

## PROVINCE OF TARANAKI.

# MILITARY OCCUPATION ORDINANCE, 1863.

IN THE TWENTY-SIXTH YEAR OF THE REIGN OF HER MAJESTY QUEEN VICTORIA.

SESSION XI., No. 3.

AN ORDINANCE TO AUTHORISE THE APPROPRIATION OF LAND  
IN THE PROVINCE OF TARANAKI FOR MILITARY PURPOSES.

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2. Price of land to be determined by arbitrators.	5. Lands purchased for aforesaid purposes to vest in Her Majesty.
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*An Ordinance to authorise the Appropriation of Land in the Province of Taranaki for Military Purposes.* Title.

WHEREAS it is expedient that authority should exist for taking and occupying land in the settled districts of the Province for purposes of military defence BE it therefore enacted by the Superintendent of the Province of Taranaki with the advice and consent of the Provincial Council thereof as follows :—

1. It shall be lawful for the Governor whenever it shall appear to him requisite to cause any land not being Crown land nor Native Reserve land which now or at any time hereafter may be used or required as a military post or place of defence to be occupied and taken at a valuation to be ascertained in manner hereinafter provided.

2. The price to be paid in respect of such land shall be ascertained and determined by two Arbitrators one to be appointed

Preamble.

Land may be taken for military purposes.

Price of land to be determined by Arbitrators.

on behalf of the Government of New Zealand, and the other by the owner of the land taken and such Arbitrators (or an Umpire appointed by them previous to their entering upon the arbitration) shall declare the price to be paid for such land.

circumstances  
under which sole  
power of deter-  
mining price  
shall be exercised  
by the Govern-  
ment Arbitrator.

3. In default of the owner of land taken agreeing to submit the question of price to arbitration, all the powers and authorities hereinbefore given to two Arbitrators to decide the same shall and may be exercised by the Arbitrator acting on behalf of the Government.

cases when no  
longer required  
for military pur-  
poses to be of-  
fered to the  
owner of the  
land of which  
the sites formed  
part.

4. Sites purchased for military purposes when no longer required by the Government of New Zealand shall be offered to the then owner or owners of the section of which the sites formed part at a valuation to be ascertained in the same manner as is hereinbefore provided for determining the prices at which the same were purchased by the Government. In default of such owner or owners desiring to purchase the said sites then the same shall be sold or disposed of in such manner as the Government may deem expedient.

lands purchased  
under aforesaid pur-  
poses to vest in  
Her Majesty.

5. Land purchased for the aforesaid purposes shall vest absolutely in Her Majesty her heirs and successors in trust for purposes of military defence.

awards to be  
made in writing.

6. Awards published under the authority of this Ordinance shall be made in writing under the hands of the Arbitrators or Umpire by whom the same shall be made.

payments to be  
in cash.

7. All payments made under this Ordinance shall be in cash.

short Title.

8. The Short Title of this Ordinance shall be the "Military Occupation Ordinance 1863."

W. M. CROMPTON,  
Speaker.

Passed the Provincial Council this thirtieth day of March, one thousand eight hundred and sixty-three.

JAMES B. LAWSON,  
Clerk to the Provincial Council.

Assented to on behalf of the Governor the seventh day of April, one thousand eight hundred and sixty-three.

CHARLES BROWN,  
Superintendent.