

Hon. E. Mitchelson.

[AS REPORTED FROM THE COMMITTEE OF THE WHOLE HOUSE, 10TH
AUGUST, 1888.]

NATIVE LAND.

ANALYSIS.

Title.
Preamble.
1. Short Title.
2. Interpretation.

3. Native Land Administration Act repealed.
4. How Natives may alienate their land.
5.
6.
7.

A BILL INTITULED

AN ACT to repeal "The Native Land Administration Act, 1886," Title.
and to make Provision in lieu thereof.

WHEREAS it is desirable that the privileges and liabilities to which Preamble.
5 the European population of this colony is entitled and subject should
from time to time be extended to the Maori population, with the
object, as early as expedient, to make the same laws in all respects
applicable alike to both races: And whereas the time has arrived
for taking a step in this direction by amending the special laws affect-
10 ing Native lands:

BE IT THEREFORE 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 is "The Native Land Act, 1888." Short Title.

15 2. In this Act,—
"Native" means an aboriginal native of New Zealand, and
includes half-castes and their descendants by Natives. Interpretation.

3. "The Native Land Administration Act, 1886," is hereby Native Land
repealed: Provided that the renewal of a lease heretofore made on Administration Act
20 the faith of section twenty-seven of the said repealed Act shall be as repealed.
effectual as if section two of the said repealed Act had not contained
the following paragraph, namely, "Only sections thirty-two and
thirty-three of this Act shall apply to land now the subject of a lease
for an outstanding term during the continuance of such term."

25 4. Subject to the provisions of "The Native Land Frauds How Natives may
Prevention Act, 1881," and of "The Native Land Frauds Prevention alienate their land.
Act 1881 Amendment Act, 1888," Natives may alienate and dispose
of land or of any interest therein in like manner as other subjects of
Her Majesty in New Zealand not of the Native race.

30 5. Every instrument under which Natives hold or are entitled
to land subject to restriction on alienation shall hereafter be read
and construed as if the words declaring such restriction were
omitted from such instrument:

Provided that nothing in this clause contained shall affect the validity or invalidity of any deed or document heretofore executed or signed, or any matter or thing done prior to the passing of this Act.

6. All lands which, from the date of passing of this Act, may hereafter become alienated from Natives in any existing mining district, or in any district which may hereafter be proclaimed a mining district, shall be liable to be resumed for mining purposes by Her Majesty, on paying full compensation to the licensee, lessee, or owner of the fee-simple thereof, for value, other than auriferous or argentiferous, of the land and improvements so resumed, upon the terms and conditions provided in "The Mining Act, 1886," or any amendments thereof. 5 10

7. The renewal of a lease made under section twenty-seven of the said repealed Act shall be as effectual as if to the said section twenty-seven there had been added the following words: "Provided that when any such owner is under any disability it shall be lawful for the trustee of such owner, and he is hereby empowered to grant any such renewal." 15