

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Tuesday, the 30th Day of August, 1892.

LAND BILL.

The Hon. Mr. J. MCKENZIE, in Committee, to move the following amendments:—

After clause 245 to insert the new clauses following:—

WESTPORT COLLIERY RESERVES.

245A. The following provisions shall have operation in respect of the Westport Colliery Reserve, as the same is defined in the Fourth Schedule to "The Westland and Nelson Coalfields Administration Act, 1877," and shall be read as part of that Act. Provision as to lands within Westport Colliery Reserve.

245B. The Governor, by Order in Council, gazetted, to be issued as soon as may be after the commencement of this Act, shall define such further portions of the aforesaid reserve, in addition to the portions thereof already set apart for railway purposes by an Order in Council of the twenty-third day of February, one thousand eight hundred and seventy six (*Gazette*, 1876, page 200), as are likely to be required for railway purposes or other public purposes, and shall set apart such further portions for the aforesaid purposes accordingly. Governor may set apart additional reserves.

245C. With respect to lands included within any such first-mentioned Order in Council as set apart for railway or other public purposes, every lessee of land which is not immediately required for railway purposes shall continue to hold his lease subject to the conditions upon which the same was granted, but subject to the power of the Governor to take the land comprised therein as aforesaid. Rights of tenants holding under Orders in Council.

The provisions of section eighteen of the last-named Act shall apply in respect of all the aforesaid leases, and to the respective holders thereof, and to the compensation to be paid for any land taken for railway or other purposes, in the same manner as in the said section provided with respect to land set apart by the Order in Council of the twenty-third day of February, one thousand eight hundred and seventy-six, in the said section mentioned.

245D. With respect to lands not included within either of the aforesaid Orders in Council,— Respecting other tenancies.

(a.) Every lessee of any part of the said reserve may at any time within twelve months after the commencement of this Act apply to the Land Board for a revaluation of the land comprised in his lease.

The Board, subject to the approval of the Governor, but not before the gazetting of the Order in Council first above mentioned in subsection one of this section, may cause a valuation to be made of the remainder of the said land, without improvements, and on the surrender of the original lease may grant the lessee a new lease of the land comprised in his original lease, at a rent based upon the aforesaid valuation, for a term not exceeding twenty-one years, with the right of renewal for another term of twenty-one years, subject to a new valuation being made of the land, without improvements, at the expiration of every such term.

In case any valuation is disputed by the lessee the same shall be determined by arbitration.

(b.) Every lessee, as last aforesaid, who does not obtain a renewal of his lease under the *last-preceding* subsection, shall continue to hold his lease on the terms on which the same was originally granted, and on the expiration or determination thereof, and on the expiration or determination of every future lease to be made of the portion of the said reserve mentioned in this subsection, the following provisions shall take effect:—

- (1.) The improvements made by the lessee or his tenant on the land comprised in any such lease shall be valued in such manner as the Board shall direct;
- (2.) The rental of each lease shall be fixed by the Board;
- (3.) The right to the lease shall be disposed of by public auction;
- (4.) If the lessee shall not become the purchaser, the purchaser of the lease shall pay to the Receiver of Land Revenue or other officer appointed by the Board, as a premium or foregift, the value of the improvements, to be so fixed as aforesaid. Prior to the lease being issued, and in default of such payment, the person entitled to such value may recover the same in a summary manner from the person who ought to have paid the same, and to retain possession of the demised land until payment shall have been made of the value aforesaid.

Power of Board
to dispose of
unlet portions of
Colliery Reserve.

245E. The Board may from time to time dispose of by lease any unlet portions of the Colliery Reserve, not set apart for railway or other public purposes, for any term not exceeding twenty-one years, subject to the right of renewal as mentioned in paragraph (a) of the *last-preceding* subsection, at such rent and on such conditions and covenants as they think fit, and every such lease shall be disposed of at public auction.