any improvements effected on the said land subsequently to the expiration of the said period.

Proviso.

WELLINGTON, NEW ZEALAND:

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