

A BILL

To Consolidate and Amend the Law relating to the Sale Letting and Occupation of Waste Lands of the Crown within the Province of Otago.

WHEREAS it is expedient to consolidate and amend the Laws now in force for the sale letting occupation and disposal of the Waste Lands of the Crown within the Province of Otago :

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 shall be “The Otago Waste Lands Act 1865.”

INTERPRETATION.

2. In the construction of this Act the words and expressions following shall have the meanings by this section hereinafter assigned to them unless such meanings be repugnant to or inconsistent with the context that is to say—The term “Waste Lands” shall mean Waste Lands of the Crown within the Province of Otago—the word “Province” shall mean the Province of Otago—and the words “Superintendent” “Board” shall mean respectively the Superintendent and the Waste Lands Board of or for the Province of Otago—and the term “Provincial Gazette” shall mean the *Gazette* published by or under the authority of the Superintendent and Provincial Council of Otago—and the expression “Provincial Council” shall mean the Provincial Council of or for the Province of Otago—the term “Receiver of Land Revenue” shall mean the Receiver of Land Revenue appointed for the Province of Otago—the expression “The Land Regulations 1856” shall mean the Otago Waste Land Regulations proclaimed by the Governor on the 12th day of February 1856 and declared to be law by “The Waste Lands Act 1858”—and the expression “permanent and substantial improvements” shall mean and include cultivation fencing plantation clearing or draining and the making of dams wells or reservoirs or of a habitable dwelling or farm house or other buildings upon and permanently attached to the soil—the term “great cattle” shall mean horned cattle horses mules and asses and the offspring of such above six months of age—and the term “small cattle” shall mean sheep goats and swine and the weaned offspring of such—and the word “cattle” shall mean all animals included within the meanings attached hereby to great cattle and small cattle.

REPEALING FORMER REGULATIONS SAVING EXISTING RIGHTS.

Acts, &c., in first
Schedule repealed.

3. The Acts Ordinances Proclamations and Regulations specified in the first Schedule to this Act annexed are hereby repealed provided that nothing in this Act contained except where otherwise
5 expressly provided shall affect any contract promise or engagement made with or by and on behalf of Her Majesty previously to the coming into operation hereof and then incomplete or unfulfilled and nothing in this Act shall be deemed to affect any Licenses or
10 Leases for the occupation of Waste Lands for depasturing or other purposes granted or issued under any former Acts Ordinances or Regulations and existing and being in force at the time of the coming into operation of this Act or during the terms or currency of such Licenses or Leases the Waste Lands held thereunder or the rights of the holders thereof except when otherwise expressly
15 provided but such Licenses and Leases and the rights of the holders thereof and the Waste Lands held thereunder shall be and continue to be during the terms or currency of such Licenses and Leases regulated by and subject to the Acts Ordinances and Regulations to which the same were subject at the time of the coming
20 into operation of this Act provided however that the Board hereby constituted shall with respect to such Licenses and Leases and such unfulfilled contracts promises and engagements have all the powers and authorities and perform all the duties vested in and conferred or imposed on any Waste Lands Board established under the provisions of the Acts Ordinances and Regulations by virtue of which
25 such Licenses and Leases were issued or granted or such contracts and engagements were entered into: And upon the coming into operation of this Act any such last-mentioned Waste Land Board shall be dissolved.

Existing Depasturage
Licenses not affected
by this Act.

Crown Lands Act, 30
1862 not repealed.

4. Nothing in this Act contained shall be construed to repeal alter or in any way affect any of the provisions of "The Crown Lands Act, 1862"

GENERAL.

When Act to come
into operation. 35

5. This Act shall not come into force or operation until Her Majesty's pleasure shall have been taken thereon and shall have been confirmed by Her Majesty with the advice of her Privy Council and a Proclamation of such confirmation having been given shall have been made by the Governor and published in the *New Zealand Gazette* nor until sixty days shall have elapsed after the date of
40 such Proclamation.

All Acts of the Superintendent to be done with the advice and consent of the Executive. 45

6. Every act which the Superintendent is hereby authorised or required to perform he shall perform solely in accordance with the advice of his Executive Council for the time being and such advice shall be recorded on the Minutes of the Executive Council.

WASTE LANDS BOARD CONSTITUTED.—POWERS DEFINED.

Waste Lands Board,
how constituted.

7. There shall be a Board of Commissioners to be called the "Waste Lands Board of the Province of Otago" and the said Board shall consist of one Chief Commissioner and of not less

than two nor more than five other Commissioners all of whom shall be appointed and be removable by warrant under the hand of the Superintendent; And the Chief Commissioner of the said Board shall be the Commissioner of Crown Lands for the Province of Otago under the "Crown Lands Act 1862."

8. The salaries of the Commissioners and Officers of the Board appointed by the Superintendent or by the Board shall be paid by the Superintendent out of the revenues of the Province.

Salaries of officers of Board, how to be paid.

9. The Board shall have an office in Dunedin at which the Board shall sit.

Place of Sittings of the Board.

10. The Chief Commissioner when present and in his absence then some member selected by those present at any meeting of the Board shall preside thereat and shall have a deliberative as well as a casting vote in all questions coming before the Board.

Chief Commissioner to preside.

11. All questions coming before the Board shall be decided by a majority of the Commissioners present thereat.

Questions to be decided by a majority.

12. All meetings of the Board shall be attended by at least three Commissioners and shall be open to the public.

Three Commissioners a quorum.

13. All business connected with the sale letting disposal and occupation of the Waste Lands shall be transacted by the Board subject however to the provision in the fifteenth section of this Act: and every act matter or thing done by the Chief Commissioner shall be subject to revision by the Board and the Board shall be empowered to disallow any such act matter or thing.

Business of Waste Lands to be under control of Board.

14. It shall be lawful for the Board with the consent of the Superintendent and his Executive Council to create districts for the sale and disposal of Land and for the purposes of this Act such districts shall be called Land Districts and wherever in this Act the term "district" is used it shall be taken to mean a Land District hereby constituted: and it shall be lawful for the Board to appoint offices at such places as may be most convenient for the sale and disposal of Land within such districts and also to appoint officers or other persons for conducting such sales and for receiving applications for the sale letting disposal or occupation of Waste Lands and for generally carrying into effect the provisions of this Act.

District Land Offices, how created.

15. Every application for the letting purchasing disposal or occupation of Waste Lands and all the routine business of the Board shall be transacted by the Chief Commissioner subject to such regulations as may be made by the Board in that behalf.

Business of Chief Commissioner.

16. Every dispute and difference relating or incident to the sale letting disposal and occupation of the Waste Lands or to anything done under this Act or to the interpretation or meaning thereof shall be heard and determined by the Board at meetings of the

Disputes determined by the Board.

Board: and in the event of any dispute arising between two or more licensees or lessees regarding the boundaries of their respective runs or the boundaries of the Lands held under lease by them respectively it shall be lawful for the Board to make such alterations in the boundaries of their Runs or Lands leased or of any of them as it may upon enquiry judge to be just and expedient.

Board empowered to charge a fee for settling disputed questions.

17. It shall be lawful for the Board at its discretion to charge and receive for the decision of any disputed question which it is authorised to determine by the provisions of this Act a fee not exceeding five pounds to be paid by the party against whom its decision shall be made to be recovered in a summary way and the Board may require such fee to be deposited by each party before entering on the question and the fee deposited by the party in whose favor the decision shall be shall after the decision be returned to him.

Decision of Board to be final.

18. The decision of the Board on all matters to be by it heard and determined shall be final and conclusive: provided always that the Board may on the application of any person grant a rehearing of any case decided by it if it shall think that justice requires it and on such rehearing may reverse alter modify or confirm any previous decision in the same case.

Applications and Licenses, &c., under repealed Acts or Ordinances, &c., to be decided on by Waste Lands Board, subject to provisions of repealed Acts, &c.

19. All applications for the purchase leasing occupation or disposal of Waste Lands made before the coming into operation of this Act under the Acts Ordinances and Regulations hereby repealed to the Waste Land Board constituted and established by such Acts Ordinances or Regulations and not decided upon by such last-mentioned Waste Lands Board at the time of the coming into operation of this Act and all matters questions disputes and differences relating to or arising out of any such application or any sale lease or license made or granted before the coming into operation of this Act under the said repealed Acts Ordinances and Regulations and as to which the said last-mentioned Waste Lands Board has made no final decision shall be decided upon and by the Board hereby constituted according and subject to the provisions contained in such repealed Acts Ordinances and Regulations: And in the decision and determination of all such applications matters questions disputes and differences the Board hereby constituted shall have the powers and authorities conferred on and vested in the Waste Lands Board established by the said repealed Acts Ordinances and Regulations or any of them.

Board to keep minutes

20. The Board shall keep a record of all its proceedings in which shall be entered a full and particular account of all business transacted by it and a minute of the opinion of the members of the said Board in cases where they differ and which record shall be open to the inspection of any person at all reasonable hours on payment of a fee of two shillings and sixpence for each inspection.

And other forms, &c.

21. There shall also be kept in the office of the Board at Dunedin in a convenient form for reference every letter application report

and communication received thereat and written therefrom every order made by the Board and by the Chief Commissioner thereof and a convenient index shall be made thereto all of which shall be open to inspection by any person at all reasonable times on payment of a fee of two shillings and sixpence for each inspection.

