

PROVINCE OF TARANAKI.

**TOWN OF NEW PLYMOUTH
COMPENSATION ORDINANCE,
1859.**

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

SESSION VIII., No. 1.

 AN ORDINANCE TO EMPOWER THE SUPERINTENDENT IN CERTAIN CASES TO GRANT COMPENSATION OUT OF THE PUBLIC RESERVES IN THE TOWN OF NEW PLYMOUTH.

ANALYSIS.

Title.	documents relating thereto, and
Preamble.	to give conveyances of lands
1. Claims when to be preferred	appropriated by him in Com-
under Ordinance.	compensation.
2. To be compensated out of the	4. Trust upon which lands surren-
Public Reserves within the	dered to be held by Superinten-
Town site of New Plymouth.	dent.
3. Superintendent to accept full sur-	5. Short Title.
render of lands claimed, and all	

*An Ordinance to empower the Superintendent in certain cases to Title.
grant Compensation out of the Public Reserves in the Town of
New Plymouth.*

WHEREAS by deed of Grant bearing date the twentieth day of Preamble.
August 1858 the unalienated lands within the Town site of
New Plymouth are vested in the Superintendent under the
provisions of "The Public Reserves Act 1854" upon certain
Trusts in the Grant described And whereas it is expedient to
alter the said Trusts so far as to enable the Superintendent to
appropriate a part of the said lands to compensate persons
whose lands lying within the said boundaries have been taken
or injured for certain public purposes BE it therefore enacted
by the Superintendent of the Province of Taranaki with the
advice and consent of the Provincial Council thereof as
follows:—

Claims when to
be preferred
under Ordinance

1. The Superintendent shall by notice in the Government Gazette and in the newspapers of the Province require all persons claiming Compensation in respect of land lying within the Town site of New Plymouth which has been taken wholly or in part for Military Reserves Native Reserves public thoroughfares or other purposes of public utility to deposit their claims in writing at the office of the Superintendent within thirty days from the date of such notice.

To be compen-
sated out of the
Public Reserves
within the Town
site of New Ply-
mouth.

2. On the expiration of such period of thirty days it shall be lawful for the Superintendent to appropriate to every person who shall have duly deposited his claim and substantiated the same to the satisfaction of the Superintendent section for section or such further or other portion of land being part of the said Public Reserves within the said boundaries as may to him appear equitable.

Superintendent
to accept full
surrender of
lands claimed,
and all docu-
ments relating
thereto, and to
give convey-
ances of lands
appropriated by
him in Compem-
sation.

3. Upon the appropriation of any such section or portion of land to any person under the preceding clause such person shall give to the Superintendent a full surrender of all rights or claims to the land so taken or occupied and in respect of which such appropriation has been made and all land orders documents and deeds relating to the same and thereupon it shall be lawful for the Superintendent to give to every such person an effectual conveyance of such section or portion of land so appropriated.

Trust upon
which lands sur-
rendered to be
held by Superin-
tendent.

4. Such portions of the lands surrendered to the Superintendent under the provisions of this Ordinance as shall have been taken as the sites of public roads shall be held in trust as public thoroughfares and such portions so surrendered as shall have been insulated or cut off from the remainder of the sections of which they formed a part by the formation of Military Reserves Native Reserves or Public Roads or for any other purpose of public utility but not occupied for any of those purposes shall be held in trust as an endowment for public schools for general education.

Short Title.

5. The Short Title of this Ordinance shall be the "Town of New Plymouth Compensation Ordinance 1859."

E. L. HUMPHRIES,
Speaker.

Passed the Provincial Council the thirteenth day of July, one thousand eight hundred and fifty-nine.

RICHARD CHILMAN,
Clerk to the Provincial Council.

This Ordinance was presented to me on the fourteenth day of July one thousand eight hundred and fifty-nine and I hereby declare that I reserve the same for the signification of the Governor's pleasure thereon.

G. CUTFIELD,
Superintendent.

I hereby assent to this Ordinance this eighteenth day of August in the year of our Lord one thousand eight hundred and fifty-nine.

THOMAS GORE BROWNE,
Governor.