

(Mr. Eyes.)

## Marlborough Sale of Reserves.

### ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Persons may apply for title. 3. Inquiry to be made.</p>	<p>4. Secretary for Crown Lands to report. 5. Governor may issue grants. 6. Powers to Secretary for Crown Lands. Schedules.</p>
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### A BILL INTITULED

AN ACT to declare valid the Sale of certain Reserves Title.  
in the Province of Marlborough.

**W**HEREAS certain lands situate in the Province of Marlborough, Preamble.  
and specified in the Schedules to this Act, have from time to time  
been set apart as Public Reserves under the provisions of the Laws for  
the time being in force in that Province relating to the Waste Lands  
5 of the Crown : And whereas by a Proclamation of the Superintendent  
of the said Province, published on or about the twenty-seventh day of  
February, one thousand eight hundred and sixty-six, in the Marl-  
borough Provincial Government *Gazette*, it was declared that such  
Reserves, being the lands specified in the First Schedule to this Act,  
10 should from and after that time be deemed to be Waste Lands of the  
Crown, and be dealt with in accordance with the Land Regulations  
then in force in the said Province as if the same had not been reserved  
as aforesaid : And whereas the lands specified in the Second Schedule  
15 to this Act were not included in the said Proclamation : And whereas  
the lands specified in both the Schedules to this Act, being part of the  
lands so reserved as aforesaid, have, since the publication of the said  
Proclamation, been sold or otherwise dealt with under the Land  
Regulations in force within the said Province : And whereas such  
20 sales were made without authority of law, but it is expedient that the  
sale or other disposition of such lands as are specified in the Schedules to this  
Act should be *the persons who have purchased or leased such lands having  
done so without fraud or collusion, it would be just that their title to  
such land should after due inquiry be confirmed :*

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

1. The Short Title of this Act shall be "The Marlborough Sale Short Title.  
of Reserves Act, 1870."

2. ~~The sales licensing or leasing heretofore made of the lands mentioned~~ Sales of land vali-  
30 ~~and specified in the Schedules to this Act shall be deemed to have been~~ dated.  
~~valid and effectual to all intents and purposes whatsoever.~~

Governor may issue grant to purchasers thereof.

Persons may apply for title.

Inquiry to be made.

Secretary for Crown Lands to report.

Governor may issue grants.

Powers to Secretary for Crown Lands.

Schedules.

3. ~~It shall be lawful for the Governor to make grants to the purchaser or purchasers of any such lands.~~

2. Any person who may have purchased or leased, or who may claim title through any other person who may have purchased or leased, any of the lands specified in the First and Second Schedules to this Act, may apply in writing to the Colonial Secretary to have his title to such land confirmed under this Act. 5

3. Upon the receipt of any such application, the Colonial Secretary shall refer the same to the Secretary for Crown Lands, who shall thereupon institute the following inquiries :— 10

(a.) Whether the lands referred to in such application or any part thereof, are necessary for the public use service or convenience of the Province of Marlborough or Nelson. 15

(b.) Whether the applicant, or the original purchaser or lessee through whom he claims, made such purchase or lease *bona fide* without collusion and without notice of the illegality of such transaction. 15

(c.) Whether the purchase money or rent for the same was according to the rate prescribed by the laws in force at the time of sale or lease within the Province of Marlborough. 20

(d.) Whether such purchase money or rent has been duly paid or accounted for. 20

(e.) Whether there are any circumstances in the transaction which would morally or equitably disentitle the applicant to receive confirmation of his title. 25

4. If the Secretary for Crown Lands shall be satisfied upon the before-mentioned points in favour of the applicant, he may report accordingly to the Colonial Secretary.

5. Upon receiving such report, the Governor may make and issue a Crown Grant or Lease of such lands or any part thereof to or in favour of the applicant, which grant or lease shall be valid and effectual, any law to the contrary notwithstanding. 30

6. The Secretary for Crown Lands shall, for the purposes of this Act, have all the powers which, under the provisions of "The Commissioners Powers Act, 1867," may be exercised by Commissioners appointed by the said Act. 35

#### FIRST SCHEDULE.

- Village of Tua Marina—Sections 4 and 5.  
 District of North Bank of Wairau—Sections 50, 51 and 52.  
 District of Wakefield Downs—Part of Section 46 and part of Section 49.  
 District of Waipapa—Section 113, Woodbank Run, being a portion of the reserve marked A on the plan of the Woodbank Run, containing 178 acres.  
 Village of Amuri—Sections 1 to 30 inclusive.  
 District of Kaikoura—A block of land on the Run licensed to the Executors of the late Robert Fyffe, containing about 6,000 acres.

#### SECOND SCHEDULE.

Sections 489 and 490 of Town of Picton.