22. It shall be lawful for the Chief Commissioner or the Board for the purpose of carrying out the provisions of this Act to give any notice make any claim or demand and to make any entry or to authorise any person to make any entry which may be requisite or expedient to be given or made by or on behalf of her Majesty her heirs or successors for the purpose of compelling any occupier of any part of the Waste Lands to quit or deliver up the possession thereof or to compel the performance of any contract in relation thereto or to recover possession on non-performance of any contract or to compel the payment of any sum of money which ought to be made in respect thereof and to do any other act matter or thing which may be expedient on behalf of her Majesty her heirs and successors touching any of the said lands of the Crown and every act matter or thing done or authorised to be done by the Board or the Chief Commissioner shall be deemed and taken to be done on behalf of her Majesty her heirs and successors any law custom or usage to the contrary notwithstanding.

23. It shall also be lawful for the Board or for any person whom it shall for that purpose depute to make distress for any rent which shall be due in arrear or unpaid from any lessee tenant or occupier of any of the Waste Lands and the goods chattels and effects distrained to impound sell and dispose of as in ordinary cases of rent in arrear.

24. All rents fees assessments purchase moneys and other sums of money payable under the provisions of this Act shall be paid to the Receiver of Land Revenue for the time being unless otherwise herein expressly provided.

CLASSIFICATION OF WASTE LANDS.

25. The Waste Lands shall be and are hereby divided into two classes as follows, viz. :—

1. *Town Land*—being the sites heretofore reserved, or which shall be hereafter reserved for Towns and Villages.
2. *Rural Land*—being lands not reserved for Towns or Villages or other public purposes.

26. It shall be lawful for the Board with the consent of the Superintendent and his Executive Council at any time, and from time to time, to declare by notice in the *Provincial Gazette* that any land which may belong to either of the said classes shall thenceforth cease to belong to such class.

SALE OF TOWN LANDS.

Sales of Town Lands.

27. All Town Lands except as hereinafter provided shall be sold by auction according to the provisions hereinafter contained relating to sales by auction of Town Lands and the upset price of allotments of such lands shall be fixed by the Board subject to the approval of the Superintendent and his Executive Council: Provided that it shall be lawful for the Board if it should to the Board seem expedient so to do to sell otherwise than by auction any sections of Town Land which having been put up for sale by auction have either been withdrawn from sale or have not been sold from want of buyers or which having been sold at such auction the purchasers have failed to complete their purchases: If the Board shall under this proviso sell any Town Lands otherwise than by auction the price at which such lands shall be sold shall be such price as the Board shall determine not being less than the highest sum bid for such lands at the auction held thereof and if no bid has been made then the price shall not be less than the price at which such lands were put up for sale at the auction held thereof.

Town Lands once put up to auction but not then sold, may be sold afterwards by Board at a sum equal to highest bid.

Town Lands in certain cases may be sold without auction.

28. In all cases wherein parties shall apply by petition to the Board setting forth the circumstances of their case it shall be lawful for the Board with approval of the Superintendent and Executive Council first obtained to sell Town Land except lands within the limits of the Towns of Dunedin and Port Chalmers, without exposing the same to auction at such price as shall be fixed by the Board and approved of as aforesaid, such price not being less than the upset price if such land had been exposed to sale by auction.

Religious bodies may purchase land without auction.

29. If any Trustees for any religious body shall so apply for liberty to purchase a site for a Church or other buildings for religious purposes in any Town it shall be lawful for the Board with the approval of the Superintendent and Executive Council first obtained to sell to such Trustees for such purposes not exceeding one acre of land in any Town without exposing the same to auction at such prices as would have formed the upset price if the land had been exposed to sale by auction.

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AUCTION OF TOWN LANDS.

Auctions of Town Lands.

30. The Board shall give notice of the time and place at which any auction of Town Lands is intended to be held, in which notice the allotments of land which shall then be offered for sale or lease shall be specified, and such notice shall be published in the *Provincial Gazette* or a newspaper published in the Province not more than three months nor less than one month before such auction shall take place.

Town Lands, how to be distinguished.

31. No such lands shall be included in any such notice unless the same shall have been previously surveyed and have been distinguished by an appropriate mark upon a map to be exhibited in the Waste Lands Office for public inspection during usual office hours.

32. The land shall be offered for Sale by Auction by some person to be appointed for that purpose by the Board. Auctioneer to be appointed by the Board.

5 33. Immediate payment of one-tenth part of the purchase-money shall be a condition of every such sale by auction and the remaining nine-tenths of the purchase-money shall be paid by the purchaser within one calendar month next after the time of such sale otherwise the part of the purchase-money so paid by way of deposit as aforesaid shall be forfeited and the contract for the sale of the land shall thenceforward be null and void. Purchase-money how to be paid.

10 **SALE OF RURAL LANDS.**

34. All Rural Lands shall hereafter be open for sale or disposal except such as at the time application is made for the purchase of the same are leased or reserved for leasing or included or comprised within any license to depasture stock or reserved from sale by virtue of any power or authority in that behalf given by any Act Ordinance or Regulations for the time being in force but it shall be lawful for the Board with the consent of the Superintendent and his Executive Council to reserve or withdraw from sale or refuse to grant any application for any land the sale or disposal of which may appear to them to be or likely to be prejudicial to the public interests. Sales of Rural Lands.

25 35. The price at which Rural Land shall be offered for sale shall be twenty shillings per acre and in the event of two or more applications for the same land being made on the same day the upset price at which such land shall be put up at auction as hereinafter mentioned shall be twenty shillings per acre. Price of Rural Lands.

30 36. Provided always that it shall be lawful for the Governor in Council from time to time if he shall see fit on the receipt of a recommendation to this effect from the Superintendent and the Provincial Council to order that an augmentation or reduction shall be made in the price at which the Waste Lands shall be offered for sale either by selection or auction to such an amount as shall be expressed in the said recommendation and from and after a date to be fixed in the Order in Council the price shall be raised or reduced accordingly. Price may be augmented or reduced.

35 40 45 50 37. Any person desirous of purchasing Rural Land shall make an application in writing for the purchase thereof at the Land Office of the district in which the land applied for is and in a form to be by the Board prescribed and the decision of the Board on such application shall if such land shall have been previously surveyed be given within four days after such application has been received at the Land Office in Dunedin if there be no more than one applicant for the same land on the same day: And if such land shall not have been previously surveyed then such decision shall be given on such day as the Board shall appoint not being more than six months from the receipt of the application but in the event of two or more persons having made application for the same land on the same day such land shall be put up for sale by public auction open to all bidders in the manner hereafter mentioned. Applications, how to be made. When more than one application on the same day, Land to be put up to public auction.

No application to be granted for less than fifty acres of Land.

Cases in which less quantity may be granted.

When Lands surveyed and mapped, how to be dealt with.

Applicant for unsurveyed Land to be informed within 30 days if the Land will be surveyed by the Board.

Applicant may be required to survey the Land by an approved surveyor.

Compensation on Land for survey allowed.

Deposit - money for survey to be made.

38. No application for a less quantity than fifty acres of Rural land shall except as hereinafter provided be granted by the Board and the land specified in every such application shall so far as the features of the country and the survey of the Province will admit
5 be of a rectangular form and when fronting a river lake road or coast be of a depth not less than twice the length of the frontage : provided always that the Board may divide any of the Waste lands into blocks and sections of any size and offer the same for sale and may also permit owners of lands desirous of making an
10 addition to lands already purchased to apply for and purchase adjoining lands of irregular shape and of small extent if such purchase shall not unduly interfere with the advantageous division of adjoining land into convenient allotments.

39. When any land shall have been surveyed and mapped and divided into blocks and sections by the Board no application shall be received for any less quantity than the whole of the land contained in any such section subject however to the proviso contained in the *thirty-eighth* section of this Act whereby the purchase of small parcels of Land is permitted to be made by owners of Land adjoining thereto.
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40. The Board as soon as conveniently may be after any application for unsurveyed land has been received and within thirty days thereafter shall inform the applicant whether the land applied for by him will be surveyed by the Board. If no more than one
25 application shall have been received upon the same day for the land or any part of the land contained in any application the Board may require the applicant to have the land surveyed at his own expense by a surveyor to be approved of in writing by the Board : every survey made by such surveyor shall be approved of
30 by the Board before the applicant shall be declared the purchaser thereof or of any part thereof.

41. When any applicant shall have had the land surveyed at his own expense as aforesaid he shall be entitled if declared the purchaser to an allowance at the rate of ten acres for every hundred acres surveyed and purchased as compensation for the cost of survey.
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42. Any person making application for any land which at the time of such application shall not have been surveyed shall at the time of making such application deposit with the Board a sum of
40 two shillings per acre as the cost of the survey of such land to be retained by the Board and to go in reduction of the purchase-money of the land applied for as hereinafter mentioned provided that if the Board shall determine that the survey shall be made at the expense of the applicant the said deposit shall then be forth-
45 with returned to the applicant there shall also be deposited with the Board by the applicant at the time of making the application one-tenth part of the price of the land applied for such price but for the purposes of such deposit only to be calculated at twenty shillings per acre unless the price at which the Waste Lands may
50 be offered for sale shall at the time of such application have been

augmented or reduced by the Governor and in that case the price for the purposes of such deposit shall be calculated at the augmented or reduced price : If the applicant shall not pay to the Board the purchase-money of the land applied for at the time appointed by this Act or by the Board for that purpose both the sums so deposited shall be forfeited : If the applicant shall upon the day so appointed pay the purchase-money of the land so applied for he shall be entitled to have such deposits deducted therefrom and returned to him.

