

*This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES, and, having this day passed as now printed, is transmitted to the LEGISLATIVE COUNCIL for its concurrence.*

*House of Representatives,  
5th November, 1904.*

*Hon. Mr. Carroll.*

TAUMUTU NATIVE COMMONAGE ACT AMENDMENT.

ANALYSIS.

<p>Title.</p> <p>1. Short Title.</p> <p>2. Commonage lands vested in the Public Trustee.</p> <p>3. Public Trustee may lease surplus lands.</p>	<p>4. Application of proceeds.</p> <p>5. Lands to be set apart for use of owners.</p> <p>6. Inquiry as to previous dispositions of the land.</p> <p>7. Repeal.</p>
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A BILL INTITULED

AN ACT to amend "The Taumutu Native Commonage Act, 1883." Title.

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

1. The Short Title of this Act is "The Taumutu Native Commonage Act Amendment Act, 1904." Short Title.

2. (1.) The lands described in the Schedule to "The Taumutu Native Commonage Act, 1883" are hereby vested in the Public Trustee as an estate in fee-simple for the use and benefit of such Natives as the Native Land Court, on the application of the Public Trustee or any person claiming to be interested therein, determines. Commonage lands vested in the Public Trustee.

(2.) The Native Land Court, in determining the rights or interests of any such Natives, shall give effect to the original intention for which the said land was set apart.

3. The Public Trustee may from time to time lease any portions of the said lands not needed for the use or occupation of the Natives for any term not exceeding twenty-one years, in such manner and subject to such conditions as he thinks fit. Public Trustee may lease surplus lands.

4. The annual rents and proceeds of the said lands shall be held by the Public Trustee, to be distributed by him among the Natives found to be beneficially interested in the said lands according to their respective interests: Provided that in making such distribution the Public Trustee shall take into account the benefit which any Native is deriving from his occupation of any part of the said land for grazing or other purposes, and shall adjust his share of the rents and proceeds accordingly. Application of proceeds.

Lands to be set  
apart for use of  
owners.

5. (1.) Before leasing any portions of the said land the Public Trustee shall set apart suitable portions thereof for the use and occupation of the Natives beneficially entitled for grazing or other purposes.

(2.) Such Natives shall not have power to make any assignment 5  
whatever of their interest in the lands so set apart.

Inquiry as to  
previous disposi-  
tions of the land.

6. (1.) The Native Land Court is hereby empowered to make inquiry concerning any leases or agreements relating to the said land heretofore granted by the Natives or any of them, and to decide whether any compensation for improvements or otherwise is equitably 10  
payable to any lessee, and, if so, to award such sum as compensation as it may deem fit.

(2.) Any compensation so awarded shall be payable out of the rents and proceeds of the said lands.

Repeal.

7. Section four of "The Taumutu Native Commonage Act, 15  
1883," is hereby repealed.