

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Tuesday, the 18th day of August, 1885.

NEW PLYMOUTH EXCHANGES COMPLETION ACT 1874 AMENDMENT BILL.

The Hon. Mr. BALLANCE, in Committee, to move the following additional clause:—

And whereas the exchange intended to have been effected of Sections three hundred and ninety and two hundred and ninety-seven, Town of New Plymouth, cannot be carried out by reason of an error made in the Report number one thousand two hundred and fifty-six of the New Zealand Company's Lands Claims Commissioner on claim number one thousand six hundred and eighteen, respecting the former of such sections, and there is no means by which such Commissioner can now correct the said error: And whereas it is expedient, in order to enable the said exchange to be completed, to annul the said report: Be it therefore enacted that the said Report number one thousand two hundred and fifty-six, whereby one Samuel Farrar is decided to be entitled to a Crown grant for Section three hundred and ninety, Town of New Plymouth, is hereby annulled from the date thereof.

DIVORCE AND MATRIMONIAL CAUSES ACT 1867 AMENDMENT BILL.

Mr. SAMUEL, on the motion that the amendments made by the Committee be agreed to, to move, That the Bill be recommitted for reconsideration, and for the purpose of adding the following new clauses:—

3. It shall be lawful for any husband or wife to present a petition to the Supreme Court praying that his or her marriage may be dissolved, on the ground that the husband and wife have lived separately and apart from each other for a period of seven years continuously prior to the presenting of the petition.

4. It shall be lawful for any husband or wife to present a petition to the Supreme Court praying that his or her marriage may be dissolved, on the ground that the wife or husband of such petitioner has, since the celebration of the marriage, been convicted of an indictable offence, and sentenced to imprisonment and legally imprisoned for a period of not less than seven years continuously.

5. It shall be lawful for any husband or wife to present a petition to the Supreme Court praying that his or her marriage may be dissolved, on the ground that the wife or husband of such petitioner has, since the celebration of the marriage, been found lunatic under any Act for the time being in force in New Zealand with respect to lunacy, and have been lawfully confined in a lunatic asylum for a period of not less than seven years continuously.

6. All the provisions contained in the said Act, and any Act amending the same, and any rules made thereunder and for the time being in force relating to presenting petitions and granting decrees for dissolution of marriages, and to the granting of alimony and making provision for the benefit of children, and to the procedure in matrimonial causes, and all other provisions of the Act or rules, shall extend, as far as the same are applicable, to all petitions presented under the authority of this Act.

LAND TRANSFER BILL.

The Hon. Mr. STOUT, in Committee, to move,—

Clause 2. The omission of the definition of "Licensed surveyor." Also to omit the definition of "Mortgage," and to substitute—
"Mortgage" means and includes any charge on land created under the provisions of this Act for securing—

- (a.) The repayment of a loan or satisfaction of an existing debt;
- (b.) The repayment of future advances, or payment or satisfaction of any future or unascertained debt or liability, contingent or otherwise;
- (c.) The payment to the holders for the time being of any bonds, debentures, promissory notes, or other securities negotiable or otherwise, made or issued by the mortgagor before or after the creation of such charge;
- (d.) The payment to any person or persons by yearly or periodical payments or otherwise of any annuity, rent-charge, or sum of money other than a debt.

Clause 31, line 33. Omit "the" before "duplicates."

Clause 61. Omit the numerals; incorporate with clause 60.

Clause 69. Omit "duplicate"; substitute "instrument."

Clauses 77 and 78. Omit numerals; incorporate with clause 76.

Clause 84. Omit numerals; incorporate with clause 83.

Clause 97. Omit "Forms," substitute "Form."

Clause 122 to form part of 121 by omission of numerals 122 and "as in the *last-preceding* clause mentioned."

Clause 174. Omit numerals; incorporate with clause 173.

Clauses 184 and 185. Omit numerals; incorporate with clause 183.

Clause 186 to be omitted.

Clause 187, line 23. Omit "pecuniary."

Clause 191, lines 6, 9, and 17. After "fraud," insert "negligence"; line 19, omit "bankruptcy or"; line 20, after "Registrar-General," insert "or in case of bankruptcy may be proved as a debt due from his estate"; line 23, before "made," insert "lawfully."

Clause 194. At end of subsection add "nor."

Clause 195 to form subsection to clause 194 by omission of the numerals of the clause and the words "No claim on the Assurance Fund shall arise," and the substitution of the words "For any loss arising."

MAGISTRATES COURTS BILL.

The Hon. Mr. TOLE, in Committee, to move,—

After clause 94 the following:—

94A. In case of nonsuit the Court may award to the defendant such costs as to it shall seem reasonable, and the amount so awarded may be recovered in the same manner as if judgment had been given for the said amount.

Clause 169, line 25. Omit "testament," insert "settlement."

RIVER BOARDS ACT AMENDMENT BILL.

Mr. W. D. STEWART, in Committee, to move the following amendments:—

Every River Board may agree to extend the time for payment of any principal or interest made now or hereafter owing by it, and may convert a loan raised under any of the Acts or ordinances repealed by the said Act into a loan under the said Act and this Act, and may issue and deliver to a creditor in respect of any such loan debentures and coupons under the seal of the said Board.

No person who, or body corporate which, has already lent or may hereafter lend money to a River Board shall be concerned to inquire whether such Board required to borrow such money, or be affected by the non-application or misapplication thereof.

A Receiver, when appointed under the said Act, may, in respect of making, levying, and recovering of rates, both general and special, exercise all powers of a River Board and of a local authority respectively, and may himself make, raise, and collect such rates, or require such local authority to do so, and the neglect or omission to elect members of such local authority shall not affect the powers of such Receiver.

A Board may, in anticipation of its current revenue, from time to time borrow moneys at interest from a bank by way of overdraft, but the amount of such overdraft shall never at any time exceed the total amount of the income of the Board for the year ending the 31st March previous.

A debenture and coupon may be issued under the said Act and this Act, in the form or to the effect set forth in the *First* and *Second* Schedules hereto, and shall operate as a charge on the special rates of the Board.

SCHEDULES.

FIRST SCHEDULE.

FORM OF DEBENTURE.

The River Board Loan of [*state loan*].
Debenture for £

Issued under "The River Boards Act, 1884," and amendments thereof.

N.B. The holder of this debenture has no claim in respect thereof upon the Government of the Colony of New Zealand, or the revenues of such colony.

ON presentation of this debenture at [*place of payment*] on or after the day of 188 , the bearer hereof will be entitled to receive £

Interest on this debenture will cease after the day when the payment falls due, unless default is made in payment.

Issued under the seal of the River Board the day of 188 .
(L.S.) Chairman.

Clerk.

SECOND SCHEDULE.

FORM OF COUPON.

Debenture No. of the River Board.

Issued under "The River Boards Act, 1884," and the amendments thereof.

ON presentation of this coupon at [*place of payment*] on or after the day of 188 , the bearer hereof will be entitled to receive £

(L.S.) Chairman.

Clerk.