43. Every survey to be performed at the expense of an applicant shall be completed and delivered at the Waste Lands Office within four months after the day on which his application was received and in default thereof it shall be lawful for the Board either to have the land surveyed and declare the applicant the purchaser of the land or to retain and declare forfeited the said tenth part of the price of the land deposited by such applicant at the time of making his application.

Consequence of refusal to complete survey.

44. Notwithstanding that the Board may have received such application for unsurveyed land and have decided to have the survey made and have required to have the survey made at the applicant's expense it shall be lawful for the Board if it shall by the Board be deemed prejudicial to public interest to grant the application either as to the whole or to any part of the land applied for to refuse to grant the application either as to the whole or as to part of the land and to return the moneys deposited for survey and on account of purchase money or such part thereof as has been deposited on account of the portion of land applied for and not granted and if the survey shall have been made at the expense of the applicant the Board shall re-pay to such applicant the expenses of the survey of the land or such part of the whole expense of the survey as the quantity of land applied for and not granted is proportionate to the quantity of land surveyed.

The Board may refuse application after survey is made, if same be prejudicial to public interest.

45. Where no more than one such application shall have been made for the same Rural Land on the same day and the Board shall have decided that the land shall be sold and shall have declared such applicant to be the purchaser thereof then such applicant shall if the application be for land previously surveyed pay to the Receiver of Land Revenue the purchase-money of the land applied for immediately on his being declared the purchaser thereof : If the application be for land not previously surveyed then the applicant shall pay to the Receiver of Land Revenue the purchase-money thereof within seven days after a notification shall have been published in the *Provincial Government Gazette* that the applicant has been declared the purchaser and if in either case the purchase-money is not paid at the time hereby fixed such application shall be deemed withdrawn cancelled and void.

When purchase-money to be paid.

46. In the event of two or more persons making application for the same land on the same day the said land shall be offered for sale by public auction open to all bidders at such time and place

Land open to all bidders when two persons apply for same land.

as the Board shall appoint and in the manner hereinafter provided relating to sales by auction of Land and Leases of Land.

Timbered Rural Land may be sold.

47. It shall be lawful for the said Board with the consent of the Superintendent and his Executive Council to receive and grant applications for the purchase of any Rural Land upon which timber may be standing in such quantities as the Board shall see fit and subject in all other respects to the provisions herein contained relating to ordinary Rural Land.

Sale of unsurveyed Lands in remote Districts.

48. Whereas it is possible that applications may be made for the purchase of unsurveyed Waste Lands in remote parts of the Province and it might happen that if applications for such lands were not specially provided for that the cost of the Survey of such land might be greatly disproportionate to the price obtained as the purchase-money thereof: Be it therefore enacted that when any application shall be made for the purchase of any Rural Waste Lands which the Board shall upon such application being made decide to be situate so far from the settled Districts of the Province that the costs of the Survey of such lands would be greatly in excess of two shillings per acre it shall be lawful for the Board with the consent of the Superintendent and his Executive Council to refuse on the ground of its remote situation to grant such application and thereupon such application shall be deemed to be absolutely refused but if in such case only one application shall have been made on the same day for the same land and if the applicant within fourteen days after such refusal shall have been signified to him do deposit with the Board such sum of money as the Board may estimate to be the probable cost of the Survey of such lands it shall be lawful for the Board to cause a Survey of the lands so applied for to be made and to grant the application either as to the whole land applied for or to such part thereof as the Board may determine provided that in such case if the whole land applied for is granted the sum to be deducted from the purchase-money as the expenses of the said Survey shall be the actual cost of the Survey if it do not exceed two shillings per acre of the land granted or shall be two shillings per acre if the cost of the Survey amount to two shillings per acre or exceed two shillings per acre the difference between the actual cost of the Survey and the sum of two shillings per acre shall if the cost of the Survey exceed two shillings per acre of the land granted be borne by the applicant: If part only of the land applied for is granted the sum to be deducted from the purchase-money of the land granted as the cost of the Survey shall be either a sum not exceeding two shillings per acre of the whole land applied for and Surveyed or shall be the actual cost of the Survey of the whole land applied for or Surveyed whichever sum shall be the less.

LEASES OF MINERAL LANDS.

Mineral leases, upon what terms to be granted.

49. It shall be lawful for the Board with the consent of the Superintendent and his Executive Council to grant to any person applying for the same a Lease of Land containing or supposed to contain minerals or possessing or supposed to possess any special

value upon the following terms and conditions and upon such other terms and conditions as the Board shall deem necessary :—

- 5 1. That the Lease shall comprise so much land not being more than eighty acres as shall in the opinion of the Board be necessary for the efficient working of the minerals or the beneficial use of the land supposed to possess special value.
2. The term to be granted shall be any number of years not to exceed twenty-one at the option of the Lessee.
- 10 3. That in case of Mineral Lands there shall be reserved a royalty or rent of one-fifteenth of the minerals to be raised except on coal.
4. In respect of land containing coal and other lands not mineral a money rent shall be reserved.
- 15 5. That the Lease may contain any or all of the following clauses. 1.—For securing payment of the royalty or rent. 2.—For enabling some person on behalf of the Lessor to enter and examine the mine. 3.—For securing the regular proper and efficient mining and working of the minerals. 4.—For making void the Lease on breach by the Lessee of the covenants therein contained. 5.—For delivering up the property at the termination of the Lease in good tenantable repair. 6.—For enabling the Lessee to abandon the working of the minerals whenever he shall find the same unprofitable to work and to surrender the Lease.
- 20 25
- 30 50. Every application for lease shall be sent in by the applicant to the Land Office in Dunedin in a form to be prescribed by the Board and it shall be lawful for the Board either to grant or refuse the lease or put the lease of the Land up to auction and in the event of an auction taking place the upset price for any lease not exceeding the term of twenty-one years for any Mineral Lease shall be a Royalty or Rent (Coal excepted as hereinbefore contained) of one-fifteenth of the minerals to be raised and of other lands the upset price shall be a Rent to be fixed by the Board.

Board may grant lease, or refuse and put the lease of the land up to auction.
- 35 51. The land comprised in any lease may at the request of the lessee at any time after an occupation of three years be put up to sale by auction subject to the lease thereof already granted at an upset price to be fixed by the Board with the concurrence of the Superintendent and his Executive Council.

Land in any lease after three years may at the request of the lessee be put up to auction.
- 40 52. Every applicant for any such lease shall furnish to the Board within a time to be fixed by the Board after the application shall have been agreed to a description of the land to be leased with a plan which shall be made and prepared by a surveyor to be approved of by the said Board at the expense of the applicant.

Applicants to furnish plans, &c., to the Board.

GENERAL PROVISIONS AS TO SALES AND LEASES OF RURAL
AND MINERAL LANDS.

Notice to be given of auctions of Land or Leases to be published in "Gazette."

53. The Board shall give such notice of the time and place at which any auction of Rural Land or of any lease of Rural or Mineral Lands is intended to be held as shall be by it determined in which notice the allotments of land which shall then be offered for sale shall be specified and such notice shall be published in the *Provincial Gazette* or a local newspaper not more than three nor less than one month before such auction shall take place.

No land shall be included in such notice, unless duly surveyed and distinguished on a map.

54. No land shall be included in any such notice unless the same shall have been previously surveyed and have been distinguished by an appropriate mark on a Map to be exhibited in the office in Dunedin and in the District Land Office if the land be situate in any Land District for public inspection during the usual office hours.

The Land to be offered for sale either in Dunedin or elsewhere.

55. The land shall be offered by auction by some person to be appointed for that purpose by the Board and at such place in Dunedin or elsewhere as the Board may deem most convenient.

Condition of every Sale by Auction.

56. Immediate payment of one-tenth part of the purchase-money shall be a condition of every sale by auction of Rural or Mineral Lands or of leases thereof and the remaining nine-tenths of the purchase-money shall be paid by the purchaser within one calendar month next after the time of such sale otherwise the part of the money so paid by way of deposit as aforesaid shall be forfeited and the contract for the sale of the land shall thenceforth be null and void.

Original applicant to be refunded cost of survey, if an unsuccessful bidder.

57. If any land surveyed at the expense of any applicant for a lease thereof be afterwards put up for sale by auction and be sold to some other person than the original applicant the purchaser shall in addition to the amount bid for the same at the sale pay to the Board for the purpose of being paid over to the original applicant as the cost of the Survey such sum as the Board may determine and before the auction shall commence such sum shall be publicly declared.

Deposits on unsurveyed land to be returned to applicants, except purchaser.

58. When land unsurveyed at the time of application is sold by auction the aforesaid deposit of two shillings per acre, paid to the Board by the applicants for such land shall be returned to the applicants who have made the deposit except such one as is declared the highest bidder and purchaser.

RESERVES.

Board may make Reserves.

59. It shall be lawful for the Board at any time with the consent of the Superintendent and his Executive Council by resolution published in the *Provincial Gazette* to reserve and set aside for any purpose of public profit advantage utility convenience or enjoyment any Waste Land although under License or Lease or under application for Sale Lease or License and such Reserves shall be

dealt with by Ordinance of the Superintendent and Provincial Council and shall be subject to the "Public Reserves Act 1854," and the "Public Reserves Act Amendment Act 1862."

- 5 60. A full and complete description of every such Reserve made by the Board and of the purposes to which it shall have been dedicated shall as soon as possible after it shall have been made be published in the *Provincial Gazette* and set forth on the authenticated Maps in the Land Office.

Description of Reserve to be published in "Gazette," and set forth in the maps in the Land Office.

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LEASE OR SALE OF LANDS OF SPECIAL VALUE.

