

A BILL INTITULED

AN ACT to make further provision for satisfying the
Claims submitted to Arbitration under the pro-
visions of "The Land Claims Arbitration Act
1867."

Title.

WHEREAS under the provisions of "The Land Claims Arbitration
Act 1867" an award in writing was duly made by the arbitrators
appointed under the said Act whereby they awarded to James
Busby in the said Act mentioned the sum of (£36,800) thirty-six
thousand eight hundred pounds in respect of special damage in
relation to the claims of the said James Busby referred to them
5 pursuant to the said Act And whereas certain land scrip has already
been issued and further land scrip is intended to be issued to the said
James Busby in respect of the amount of damages so awarded to him
And whereas since the issue of such land scrip as aforesaid certain
waste lands of the Crown which had been put up for sale and
10 selection under the provisions of the laws for the time being in force
within the Province of Auckland relating to the disposal of waste
lands of the Crown were withdrawn from sale and selection
immediately upon the said James Busby having declared to purchase
the same and to give in payment for the same a portion of the land
15 scrip so issued to him as aforesaid And whereas the said James
Busby has been further prevented from purchasing land with the
scrip so issued and to be issued to him as aforesaid by the Super-
intendent of the Province of Auckland having by proclamation set
20 apart for special settlement lands which were previously open for sale
and selection And whereas in consequence of the matters aforesaid
it is expedient that further provision should be made for satisfying the
claims of the said James Busby in respect of the said land scrip

Preamble.

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

1. The Short Title of this Act shall be "The Land Claims
Arbitration Act Amendment Act 1868."

Short Title.

2. The said James Busby may at any time within twelve
calendar months computed from the twentieth day of August one
30 thousand eight hundred and sixty-eight in part or whole satisfaction as
the case may be of the scrip so issued or to be issued to him as aforesaid
select all or any portions of any lands which have at any time heretofore
been proclaimed as open for sale or selection pursuant to the provisions
of the laws for the time being in force in the Province of Auckland
35 relating to the disposal of waste lands of the Crown which have not
already been purchased or selected by any other person or persons and
notwithstanding the same may have been withdrawn from sale or
selection under the authority of any such laws as aforesaid.

Right to select lands
heretofore open for
sale or selection for
twelve months.

3. The said James Busby may also within the period aforesaid
40 select in part or whole satisfaction as the case may be of such scrip as
aforesaid any unsold waste lands of the Crown whether town
suburban or general country land forming part of the waste lands of
the Crown within the Province of Auckland subject to the provisions
of "The Auckland Waste Lands Act 1867" which at the time of such
45 selection shall remain unsold and in order to such selection the said
James Busby shall be entitled to examine all maps and documents in
the Provincial Waste Lands Office.

Right to select any
waste lands of the
Crown for twelve
months.

4. The prices at which any such lands may be selected as afore-
said shall be as follows—

Prices at which land
may be selected.

50 For any lands which have been proclaimed town or suburban
lands respectively the proclaimed upset price for the same
(if any).

For all other lands the sum of ten shillings per acre.

Selections to be notified.

5. Every selection to be made by the said James Busby pursuant to the provisions of this Act shall immediately after such selection be notified in writing to the Superintendent of the said Province and every such notification shall contain as nearly as may be an accurate description of the extent and boundaries of the lands so selected.

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Scrip to be transferable.

6. All scrip issued or to be issued to the said James Busby as aforesaid shall be transferable by endorsement and shall during the term aforesaid be received in payment for any lands to be selected by the said James Busby or by his heirs or assigns under the provisions of this Act.

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Scrip to continue available.

7. In case any portion of the scrip so issued or to be issued as aforesaid shall remain unsatisfied at the expiration of the term aforesaid the same shall continue to be available for the purchase or selection of any lands which may thereafter be open for sale or selection under the provisions of the laws for the time being in force within the said Province relating to the disposal of the waste lands of the Crown.

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Section 28 of "The Auckland Waste Lands Act 1867" to apply.

8. Section twenty-eight of "The Auckland Waste Lands Act 1867" shall apply to the survey of any land to be selected by the said James Busby under the provisions of this Act but in case the Provincial Surveyor shall except for good and reasonable cause to be stated in writing and having special reference to capacity alone refuse to approve of any surveyor for the time being appointed by the said James Busby to survey the lands selected by him or in case the said Provincial Surveyor shall refuse to fix a reasonable price for the cost of such surveys then the approval of any such surveyor and the fixing of such price shall be made and determined by the Colonial Secretary of New Zealand upon the application of the said James Busby.

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Superintendent may contract for the sale of land at prices to be agreed on.

9. Notwithstanding anything in this Act or in any Act relating to the sale and disposition of waste lands in the Province of Auckland contained to the contrary it shall be lawful for the Superintendent of the said Province to contract with the said James Busby for the sale to him in satisfaction of all or any part of such scrip as aforesaid of any waste lands in the said Province for the time being subject to the laws relating to the sale and disposition of waste lands in the said Province at any price or prices which may be agreed upon and determined between and by the said Superintendent and the said James Busby.

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Crown grants to be issued.

10. The Governor may on the application of the said James Busby issue to him a Crown grant or Crown grants of any lands which may be selected or purchased by him in satisfaction of such scrip as aforesaid under the provisions of this Act or of "The Land Claims Arbitration Act 1867."

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Operation of "The Auckland Waste Lands Act 1867" to be suspended for twelve months.

11. The operation of "The Auckland Waste Lands Act 1867" shall from and after the said twentieth day of August one thousand eight hundred and sixty-eight be deemed to be absolutely suspended for the term of one year so far as the same might in any way interfere with or prevent the said James Busby his heirs or assigns from converting the scrip so issued or to be issued to him as aforesaid into land by means of the power of selection and purchase hereby given. Provided nevertheless that any land order issued under the provisions of the said Act before the first day of January one thousand eight hundred and sixty-nine may be exercised upon any land which was proclaimed open for sale and selection before the first day of January one thousand eight hundred and sixty-seven.

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Not to affect "The Bay of Islands Settlement Act 1858."

12. Nothing in this Act contained shall be held to repeal or interfere with the provisions of "The Bay of Islands Settlement Act 1858."