

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Monday, the 20th Day of December, 1897.

RESERVES, ENDOWMENTS, AND CROWN AND NATIVE LANDS EXCHANGE, SALE, DISPOSAL, AND ENABLING BILL.

Hon. J. CARROLL, in Committee, to move to insert the following new clauses, to follow clause 15 :—

15A. The provisions of subsection ten of section fourteen of "The Native Land Court Act, 1894," shall apply to the Puketotara Native Reserve (otherwise Sections 334 and 335, Carnarvon) as if the same had been land dealt with by the Court prior to the passing of that Act

15B. The Governor may, by Order in Council, confer on the Native Land Court jurisdiction to inquire into and determine all questions between the Crown and the Natives as to the boundaries of the Pukehina Block, and to adjudicate upon as Native land any land which the Court shall find ought to be included in the said block, notwithstanding that the same may have become land of the Crown.

15c. To give effect to the recommendation of the Native Affairs Committee of the House of Representatives on the petition of Anatipa Pukatea and others in reference to the partition of Lot Sixty-six, Waipa Survey District, the Native Appellate Court is hereby empowered and directed to deal with any appeal which has been lodged against the decision of the Court in making the said partition as if such appeal had been lodged in due time.

Rt. Hon. R. J. SEDDON to move to insert the following new clause, to follow clause 15c :—

15d. The Native Land Court is hereby empowered and directed to inquire whether any of the children of Inia Tuhata, deceased, have been improperly omitted from the titles to Sections 2 and 5, Ngarara West A, and Section 8, Ngarara West C ; and for the purposes of such inquiry the following provisions shall apply :—

- (1.) If the Court finds that any such children have without just cause been omitted, it may order their inclusion in the said titles for such estates and interests as it finds them to be entitled to respectively.
- (2.) The District Land Registrar is hereby directed to do all things necessary on his part to give effect to any order of the Court as aforesaid.
- (3.) Nothing in this section contained shall prejudice any right or interest in the said lands heretofore acquired for valuable consideration from the persons to whom the Court, on the hearing under "The Ngarara and Waipiro Further Investigation Act, 1889," awarded the same.
- (4.) In apportioning the interests under this section, the Court may take into account any dealings with the said lands by the said last-mentioned persons, and any rents or other moneys received by them in respect thereof, and may make such award as, having regard thereto and to the circumstances of the case, the Court deems equitable.
- (5.) No further dealings with the said lands shall be registered pending the result of the inquiry hereby directed.

Hon. J. MCKENZIE to move to insert the following new clause, to follow clause 26:—

26A. Whereas of the parcel of land described in the *Eleventh A* Schedule hereto a portion is Crown land below high-water mark, and the residue is vested in fee-simple in the Lyttelton Harbour Board under "The Lyttelton Harbour Board Land Act, 1877," and has been wholly or partly reclaimed from the sea by prison labour at the cost of the Government: And whereas it was agreed between the said Board and the Government that the said Board, before availing itself of the part so reclaimed, should recoup to the Government the cost of such reclamation, and this has not yet been done: And whereas it is expedient that the said parcel of land should be set apart as a recreation-ground for the inhabitants of the Borough of Lyttelton in the manner and subject to the conditions hereinafter contained: Be it therefore enacted as follows:—

- (1.) The Governor may declare the said parcel of land to be a public reserve within the meaning of "The Public Reserves Act, 1881," and thereupon it shall be deemed to be vested in fee-simple in Her Majesty as a recreation reserve, and shall be held and administered under that Act by the Borough Council of Lyttelton as a recreation reserve for the inhabitants of that borough:

Provided that, with respect to such portion of the said parcel of land as is at present vested in the Lyttelton Harbour Board, no action under this section shall be taken by the Governor except with the said Board's consent.

- (2.) In the event of such consent being given, the Governor may release the said Board from its obligations to the Government in respect of the aforesaid cost of reclamation.

Also to insert the following new Schedule:—

ELEVENTH A SCHEDULE.

ALL that parcel of land in the Canterbury Land District, containing by admeasurement 1 acre and 3 roods, more or less, being part of the land reclaimed from the sea adjacent to the Borough of Lyttelton, between Officers Point and Sticking Point. Bounded towards the north and west generally by a road reserve; and towards the south by a right line running in a westerly direction, intersecting the reclaimed land: as the same is more particularly delineated on the plan marked S.G. 37456, deposited in the Head Office, Department of Lands and Survey, at Wellington, and thereon coloured red.

Also to insert the following new clause, to follow clause 34:—

34A. Whereas Section 25, Block 14, New River Hundred, was reserved for ferry purposes by a resolution of the Provincial Council of the Province of Southland: And whereas, by an Order in Council dated the fourteenth day of October, one thousand eight hundred and ninety-seven, the purpose of a portion of the said reserve was changed from that of a reserve for ferry purposes, and was declared to be thenceforth for a gravel-pit:

And whereas the remainder of the said section is no longer required for ferry purposes:

Be it therefore enacted that the Governor may grant twenty acres of the same, adjoining Section 24 on the north and the district road on the west, in exchange for an area of fourteen acres two roods twenty-five perches, which was taken from the said Section 24 for railway purposes by a Proclamation under "The Public Works Act, 1894," dated the sixteenth day of October, one thousand eight hundred and ninety-five, and may issue a Crown grant for an estate in fee-simple in the said twenty acres to the owner of the said Section 24, as compensation for the area taken for railway purposes as aforesaid.

Also to insert the following new clauses, to follow clause 27:—

27A. The Governor may grant the land described in the *Twelfth* Schedule hereto, to the Wainono Land Drainage Board, in trust as an endowment towards the cost of constructing and maintaining drainage-works in the Wainono Land Drainage District, or on such other area of land adjacent thereto as the Governor determines: Provided that a right is hereby reserved to the Governor to extend or lay off at any time, or from time to time, on such land any road or roads required for public use, without payment of compensation, or to resume the whole of such land, if the Governor is at any time of opinion that the Board is not utilising the same in a *bonâ fide* manner for the purposes for which it has been granted.

27B. Whereas lot numbered 3 of Reserve No. 1128, part of Nukuroa Village, Land District of Canterbury, is held on perpetual lease under village-settlement conditions: And whereas the Wesleyan Methodist body is desirous of obtaining a small portion of such land as a site for a church, and the lessee is desirous of setting apart a quarter of an acre of land for that purpose, but there is no power to enable this to be done: Be it therefore enacted as follows:—

- (1.) The Canterbury Land Board may, on application to that effect by the lessee, accept a surrender of any portion of such land not exceeding one-quarter of an acre.
- (2.) Upon such surrender being accepted, a note thereof shall be indorsed by the Commissioner of Crown Lands at Christchurch upon the instrument of lease, and upon the copy of same in the office of the District Land Registrar, and the Registrar shall thereupon, without fee, register the surrender.
- (3.) The fee-simple of the land so surrendered may be sold by the Commissioner for cash to the Wesleyan Methodist body as a site for a Wesleyan Church, at a price to be fixed by the Board, without requiring any declaration or formal application, and without submitting the land to auction as required by "The Land Act, 1892."

New clause, to follow clause 6:—

6A. Notwithstanding anything contained in either of the two last-preceding sections, it is hereby expressly declared that neither of those sections shall come into operation until and unless within three months after the passing of this Act the provisions of both of them have been approved by a vote of the ratepayers of the City of Auckland, taken in the same manner as in the case of a proposal to raise a special loan.