- 15 61. It shall at any time be lawful for the Board with the consent of the Superintendent and his Executive Council to offer for sale by auction or to dispose of by lease in any manner and subject to such terms and conditions and at such price as the Board may think fit, any land which may be deemed to possess special value.

Board may lease or sell lands of special value.

- 20 ISSUE OF CROWN GRANTS OF TOWN AND RURAL LANDS; ISSUE AND FORMS OF LEASES OF MINERAL LANDS AND LANDS HAVING SPECIAL VALUE.

- 25 62. As soon as conveniently may be after the payment of the purchase-money of Town or Rural Waste Lands of which the fee-simple has been sold by the Board, the purchaser shall be entitled to receive a grant from the Crown in fee-simple of the land of which he shall have been declared the purchaser; and on the delivery of such grant there shall be paid to the Receiver of Land Revenue a fee of one pound.

Grants to be issued.

- 35 63. As soon as conveniently may be after it has been determined to grant any application made under any of the provisions hereinbefore contained for a Lease of Mineral Lands or lands having a special value, and as soon as conveniently may be after any person has been declared the purchaser of any such Lease of Mineral or other Lands the Board shall if payment has been duly made of all such sums of money as are hereinbefore made payable as deposit-money, purchase-money or rent in advance issue and deliver to the applicant or purchaser as the case may be a Lease in a form to be by the Board prescribed; and on the delivery of such Lease there shall be paid to the Receiver of Land Revenue by the applicant or purchaser a fee of £5.

Issue of Leases of Mineral Lands, &c.

- 45 TAX ON RURAL LANDS.

- 50 64. Upon all Rural Land hereafter sold there is hereby imposed a tax of two shillings per acre payable annually to Her Majesty her heirs and successors by the purchaser thereof his heirs and assigns and such tax shall be paid to the Receiver of Land Revenue in equal half-yearly payments on the 31st day of March and the 30th day of September in each year and the first payment shall be made on such of the said days as shall happen next after the day of sale.

Tax on Rural Lands sold under this Act.

Tax on Rural Land sold under the "Land Regulations, 1856," and "Otago Waste Lands Act, (No. 1), 1863," and on lands comprised in Crown Grants, and taken under sub-section 3 of section 8 of "Otago Waste Lands Act, (No. 2), 1863."

65. Upon all Rural Lands sold before the coming into operation of this Act and after the coming into operation of the "Otago Waste Lands Act (No. 2) 1863" under the "Land Regulation 1856" and the "Otago Waste Lands Act (No. 1) 1863" there is hereby imposed and there shall be paid a tax of two shillings per acre payable annually to Her Majesty her heirs and successors by the purchaser thereof his heirs and assigns; and upon all Rural Lands of which it has been elected to take a Crown Grant (under the third sub-section of the eighth section of the "Otago Waste Lands Act (No. 2) 1863" there is hereby imposed and there shall be paid a tax of two shillings per acre payable annually to Her Majesty her heirs and successors by the Crown Grantee his heirs and assigns; and such tax shall be paid to the Receiver of Land Revenue in equal half-yearly payments on the 31st day of March and the 30th day of September in each year, and the first payment shall be made on such of the said days as shall happen next after the day of sale in the case of lands sold after the coming into operation of the "Otago Waste Lands Act (No. 2) 1863" and in those cases where it has been elected to take a Crown Grant under the said third sub-section of the said eighth section of the "Otago Waste Lands Act (No. 2) 1863" the first payment shall be made on such of the said days as shall happen next after the expiration of the period of six months after the coming into operation of the said "Otago Waste Lands Act (No. 2) 1863."

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Tax on Lands applied for and occupied under certificate of selection granted within four years before the coming into operation of the "Otago Waste Lands Act, (No. 2), 1863."

66. Upon all Rural Waste Lands for which an application shall have been made and a certificate of selection granted under the "Land Regulations, 1856," at any time within four years before the coming into operation of the "Otago Waste Lands Act (No. 2) 1863" and of which no Grant from the Crown shall have been made at the time of the coming into operation of this Act there is hereby imposed a tax of two shillings per acre payable annually to Her Majesty her heirs and successors by the applicant or the holder for the time being of such certificate or if a Crown Grant shall hereafter be obtained of such lands under the provisions hereinafter contained in the 72nd section of this Act then such tax shall be payable by the Grantee his heirs or assigns: provided that the enactment in this section contained shall not apply to nor in any way affect any person who shall have duly made an election to do one or other of the things mentioned in the sub-sections of the eighth section of the "Otago Waste Lands Act (No. 2) 1863:" the tax by this section imposed shall be payable to the Receiver of Land Revenue in equal half-yearly payments on the 31st day of March and the 30th day of September in each year and the first payment shall be made on such of the said days as shall happen next after the expiration of the period of four years from the day of the date of the certificate of selection of such lands.

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Tax on Rural Lands applied for and occupied under certificate of occupation dated at a time beyond 4 years before the coming into operation of the "Otago Waste Lands Act (No. 2), 1863."

67. Upon all Rural Waste Lands for which an application shall have been made and a certificate of occupation granted under the "Land Regulations 1856," at any time before but not within four years before the coming into operation of this Act and of which no grant from the Crown shall have been made at the time of the

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coming into operation of this Act there is hereby imposed a tax of two shillings per acre payable annually to Her Majesty her heirs and successors by the applicant or the holder for the time being of such certificate of occupation or if a Crown Grant shall hereafter be obtained of such lands under the provision hereinafter contained in the 72nd section of this Act then such tax shall be payable by the Grantee his heirs or assigns : provided that the enactment in this section contained shall not apply to nor in any way affect any person who shall have duly made an election to do one or other of the things mentioned in the sub-sections of the eighth section of the "Otago Waste Lands Act (No. 2) 1863:" the tax by this section imposed shall be payable to the Receiver of Land Revenue in equal half-yearly payments on the 31st day of March and the 30th day of September in each year and the first payment shall be deemed to have become due and payable on the 31st day of March 1865 and immediately on the coming into operation of this Act there shall be paid to the Receiver of Land Revenue the half-yearly payment so deemed to have become due on the said 31st day of March 1865 and also one half-yearly payment of such tax for each and every month of September and March which shall have elapsed between the 31st day of March 1865 and the day of the date of the coming into operation of this Act.

TAX WHEN TO CEASE.

1. AS TO LANDS WHENEVER PURCHASED.

68. The tax hereinbefore imposed on Rural Lands shall cease to be payable in respect of any such lands whenever sold so soon as the holder for the time being of the certificate of occupation of such lands or where a Crown Grant of such lands has been given the grantee his heirs or assigns shall prove to the satisfaction of the Board that a sum of money equal to forty shillings per acre of the lands included in such certificate or grant has been expended in permanent and substantial improvements on the lands included in such certificate or grant.

Tax to cease on improvements being made.

2.—AS TO LAND PURCHASED UNDER THIS ACT OR BEFORE THIS ACT,

AND AFTER "THE OTAGO WASTE LANDS ACT (No. 2), 1863.

69. As to Rural Lands sold under the Land Regulations 1856 after the coming into operation of the "Otago Waste Lands Act (No. 2) 1863" on which the improvements entitling to a Crown Grant have not at the time of the coming into operation of this Act been made and as to Rural Lands sold under this Act the said tax shall cease to be payable not only in the event of the said improvements having been proved to have been made as aforesaid but also in so soon as a sum equal to twenty shillings for every acre of such lands included in the certificate of selection or grant has been paid in addition to the original purchase-money thereof to the Receiver of Land Revenue for the redemption of the tax although such improvements have not been made.

Tax when to cease.

3.—AS TO LANDS PURCHASED BEFORE "THE WASTE LANDS ACT (No. 2) 1863."

Tax when to cease as to Rural Lands sold under the "Land Regulations 1856."

70. As to Rural Land sold under the "Land Regulations 1856" before the coming into operation of the "Otago Waste Lands Act (No. 2) 1863" and on which the improvements entitling to a Crown Grant have not at the time of the coming into operation of this Act been made the said tax shall cease so soon as a sum equal to ten shillings for every acre of the land included in the certificate of selection has been paid in addition to the original purchase-money to the Receiver of Land Revenue for the redemption of such tax although such improvements have not been made.

Tax not to cease until improvements certified.

71. In no case shall the tax cease to be payable until the Board has issued a certificate in writing under the hand of the Chief Commissioner or under the hand of two Commissioners of the Board that it has been proved to the satisfaction of the Board that the said improvements have been made or the said redemption-money paid and for the granting of such a certificate the Board is authorised to charge a fee not exceeding ten shillings.

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GENERAL PROVISIONS AS TO TAX.

Crown Grant may be given of lands though improvements not made, lands to remain subject to tax till improvements made.

72. On the coming into operation of this Act the holder of any certificate of occupation of Rural Lands granted under the "Land Regulations 1856" may obtain a grant from the Crown of the lands included in such certificate but such lands shall nevertheless remain subject to the said annual tax of two shillings per acre until such tax shall have been redeemed as aforesaid or the forty shillings per acre shall have been expended on the land in improvements necessary under the "Land Regulations 1856" to entitle the holder of the certificate of occupation to a Crown Grant of the lands included therein.

Tax on lands sold under this Act not to be levied till surveyed.

73. In the event of any Rural Waste Lands being sold to any purchaser under the provisions hereinbefore contained and of possession of such land being given to such purchaser before a survey has been made of such lands either by the Board or the purchaser the tax hereinbefore imposed on Rural Lands sold hereunder shall not be imposed on such lands until the 31st of March or 30th of September whichever shall first happen next after the survey thereof has been completed.

