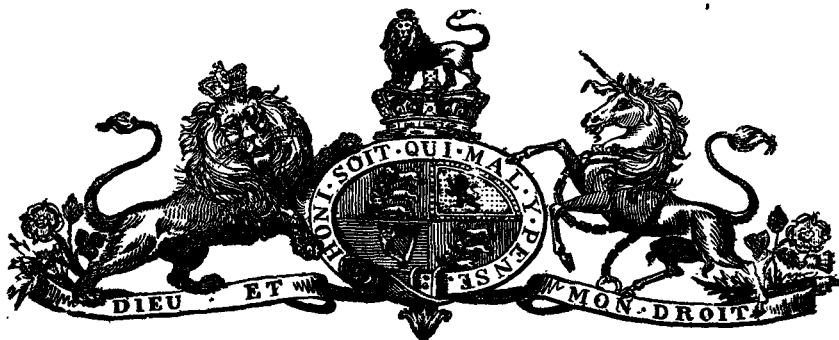


NEW ZEALAND.



ANNO VICESIMO PRIMO ET VICESIMO SECUNDO

VICTORIÆ REGINÆ.

No. 47.

ANALYSIS:

- |   |  |                                |
|---|--|--------------------------------|
| Title.  |  | 2. Liability of Commissioners. |
| Preamble.                                     |  | 3. Short Title.                |
| 1. Power to Commissioners to sue and be sued. |  |                                |

**AN ACT to enable Commissioners of Native Reserves to sue and be sued.** Title.

[10th August, 1858.]

**WHEREAS** by an Act of the General Assembly of New Zealand intituled "The New Zealand Native Reserves Act, 1856," the Governor is empowered to appoint Commissioners to manage certain lands reserved or set apart for the benefit of the Aboriginal Inhabitants of the Colony, and powers of management of such reserved lands are by the said Act, vested in such Commissioners accordingly. Preamble.

And whereas it is expedient that the said Commissioners be enabled to sue and be sued.

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

I. All lands and hereditaments, moneys, goods, chattels, and effects whatever, the management whereof shall have been lawfully vested in any such Commissioners appointed as aforesaid, Power to Commissioners to sue and be sued.

*Native Reserves Amendment.*

shall for all purposes of proceedings in any Court, as well criminal as civil, in law, or in equity in anywise touching or concerning the same, be deemed and taken to be, and may in every such proceeding (where necessary) be stated to be the property of the Commissioners for the time being in their proper names without further description ; and such Commissioners shall and they are hereby authorised to bring and defend, or cause to be brought or defended, any action, suit, prosecution, or other proceeding, criminal as well as civil, in Law or Equity touching or concerning the land or property aforesaid, and such Commissioners shall and may in all cases concerning the said property, sue and be sued, plead and be impleaded, in any Court of Law or Equity in their proper names, as such Commissioners, without other description ; and no such suit, action, prosecution, or other proceeding, shall be discontinued or abate by the death of any such Commissioners or their removal from office, but the same shall and may be proceeded with by the succeeding Commissioners in the proper names of the Commissioners commencing the same ; and such succeeding Commissioners shall pay or receive the same costs as if the action, suit, or other proceeding had been commenced in their names for the benefit of or to be reimbursed from the funds in the hands of the said Commissioners in respect of the said Commission,

Liability of Commissioners.

II. No Commissioner shall be personally liable, except for his own act and deed, nor for anything done by him in the execution of his office as Commissioner, except in cases where he shall be guilty of wilful neglect or default.

Short Title.

III. The Short Title of this Act shall be "The New Zealand Native Reserves Amendment Act, 1858."