

A BILL INTITULED

AN ACT to provide for the Settlement of <sup>Title.</sup>  
certain Land Claims in the Provinces  
of Canterbury, Otago, and Southland.

WHEREAS George Green of Dunedin in the Province of Otago <sup>Preamble.</sup>  
shipbuilder shipwright and whaler did in the present Session of  
Parliament present petitions to the Legislative Council and House  
of Representatives respectively stating (1) That in the year 1838 he  
5 purchased certain tracts of land in New Zealand from Towaku the  
acknowledged superior chief of the Middle Island the title deeds to  
which land are signed by Towaku and all the minor chiefs (2) That  
his purchase was made at the time New Zealand was an independent  
Sovereign State (3) That King William IV. did in the year 1832  
10 make a solemn declaration that New Zealand was a "substantive and  
independent State" (4) That after the Treaty of Waitangi the  
petitioner in conformity with proclamation issued by Sir George  
Gipps Governor of New South Wales to the effect that purchasers of  
land from Natives of New Zealand were to send in their claims was  
15 the first purchaser to comply (5) That some time after he complied  
with the order contained in the before mentioned proclamation he  
received notice from the Governor of New South Wales that his  
claims would have to be forwarded to New Zealand as there would be  
a commission appointed their to investigate them and subsequently  
20 he received further notice that as his lands were situated in the  
southern parts of the Middle Island of New Zealand the claim could  
not be investigated for some time but that at any time there was a

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Commissioner down South he (the Commissioner) could investigate them (6) That he paid the then full value of the lands which has been admitted by the Natives the Government and Commissioners (7) That it was stated in the instructions to Captain Hobson before the Treaty of Waitangi "You will however at the same time 5 take care to dispel any apprehensions which may be created in the minds of the settlers that it is intended to dispossess the owners of any property which has been acquired on equitable conditions" (8) That the Commissioners Messieurs Bell Cutten and Domett after fully investigating his claims have admitted that his lands were acquired 10 on fair and equitable terms (9) That at the time he purchased the Natives were most anxious for him to settle among them for the purpose of carrying on his business of ship and boat builder and considered it necessary to obtain large tracts of land to preserve the timber for carrying on his trade (10) That at the time he purchased 15 his lands few men could be found who would bring a family to reside among the Natives in consequence of their being still in a state of cannibalism (11) That valuable grants of land in New South Wales were made in early times for the encouragement of persons to carry on their trade (12) That the amount paid by him to the original 20 owners of the lands is scarcely a tithe of the cost of allaying the Native title and prosecuting his claims to the same (13) That by the first cost expenses interest and compound interest he is at present at a loss of £20,000 And lastly that he has always been ready and willing to come to a satisfactory and equitable settlement of his claims 25 but has been unable to do so and praying that his claims may be enquired into.

AND WHEREAS it is expedient that provision should be made for the final settlement of the claims of the said George Green in manner hereinafter mentioned. 30

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

Short Title.

I. The Short Title of this Act shall be "The George Green's Land Claims Settlement Act 1867." 35

Governor empowered to issue Land Order to George Green for purchase of land to amount of £ acceptance of Land Order to be settlement of claims.

II. If within sixty days after the passing of this Act the said George Green shall by a notice in writing signed by him and attested by two witnesses signify to the Colonial Secretary that he is willing to accept such settlement of his claims against the Crown set forth in the said Petition as the Governor is by this Act empowered to make it shall 40 be lawful for the Governor to issue to the said George Green three Land Orders in the Forms respectively 1 and 2 in the Schedule hereto which shall respectively authorise the said George Green to purchase to the amount of                      pounds any of the Waste Lands in the Province of Canterbury to the amount of                      pounds 45 any of the Waste Lands of the Crown in the Province of Otago and to the amount of                      pounds any of the Waste Lands of the Crown in the Province of Southland of such of the Crown Lands in the said Provinces respectively as may be open for sale or selection without payment of cash at auction or by selection without auction or 50 otherwise but subject in every respect to the law in force for the time being regulating the sale and disposal of the Waste Lands of the Crown in the Province in which the land to be selected or purchased by virtue of each such Land Order shall be selected or purchased and the prices at which such lands respectively shall be sold except only so far as 55

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such law requires payment for such lands to be made in money or cash. Provided however that the right to make any such purchase shall be exercised within twelve months from the passing of this Act and not afterwards and the acceptance of such Land Orders by the said George Green shall be deemed a final settlement of all and every claim whatever of the said George Green in respect of the matters set forth in the said petition or in any way relating thereto.

10 III. It shall be lawful for the said George Green to exercise such right wholly at one time or from time to time (provided the same be exercised before the expiration of such period aforesaid) and to purchase under either of such Land Orders land in one parcel or in more parcels than one and whenever either of the said Land Orders shall be exercised by the purchase or selection of any such land as aforesaid the said George Green shall at the time when under  
15 the law in force in the said Province regulating the sale of waste lands of the Crown he would be bound to pay any deposit or purchase money if such purchase had been made simply under such law and not under this Act produce such Land Order to the person or persons to whom such deposit or purchase money would be payable and such  
20 person or persons shall thereupon note by endorsement upon such Land Order the sum of money which would be payable by the said George Green as such deposit or purchase money as aforesaid and shall also give to the said George Green a receipt or certificate in the like form and to the like effect as the said George Green would be  
25 entitled to receive if he had paid in cash the sum so endorsed and such receipt or certificate shall have the same force and effect as if the said George Green had paid such sum so endorsed as aforesaid.

Green may exercise right at several times and over several parcels of land.

IV. In the event of the death of the said George Green before such Land Orders shall be issued or before such Land Order shall be  
30 exercised such Order may be issued to or exercised by any person appointed in writing for the purpose by the said George Green.

Right to survive to Green's appointee.

## SCHEDULE.

## (1.) LAND ORDER.

GOVERNOR.

By virtue and in exercise of the power vested in me in this behalf by the "George Green's Land Claims Settlement Act 1867" I hereby authorise

George Green

of Dunedin in the Province of Otago shipbuilder to purchase to the amount of pounds any of the Waste Lands of the Crown in the said Province open for sale or selection without payment in cash therefor subject however in all respects to the provisions in the said Act contained.

Dated the \_\_\_\_\_ day of \_\_\_\_\_

one thousand eight hundred and sixty.

## (2.) LAND ORDER.

GOVERNOR.

By virtue and in exercise of the power vested in me in this behalf by the "George Green's Land Claims Settlement Act 1867" I hereby authorise

George Green

of Dunedin in the Province of Otago shipbuilder to purchase to the amount of pounds any of the Waste Lands of the Crown in the Province of \_\_\_\_\_ open for sale or selection without payment in cash therefor subject however in all respects to the provisions in the said Act contained.

Dated the \_\_\_\_\_ day of \_\_\_\_\_

one thousand eight hundred and sixty.

Dr. Geo. S. Sander  
Sullivan

*Amendments of the LEGISLATIVE COUNCIL in "The George Green's  
Land Claims Settlements Bill."*

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In the preamble erase from "stating" in line 3 to "do so and" in line 39 inclusive.

In clause 2 line 9 erase "£1200 (twelve hundred pounds)" and insert "£520 (five hundred and twenty pounds)" instead thereof  
Line 10 erase "£600 (six hundred pounds) and insert "£187 (one hundred and eighty-seven pounds)" instead thereof.

*Legislative Council,  
1st October, 1867.*