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TAX HOW RECOVERABLE.

Powers for enforcing payment of rate.

74. If any person shall refuse or neglect to pay any amount due from him under this Act the Chief Commissioner or any two Commissioners of the Board may authorise in writing any person to levy the same by distress and sale of the goods and chattels of the person so refusing or neglecting wherever the same may be found or such Chief Commissioner or other Commissioners may authorise in writing any person to sue in his own name for the amount due in any Court of competent jurisdiction and such suit shall be heard and determined by such Court.

"The sale for non-payment of Rates Act, 1862," made applicable to taxes under this Act.

75. An Act of the General Assembly intituled "The Sale for Non-payment of Rates Act 1862" shall apply to taxes imposed under this Act and every such tax shall be deemed to be a rate assessment or other liability under that Act.

LEASES OF PASTORAL LANDS OUTSIDE OF HUNDREDS.

76. The Board shall offer to every holder of a License for depasturing purposes issued under any former Acts Ordinances or Regulations and existing at the time of the coming into operation of this Act a Lease subject to the annual rent and the conditions hereinafter provided and for such a term as the Board shall determine not exceeding a term of ten years from the granting thereof of the Waste Lands held under such License or such part thereof as the Board shall determine not being less than thirty thousand acres (if the Waste Lands held under such License shall exceed thirty thousand acres) and such offer shall be made by the Board at any time not being earlier than the commencement of the last eighteen months and not later than the commencement of the last twelve months of the period for which such License shall have been granted and the offer shall be made to the original holder or Licensee unless the License shall have been transferred to some other person by consent of the Waste Land Board established under the Acts and Regulations to which such License is subject or by consent of the Board established hereunder and if such License shall have been so transferred then such offer shall be made to the last person to whom the License shall have been transferred before the commencement of the said period of eighteen months by consent of such Waste Land Board as aforesaid or the Board established hereunder as the case may be or to the legal personal representatives of such person.
77. The Superintendent shall at any time and from time to time appoint such and so many properly qualified persons to be Assessors of Pastoral Lands as he shall think fit and shall fix and determine the salaries or remuneration to be paid to such persons; and it shall be lawful for the Superintendent at any time to remove such persons and appoint others in their place, and such persons shall hold their office during the pleasure of the Superintendent: provided that no appointment of an Assessor made by the Superintendent and no act by the Superintendent done under the powers conferred by this section shall have any force or validity until confirmed by the Provincial Council.
78. Before the Board shall offer as aforesaid any such Lease of lands held under any License for depasturing purposes existing at the time of the coming into operation of this Act the number of sheep and great cattle respectively which such lands are capable of carrying shall be estimated by one of the assessors appointed as aforesaid and the estimate of such assessor shall be communicated to the person to whom such offer is made at the time of making the offer and every such Lease shall be offered and granted subject to the payment of a rent or rate payable annually in advance of sevenpence for every head of sheep and three shillings and sixpence for every head of great cattle which the lands to be held thereunder and contained therein are estimated by such Assessor to be capable of carrying.
79. Should any holder of any such License for depasturing purposes existing at the time of the coming into operation of this

Leases of existing Runs may be granted to holders of Licenses.

Assessors — appointment of.

Assessors to estimate carrying capacity of existing Runs.

If Licensee does not accept Lease the same to be sold at auction.

Act to whom any such offer of a Lease shall have been made by the Board not signify in writing to the Board his acceptance of such offer within three calendar months after the offer shall have been made to him the Board shall cause a Lease or Leases of the lands held under such License or such part thereof as the Board shall determine to be offered for sale by public auction for the same term and at the same rental as offered to such Licensee subject to such conditions for payment of deposit and purchase-money and otherwise as the Board shall determine and such Lease shall be sold to the highest bidder if no sale of any such Lease is effected at such assessed rental or at a premium upon the same it shall be lawful for the Board to offer at public auction for sale a Lease or Leases of the lands contained in any such License or any part or parts thereof in any quantities and at such annual rental or rentals as the Board shall determine.

Rents payable annually.
Deposits to be paid at auction.

80. The Rents payable for the occupation of Pastoral Lands whether the Leases be sold by auction or granted to the holders of Depasturing Licenses shall be payable annually and in advance and in every sale by auction of a Lease of Pastoral Lands a deposit of ten pounds per centum of the annual rent and of the premium shall be paid immediately by the person declared the purchaser and if the purchaser shall not on the day appointed by the Board for the purpose pay the balance of the first year's rent and the premiums if any at which the Lease was sold the deposit shall be absolutely forfeited and it shall be lawful for the Board again to put up for sale by auction a Lease of the lands.

Licenses for depasturing purposes may be surrendered and Lease taken under this Act.

81. Any holder of a License to occupy Waste Lands for depasturing purposes granted under the "Land Regulations 1856" may at any time within six months after the coming into operation of this Act elect to surrender such License and to receive from the Board a lease of the lands held thereunder or such part thereof as the Board may be willing to give not being less than 30,000 acres (if the land held under such License exceed 30,000 acres) and thereupon the Board shall direct an estimate to be made by one of the assessors of the number of sheep and great cattle such lands or the part thereof the Board may determine to lease are capable of carrying and shall then offer to such Licensee to cancel the License held by him and to grant to him a Lease for the occupation of such lands or such part thereof as the Board may determine to lease not being less than 30,000 acres (if the land held under the License exceed 30,000 acres) and such Lease shall be for such term as the Board shall determine not exceeding ten years from the granting thereof and at a rent payable annually in advance of sevenpence for every head of sheep and three shillings and sixpence for every head of great cattle which the lands leased have been estimated by such assessor to be capable of carrying and on such Lease being accepted and granted the License shall cease and determine and the Lessee and the lands held by him under the Lease shall be subject to the provisions of this Act.

Board authorised to grant Leases of Pastoral Lands outside boundaries of Hundreds.

82. It shall be lawful for the Board to grant Leases for the purpose of depasturing cattle on Waste Lands situate outside the boundaries of proclaimed Hundreds the Licenses or Leases of

• which have expired or been cancelled and of which no Lease has been granted or sold under the provisions hereinbefore contained or of which no License or Lease exists such Lease shall be for such term as the Board shall in each case determine not exceeding a
5 term of ten years and shall be granted at such annual rent and subject to such terms and conditions as are hereinafter mentioned.

83. Any person requiring a Lease of any such last mentioned Waste Lands shall lodge with the Board a description of the lands
10 of which he requires a Lease as near as may be in the form contained in the second Schedule hereto annexed shewing the acreage or supposed acreage of such lands together with a tracing of the lands applied for and the applicant shall at the time of lodging such description pay to the Board a cash deposit according to the
15 following scale namely :—

Five pounds for a Lease of lands described as under three thousand acres.

20 Ten pounds for a Lease of lands described as under six thousand acres.

Fifteen pounds for a Lease of lands described as under ten thousand acres.

25 Thirty pounds for a Lease of lands described as under twenty thousand acres.

30 Fifty pounds for a Lease of lands described as under thirty thousand acres.

Seventy pounds for a Lease of Lands described as under forty thousand acres.

35 And in the event of the application for the Lease not being granted by the Board such deposit shall be returned to the applicant.

84. If no objections exist to a Lease being granted of any such last mentioned Waste Lands so applied for the Board shall
40 cause an estimate to be made by one of the said assessors of the carrying capacities of the lands applied for and shall within three months from the receipt of such application inform the applicant of the estimate so made by such assessor and of the term for and during which the Board is willing to grant a Lease of the lands so applied for and shall also notify in the *Provincial Gazette*
45 that a Lease of the Waste Lands specified in the application has been applied for and the Board shall at the same time publish in the *Provincial Gazette* and in such manner as the Board shall think fit a description of the lands applied for and the name of the person applying for such Lease.
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Estimate to be made of carrying capacity.

85. Any person desiring to object to the grant of any such Lease may do so by lodging with the Board within three months
Objections to grant of Lease when to be lodged.

after the first publication in the *Provincial Gazette* of the said application a statement in writing of the grounds of his objection and no objection made after the said period of three months shall be entertained by the Board.

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Board to give notice of meetings for hearing and determining objections made.

86. The Board shall for the hearing and determining of any objections duly made within the prescribed time appoint a day and shall give notice to the parties objecting and to the applicant of such appointment by publication in the *Gazette* and in such other

10 manner as the Board shall determine.

Terms on which Leases may be granted.

87. If the Board notwithstanding any such objection shall determine to grant to the applicant the Lease of the lands applied for by him the Board shall as soon as practicable after it shall have determined to grant such Lease furnish to the applicant a Lease of the lands applied for by him or of such part thereof as the Board shall have determined to grant subject to the following rent terms and conditions :—

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1. The term which shall be for such period as the Board shall determine not exceeding ten years.

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2. A rent for the lands comprised in every such Lease shall be payable by the Lessee or Transferee of the Lease annually in advance at the rate of sevenpence for every head of sheep and three shillings and sixpence for every head of great cattle which the lands comprised in the Lease according to the estimate made by such assessors as aforesaid under the provision contained in the 78th Section of this Act shall be capable of carrying.

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Board empowered to refuse applications for Pastoral Leases.

88. Notwithstanding an application may have been made under the provisions hereinbefore contained for a Lease of any such last-mentioned Waste Lands and no objection made to the grant thereof it shall be lawful for the Board to refuse the application if it shall appear to the Board expedient to do so and either decline to lease the lands applied for or to put up for sale at public auction open to all bidders a Lease of the lands applied for and every such Lease so put up for sale shall be for the term and subject to the conditions contained in the 82nd Section of this Act.

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Renewals of Pastoral Leases.

89. It shall be lawful for the Board to offer to any person who shall be the holder of a Lease granted under this Act of Pastoral Lands situate outside the boundaries of proclaimed Hundreds a renewal of the Lease of such lands or such part thereof as the Board shall determine at the annual rent hereinafter provided and subject to the terms and conditions hereinafter provided and such term as the Board shall determine not exceeding a term of ten years from the expiration of such Lease: The Board shall make such offer at any time not being earlier than the commencement of the last eighteen months and not later than the com-

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mencement of the last twelve months of the term of such Lease proposed to be renewed and the offer shall be made to the Lessee unless such Lease shall have been transferred to some other person by consent of the Board and if such Lease shall have been transferred then such offer shall be made to the last person to whom the Lease shall have been transferred before the commencement of the said period of twelve months by consent of the Board or to the legal personal representatives of such person provided that the Board shall only once renew any such Lease.

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90. Before the Board shall offer as aforesaid a renewal of any such Lease as aforesaid of Pastoral Lands granted hereunder the number of sheep and great cattle respectively which such lands shall at the time of such offer be capable of carrying shall be estimated by one of the assessors appointed as aforesaid and the estimate of such assessor shall be communicated to the person to whom such offer is made at the time of making such offer and every such renewed Lease shall be offered and granted subject to the payment of a rent or rate payable annually in advance of sevenpence for every head of sheep and three shillings and sixpence for every head of great cattle which the lands to be held under such renewed Lease shall have been estimated by such assessor to be capable of carrying or at such other increased rent as may by any Act of the General Assembly hereafter passed be prescribed and should the holder of any Lease granted hereunder to whom any such offer of a renewed Lease shall have been made fail to signify in writing to the Board his acceptance of such offer within three calendar months after the offer shall have been made to him it shall be lawful for the Board to cause a Lease of the lands held under such Lease to be put up for sale at public auction in the manner and subject to the same terms and conditions as is provided in the 79th and 80th Sections of this Act with reference to sales of Leases of lands held under License for depasturing purposes: And the Board shall appoint one of the said assessors to value the improvements consisting of necessary buildings and plantations fences ditches for draining made and being on the lands held under any Lease of Pastoral Lands granted hereunder of which the holder has not accepted a renewal: such valuation shall in no case exceed three times the annual rent payable under the expiring Lease and the amount of such valuation shall be added to the price at which the renewed Lease shall have been sold and shall be paid by the in-coming tenant to the Board and the Board shall pay over the same to the person who at the expiration of the old Lease was the Lessee or Transferee and holder of such Lease and if there be no sale by auction of a new Lease of the lands on which such valued improvements are and if after the expiration of the old Lease any person shall apply for and obtain a Lease of the lands on which the improvements are such applicant shall pay as valuation for such improvements to the Board and the Board shall pay over to the person who at the expiration of the old Lease was the holder thereof such sum of money as the assessor appointed to make such valuation shall decide: provided always that no Lessee
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- Estimate to be made of carrying capacity before renewals granted.
- What shall be done if Lessee refuse renewal.
- Valuation of improvements.

shall have any claim for valuation or compensation for or on account of any such improvements against the Crown or the Board but when and so soon as any sum of money shall be received by the Board from any new Lessee in payment for such improvements such sum shall be paid over by the Board to the person who at the expiration of the old Lease was the holder thereof.

Leases may be transferred.

91. The beneficial interest in any Lease of Pastoral Lands granted hereunder may at any time after the grant of such Lease be transferred by the Lessee or the Transferee thereof: In order to render such transfer valid it shall be necessary that all the conditions upon which the Lease was granted shall have been complied with as to payment of rent or otherwise and that notice shall have been given to the Board of such transfer within one month after such transfer shall have been made and recorded by the Board.

Lease forfeited on non-payment of rent.

92. If at any time during the currency of any Pastoral Lease granted hereunder the annual rent payable in respect thereof shall not have been paid by the holder of such lease in the manner and at the time required by this Act then and in that case the said Lease shall cease and determine and the Board shall thereupon be empowered to notify in the *Provincial Gazette* the forfeiture of such Lease and to let the land comprised in such Lease by public auction to the highest bidder for the residue of the term subject to the provisions of this Act.

On proclamation of Hundreds Leases of Pastoral Lands to expire.

93. If at any time during the currency of any Lease of Pastoral Lands granted under the provisions of this Act the lands comprised in such Lease or any part thereof shall be included within the boundaries of any Hundred proclaimed by the Governor such Lease shall cease and determine as to so much of the lands as shall be included within such boundaries from and after a day to be named in the Proclamation by which such Hundred shall be constituted: provided that no portion of the land as to which such Lease shall have so ceased and on which a homestead shall have been erected or improvements made shall be offered for sale until the offer of purchasing such land shall have been made to the holder of the Lease at the upset price of pounds per acre, but such Leaseholder shall not be entitled under this provision to purchase a larger block than eighty acres containing his homestead and improvements and in the event of such Leaseholder declining or neglecting to exercise his right of purchase the land on which the homestead and improvements stand may be offered for sale but in that case the value of such homestead and improvements shall be assessed by one of the said Assessors appointed for that purpose by the Board and the land shall be offered for sale at a price made up of the upset price of the land and the value of the improvements as assessed and if the land be sold the assessed value of the improvements shall be paid to the Leaseholder.

Rent at which Leases and renewal of Leases of Pastoral Lands may be granted may be increased by any subsequent Act.

94. Nothing in this Act contained shall be construed to give any Licensee or Lessee or applicant for a Lease any right or claim to have a Lease or a renewal of Lease of Pastoral Lands granted to him at the annual rent of sevenpence per head for every head

of sheep and three shillings and sixpence for every head of great cattle which the lands have been estimated by an assessor to be capable of carrying if there shall hereafter be passed any Act providing for any augmentation of the rent at which such Leases
5 or renewal of Leases may be granted by the Board.

95. During the currency or term of any Lease of Pastoral Lands situate outside the boundaries of any Hundred granted under this Act if the terms and conditions of such Lease and the
10 provisions herein contained be and continue to be duly performed and complied with and if no Hundred be proclaimed including such lands the lands comprised in such Lease shall not be liable to be sold without the consent of the holder of such Lease : provided however that it shall be lawful for the Board with the
15 consent of the Superintendent notwithstanding any Lease to reserve for any purpose of public profit advantage convenience or enjoyment any part of such lands comprised in any such Lease and thereupon the Lease as to such Reserves shall cease and determine and the rent be reduced proportionately the amount
20 of such reduction shall be determined by the Board.

Lands comprised in Pastoral Leases not to be open for sale.

96. It shall be lawful for the Superintendent to authorise the Board to refuse to grant Leases for Pastoral purposes of any Waste Lands which he may deem it inexpedient to Lease or of
25 any Waste Lands within any District the boundaries of which he shall by proclamation in the *Provincial Gazette* at any time and from time to time determine.

Superintendent empowered to authorise Board to refuse Leases of Waste Lands in such Districts as he may determine.

97. Nothing herein contained shall be deemed to alter or in
30 any way affect the power of the Governor from time to time to proclaim Hundreds.

Governor's power to proclaim Hundreds not affected.

98. As to all Hundreds proclaimed or to be proclaimed by the Governor at any time after the coming into operation of the
35 "Otago Waste Land Act (No. 1) 1863" the right of pasturage over any such lands as at the time of such Proclamation were or shall be held under Lease or License for depasturing purposes and have been or shall be by such Proclamation included within such Hundred shall remain with the Leaseholder or Licenseholder
40 until the appointment of Wardens for such Hundreds.

Rights of Pasturage in new Hundreds to remain with Lessee till Wardens appointed.

99. All Leases of Pastoral Lands granted under the provisions of this Act shall be in a form to be by the Board prescribed and for every such Lease there shall be paid upon the delivery
45 thereof a fee of ten pounds and a fee of ten pounds on any notice of transfer of any Lease being given to the Board failing which such notice of transfer shall not be received by the Board or recorded.

Fees to be paid for Lease and notice of transfer.

50 MANAGEMENT OF CROWN LANDS WITHIN THE LIMITS OF A HUNDRED.

100. The Waste Lands within Hundreds already proclaimed
or which may hereafter be proclaimed by the Governor shall be managed and regulated solely under and in accordance with the

Management.

provisions herein contained and subject to the provisions hereinbefore contained the rights of pasturage on Waste Lands in any such Hundred and the apportionment of the same shall be exercised and enjoyed exclusively by the persons who shall take out a Depasturing License as hereinafter provided being pensioners enrolled for service in New Zealand or persons of the Native race or half-castes respectively or others occupying land within the Hundred with the permission of the Government or of the Board.

Return to be made in the form in Schedule.

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15 101. A Depasturing License shall be granted to every such occupant who shall apply for the same to the Board on or before the first day of January in each year provided that he shall have deposited with the said Board a return in the form of the third Schedule hereunto annexed of the number of acres occupied by him as aforesaid.

Term of License.

102. Every such License shall commence and take effect on the first day of January and shall continue in force for one year.

Fee for License.

20 103. For every such License there shall be paid to the Board the sum of ten shillings.

Appointment of Wardens.

25 104. As soon as conveniently may be after the first day of January in each year the said Board shall publish in the *Provincial Gazette* a list of the persons to whom and the names of the Hundreds in respect of which such Licenses shall have been granted and at the same time and in like manner the said Board shall call a meeting of such persons in each Hundred for the purpose of electing from amongst themselves by a majority of votes any number of persons to act as Wardens not being less than three as the said Board shall in such notice direct and appoint and such persons shall continue in office until the election of their successors and shall have the regulation and apportionment of the right of pasturage within the Hundred for the then current year, or until some other regulation and apportionment thereof shall be lawfully made in that behalf.

Right of Pasturage.

40 105. The persons whose names shall be comprised in such lists shall have the exclusive right of pasturage on the Waste Lands within the Hundred in respect of which they shall hold such License.

Election, how conducted.

45 106. At every meeting to be held for the election of Wardens a person appointed by the Board shall preside and in case of an equality of votes at any such election such person shall have a casting vote.

Vacancies, how filled.

50 107. In the event of the death resignation or refusal to act of any of the persons so elected as aforesaid the vacancy shall be filled up by an election to be conducted in manner hereinbefore provided.

108. It shall be lawful for the Wardens at any time within two calendar months after their election to compute the quantity of cattle capable of being depastured on the Waste Lands within the Hundred to determine the description of cattle to be depastured thereon and to apportion the number of great cattle and small cattle which may be depastured for the then current year by each person holding such License as aforesaid.

Number of Cattle to be apportioned.

109. The regulations so to be made shall be agreed to by a majority of the Wardens and a copy of the same under their hands shall as soon as conveniently may be be furnished to the Board for publication in the *Provincial Gazette*.

Regulations to be furnished to the Board.

110. In case the Wardens shall neglect to make such Regulations within the period aforesaid all the powers hereinbefore given to such Wardens shall be held and exercised by the Board.

When Wardens' powers may be exercised by the Board.

111. For the purpose of providing for the safety of the cattle to be depastured within any Hundred for improving the Common Lands for preventing the intrusion and the depasturing thereon of cattle belonging to or under the charge of any unlicensed person it shall be lawful for the Wardens or a majority of them from time to time to make such bye-laws (not being repugnant hereto) as to them may seem meet and by such bye-laws to impose any fine not exceeding five pounds to be recovered in a summary way upon any person offending against the same and such bye-laws shall extend and be applicable not only to persons to whom such Licenses as aforesaid may have been issued but to persons to whom no such Licenses shall have been issued and to all unenclosed lands situated within the limits of the Hundred: provided always that no such bye-laws shall come into operation until they shall have received the assent of the Board.

Bye-laws to be sanctioned by the Board.

112. It shall be lawful for the Wardens of any Hundred or the majority of them to authorise the transfer of any such License as aforesaid from the person to whom the same may have been issued to any other person being an occupant of land as aforesaid situated within the limits of the Hundred in respect of which such License may have been originally issued: provided also that the notice of such transfer shall be given to the Board.

Transfer of License.

113. It shall also be lawful for the Board to issue such Depasturing Licenses as aforesaid on payment of a fee of 10s. at any time for the remaining portion of the then current year.

License fee for portion of a year to be taken.

114. For the purpose of providing the means for carrying into effect all or any of the powers hereby given to the Wardens of any such Hundred and defraying the expenses incident thereto in the erection and maintenance of Pounds the appointment of Rangers or other officers or otherwise it shall be lawful for such Wardens if they shall deem it expedient so to do to levy and raise for the

Rate of assessment.

then current year for and in respect of all cattle depastured on the Waste Lands within the Hundred an assessment not exceeding—

5

For every head of Great Cattle 5s.

For every head of Small Cattle 1s.

- 10 To be paid by the person depasturing such cattle at the time and in manner to be appointed by the Wardens imposing any such assessment.

How recoverable.

- 15 115. In case any person liable for the payment of any such assessment shall neglect or refuse to pay the amount due in respect thereof it shall be lawful for the Wardens or any two of them to issue a warrant under their hands directed to some constable to levy the amount so due by distress and sale of a sufficient part of the cattle and other goods and chattels of the party liable in like
20 manner as in case of rent in arrear between landlord and tenant.

Fees for Licenses, how to be applied.

- 25 116. Within one calendar month after the election of the Wardens for any Hundred the Board shall pay over to any person such Wardens may appoint for that purpose all monies that it shall have received for Licenses in such Hundred which sums shall be applicable under the direction of the Wardens to all or any of such purposes as the assessment they are authorised to levy may be applied.

Books to be kept, &c. 30

117. The Wardens shall in a book to be kept by them for that purpose enter true accounts of all sums of money by them received and paid under the authority of this Act and at the close of the year for which they shall have been elected the said Wardens shall furnish a copy of such book to the Board
35 for publication in the *Provincial Gazette* and shall pay over to the Wardens for the ensuing year the balance of such moneys (if any) remaining in their hands and shall conform to and observe all such Rules and Regulations as may from time to time be made by the Board for securing the due application of the moneys to be
40 raised under the authority hereof.

Penalty on unlicensed persons.

118. If any person not being so licensed as aforesaid shall depasture any cattle on the common Waste Lands within any Hundred or being so Licensed shall depasture on such Waste
45 Lands as aforesaid a greater number of cattle than shall have been apportioned to him every such person shall be liable to the same penalties and proceedings as are hereinafter provided for the unlawful occupation of Crown Lands.

Cattle trespassing 50 may be impounded.

119. If any cattle shall be found unlawfully trespassing upon any lands or public roads within the limits of a Hundred whether such lands shall be the property of the Crown or shall belong to any private person and whether such lands shall be fenced or not it shall be lawful for any of the Wardens of such Hundred or for
55 any person authorised by them to impound the cattle so trespassing in any public pound to be dealt with according to law as if such

cattle had been found trespassing on fenced lands the private property of such Wardens and the owner of such cattle shall be liable to pay to the Wardens the same damages as if such cattle had trespassed on fenced land the property of the Wardens.

5 OCCUPATION LICENSES FOR CUTTING TIMBER AND OTHER PURPOSES.

10 120. It shall be lawful for the Board to issue Licenses Occupation Licenses for other purposes in forms to be by the Board prescribed authorising the holders to occupy for any period not exceeding twelve months from the granting thereof so much of the Waste Lands of the Crown as shall be specified therein for any of the undermentioned purposes namely :—

Cutting and felling of Timber

15 Raising of Lignite or Coal

Removal of Clay for Bricks or Pottery

Removal of Sand Gravel or Stone

Working of Quarries

Sites for Saw Mills Flour Mills

20 „ Tanneries Fellmongers' Yards

„ Slaughter Yards Brick Kilns

„ Potteries Ferries Jetties

Sites in thinly inhabited districts for Inns and Accommodation Houses.

25 and generally such other purposes as may be decided by the Board to come within the scope and intention of this Section: provided that the Licenses hereby authorised to be granted shall not in the case of Inns and Accommodation Houses authorise the sale of fermented or spirituous liquors: For such purposes the Law in
30 force regulating the sale of fermented or spirituous liquors shall not be affected hereby.

121. Every such License shall be drawn so as to expire on
the last day in each year and for Licenses granted after the first
35 day of July in any year one-half of the fee hereafter mentioned only shall be paid. When License to expire.

122. The fee chargeable for every such License shall be fixed
40 by the Board. Fee.

123. The Board shall determine the extent of land to which
such License shall give a right of occupancy and the Licenses
shall have effect only within the district specified in them. Right of occupancy how defined.

124. Any unlicensed person occupying or using any Waste
45 Lands for any of the before-named purposes shall on conviction
thereof be liable to a penalty not exceeding twenty pounds to be
recovered in a summary way. Penalty on unlicensed persons.

Disputes &c., how to be decided.

125. No such License shall preclude the Board from selling or reserving or the Governor from including within a Hundred or reserving or shall in any way affect the rights of the Crown to the Land occupied in virtue of such License. All disputes between holders of such Licenses shall be heard and decided by the Board.

GOLD FIELDS.

Transfer of Licenses.

126. Such Licenses may be transferred from one person to another with the consent of the Board on payment of a fee to be fixed by the Board.

"Gold Fields Act 1862" not affected hereby.

127. Except where expressly provided to the contrary nothing in this Act shall be construed to repeal alter or affect the provisions of the "Gold Fields Act 1862."

Land may be sold within Gold Fields though not within a Hundred.

128. Notwithstanding anything in the "Gold Fields Act 1862" to the contrary lands situated within any portion of a Gold Field over which a Pastoral License does not exist or has been cancelled or suspended may be sold or otherwise dealt with in the same manner as lands of the same class not within a Gold Field but it shall not be necessary to proclaim such lands into Hundreds for the purposes of such sale or other disposal.

Holders of Agricultural Leases entitled to purchase.

129. Any person being the holder of an Agricultural Lease under the provisions of the "Gold Fields Act 1862" and the Regulations from time to time made and issued in accordance therewith shall at any time after he shall have held such Lease for three years and during the currency of such Lease be permitted to purchase the lands held thereunder without competition at the upset price per acre for the lands so leased free from the condition of expending forty shillings per acre in improvements: provided however that the Board may refuse to sell such land and in such case the Board shall if required by such Lessee cancel the Lease of such lands and pay to such Lessee the value of any buildings that may have been erected thereon such value to be settled by agreement between the Lessee and the Board or if such value be not settled by agreement then it shall be settled by arbitration in the manner provided by the 40th Section of the "Gold Fields Act 1862" except that one arbiter shall be named by the Board in lieu of being named by the Governor.

Superintendent may alter and revoke Regulations.

130. It shall be lawful for the Superintendent to make alter and revoke Regulations for the management of any lands within proclaimed Gold Fields over which a Pastoral Lease or License does not exist or has been cancelled or suspended and to regulate the number of horses or cattle which may be run upon such lands by the holders of Miners' Rights or Business Licenses or of Mining Mineral or Agricultural Leases or by other persons and also to grant Licenses for depasturing any greater number of cattle thereon and to regulate the fees which shall be paid therefor.

131. When at the time of any conveyance made under this Act or at the time of any conveyance made after the first day of July 1865 under the "Waste Land Regulations 1856" and the "Otago Waste Lands Act (No. 1) 1863" any race drain dam or reservoir has been constructed by any holder of a Miner's Right in or upon the land so conveyed or flows over or is upon any such land under or by virtue of any power or authority or right conferred by any Act of the General Assembly of New Zealand for the time being in force or any Regulation or Rule made thereunder or License or Lease granted thereunder then although no reservation or exception thereof be contained in the Crown Grant of such land no person whether the purchaser Crown Grantee or any other unless specially authorised thereto by the Governor shall obstruct or interfere therewith.

Water easements reserved on purchased Lands.

132. The Board may grant Licenses in a form to be by it prescribed in respect of such last-mentioned race drain dam or reservoir in the same manner as if the same were situate on Crown Lands and the Licensee may by the authority and for the purposes therein expressed enter upon the land so conveyed but the Licensee shall make compensation to the owner of such land for any damage occasioned by such entry except as hereinafter provided.

Licenses for such easements

133. For the purpose of determining the amount of such compensation some competent person shall be appointed by the said Board and another shall be appointed by the owner of such land or his agent and a third shall be appointed by the person to whom such License has been granted and it shall be the duty of such three valuers or any two of them to determine the amount of such compensation and such amount when so determined may be recovered in a summary way before any Resident Magistrate or two Justices of the Peace of the Colony of New Zealand.

Amount of compensation to be determined by valuation.

134. Upon any such reference as last aforesaid each party on the request of the other shall appoint a valuator by delivering to him an appointment signed by such party or his agent and if for one month after notice by one party (who has duly appointed a valuator) to the other party stating such request and accompanied by a copy of such appointment the party to whom notice is given fail to appoint a valuator the valuator appointed by the party giving the notice shall be deemed to be appointed by and shall act alone on behalf of both parties and the valuation of any valuator or valuers appointed in pursuance of this Act shall be binding final and conclusive to all intents and purposes whatsoever.

Proceedings on neglect to appoint a Valuator.

135. If before such determination as aforesaid any valuator die or refuse or become incapable to act the person by whom such valuator was appointed shall appoint in like manner another in his stead and if such party fail so to do for the space of fourteen days after notice from the other party in that behalf the valuator appointed by the other party giving the notice may proceed alone *ex parte* and every valuator so appointed shall have the same powers and authorities as were vested in the valuator in whose stead the appointment is made.

Death of Valuator.

Production of documents.

136. Any appraiser or arbitrator by virtue of this Act may require the production of such documents in the possession or power of either party as he may think necessary for determining the matters referred and may examine the parties and other persons as witnesses
5 on oath.

Power to holders of Miners' Rights holding races, dams, or reservoirs, to enter upon purchased land in certain cases.

137. The holder of any Miner's Right who has constructed or who has acquired the right to use any race dam or reservoir flowing on through or upon or being on any Waste Land which shall here
10 after be conveyed under this Act or any land which after the first day of July 1865 has been or shall hereafter be conveyed under the Waste Land Regulations 1856 and the "Otago Waste Lands Act (No. 1) 1863" may at all times enter upon any such land and
15 may cleanse and clean and keep in efficient repair such race dam or reservoir and may deposit the matter removed therefrom upon the land immediately adjoining such race dam or reservoir to a distance not exceeding five feet therefrom without making any compensation to the owner of such land.

20

UNLAWFUL OCCUPATION OF CROWN LANDS.

Penalty for unlawfully occupying.

138. If any person shall occupy any Waste Lands either by residing or by erecting any hut or building thereon or by clearing enclosing or cultivating any part thereof or shall fell remove or sell
25 the timber growing or being on any such land or otherwise unlawfully occupy the same without having a Lease or License for such purpose respectively every such person shall on conviction for any of the offences hereinbefore mentioned forfeit and pay any sum not exceeding fifty pounds to be recovered in a summary way ;
30 provided that no person shall be convicted of any of the offences aforesaid except on the information or complaint of the Commissioner of Crown Lands or of some person by him duly authorised in that behalf.

Penalty for persisting in such occupancy.

139. If any person so convicted as aforesaid shall for the space of one calendar month continue in possession or occupation of such land or otherwise persist in the unlawful act for which he shall have been so convicted every such person shall upon conviction of any such further offence upon such information or complaint as aforesaid
40 forfeit and pay any sum not less than five pounds nor more than fifty pounds to be recovered in a summary way.

Timber for domestic purposes allowed to be cut.

140. Nothing herein contained shall be construed to prevent any Lessee or licensed occupier of Crown Lands or his agent or
45 servant from cutting for his own use such timber on the lands so occupied by him as is ordinarily used and as may be necessary for domestic purposes for firebote fencing stock-yards or other conveniences for the enjoyment of the said lands unless such timber be reserved by the Superintendent or the Board for public purposes
50 and the licensed occupier or Lessee shall have been warned of such reservation.

141. No possession or occupation of any Crown Land had or taken by virtue of any Lease or License as aforesaid or by depasturing under the provisions of this Act or otherwise shall be construed to give any title whatever against the Crown or to alter
 5 or affect in any respect the rights of Her Majesty her heirs and successors in respect of any such lands. Her Majesty's title not to be affected.

142. If any cattle shall be found unlawfully trespassing upon any Crown Lands whether the same shall be fenced or not, it shall
 10 be lawful for the Commissioner of Crown Lands or for any person by him authorised in that behalf either generally or in the particular case to impound the cattle so trespassing in any public pound to be dealt with according to law; provided that the Commissioner of Crown Lands shall not nor shall any person acting under
 15 his authority be authorised or required to impound cattle trespassing upon lands forming any part of any defined run unless such cattle shall be found trespassing in defiance of an adjudication made by the said Board with respect to such land. Cattle found trespassing may be impounded &c.

143. In any action suit or proceeding against any person for or in respect of any alleged unlawful occupation trespass or use of or upon any Crown Lands the proof that the occupation or use in question was authorised by the provisions of this Act or of any order or regulation made in the pursuance thereof shall lie on the
 25 defendant. And the averment that any lands in question are Crown Lands shall be sufficient without proof of such fact, unless the defendant prove the contrary. And all maps plans licenses certificates and office copies certified as true under the hand of the Chief Surveyor of the Province or of the proper officer of his department or of any member of the Board shall in all matters relating to the said respective offices, be sufficient evidence of their contents without production of original record and without the personal attendance of such officers or proof of their signatures.
 30 Onus probandi to lie with the defendant.

144. In case any person shall unlawfully intrude upon occupy or take possession of any Waste Lands and shall refuse or neglect to deliver up and quit possession of the same for the space of ten days after personal service upon him or his agent or overseer of a notice to quit the same signed by the Commissioner of Crown Lands
 40 it shall be lawful for the Commissioner of Crown Lands to enter upon the said lands with such assistance as may be necessary and to take possession of the same on behalf of the Crown together with any houses or other improvements which may have been made thereon and to deal with the same as he shall deem most expedient for the purpose of expelling such persons therefrom and
 45 also to expel and remove all persons found trespassing thereon. Unlawful occupants how to be further dealt with.

FINES AND PENALTIES.

145. All fines and penalties hereby or by any rule regulation or bye-law made hereunder imposed or made recoverable shall be recovered in a summary manner before any Resident Magistrate or two or more Justices of the Peace of the Colony. Fines, and how to be recovered.

Crown Grant and Lease may be issued, bearing date of the day when Grantees and Lessees became entitled.

146. All Crown Grants and Leases which may be issued after the commencement of this Act shall bear date on the day when the persons named therein as Grantees or Lessees respectively first became entitled to such Grants or Leases and shall be of the same force and validity as if they had been sealed on the day on which the same bear date and shall be issued in the name of the person or persons who became originally entitled though such person or persons may in the meantime have died or transferred their interest.

FIRST SCHEDULE.

- I. The "Waste Lands Act 1858" when it is repugnant to or inconsistent with this Act but only so far as regards Waste Lands within the Province of Otago.
- II. The Regulations for the sale, letting, disposal, and occupation of the Waste Lands of the Crown within the Province of Otago, proclaimed by the Governor on the 12th day of January, 1856, and declared to be law in and by the "Waste Lands Act, 1858;" and so much of the said Act as declares the said Regulations to be law.
- III. An Ordinance of the Superintendent and Provincial Council of Otago, intituled as the "Land Sales and Leases Ordinance, 1856," declared to be law by the "Waste Land Act, 1858;" and so much of the said last-mentioned Act as declares the same to be law.
- IV. An Ordinance of the Superintendent and Provincial Council of Otago, intituled the "Town Land Sales Ordinance, 1857," declared to be law by the "Waste Lands Act, 1858;" and so much of the said last-mentioned Act as declares the same to be law.
- V. The "Otago Waste Lands Act (No. 1), 1863."
- VI. The "Otago Waste Lands Act (No. 2), 1863."

SECOND SCHEDULE.

APPLICATION FOR PASTURAGE LEASE.

District

Boundaries

Estimated Extent

Deposit £

Signature of Applicant

THIRD SCHEDULE.

I hereby declare that I occupy _____ acres with the permission of the Government or Waste Lands Board.

To the Waste Lands Board }
of the Province of Otago. }