

No. VI.

WASTE LANDS.

AN ACT for regulating the Disposal of the Waste Lands
of the Crown in New Zealand.

[14th September, 1854.]

Preamble.

WHEREAS by an Act passed in the Session of the Imperial Parliament holden in the fifteenth and sixteenth years of the reign of Her present Majesty, entitled "*An Act to grant a Representative Constitution to the Colony of New Zealand,*" it was enacted that, subject to the provisions therein contained, it should be lawful for the General Assembly of the said Colony to make laws for regulating the sale letting disposal and occupation of the waste lands of the Crown in New Zealand, and that, subject to the said provisions, and until the General Assembly should otherwise enact, it should be lawful for Her Majesty, by instructions to be issued under the Signet and Sign Manual, or signified through one of Her Majesty's Principal Secretaries of State, to delegate such powers to the Governor of the said Colony: And whereas such power, pending the first meeting of the
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General Assembly, was delegated to the said Governor by such instructions as aforesaid: And whereas certain general land regulations for the Colony of New Zealand were, in pursuance of such powers so delegated, lawfully issued by the Governor of the said Colony in a Proclamation dated the said fourth day of March, one thousand eight hundred and fifty-three: And whereas within certain parts of the said Colony certain other regulations for the disposal and management of the waste lands are now in force: And whereas it is expedient that, until it shall be otherwise enacted by the General Assembly, the Governor shall have the power, subject to the conditions and in the manner hereinafter mentioned, to issue and put in force regulations for the sale letting disposal and occupation of the waste lands of the Crown within the several Provinces of the said Colony:

BE IT THEREFORE ENACTED AND DECLARED by the General Assembly of New Zealand as follows:—

1. All regulations for the sale letting disposal and occupation of the waste lands of the Crown in New Zealand now in force within the said Colony, or any part thereof, are hereby confirmed and declared to have been valid from the time when the same were put in force: Provided always that any such regulations may be amended altered or repealed by any regulations to be made and published as hereinafter contained. Confirming regulations now in force.

2. If at any time the Superintendent and Provincial Council of any Province shall recommend to the Governor any regulations for the sale letting disposal and occupation of the waste lands of the Crown within such Province, or any part thereof, it shall be lawful for the Governor, if he shall think fit, from time to time, with the advice of his Executive Council, by Proclamation in the New Zealand Government *Gazette*, to issue and put in force such regulations within such Province, or any part thereof, on a day to be named in the *Gazette* in which the same shall be published, not being less than one calendar month from the publication thereof. Superintendent and Provincial Council of Province may recommend regulations for disposal of waste lands to the Governor.

3. No such regulations shall be proposed to any Provincial Council for their adoption by the Superintendent, or by any Member thereof, unless the same shall have been previously published in the Government *Gazette* of the Province in which such regulations are proposed to be brought into operation, or in some newspaper to be published in the capital town thereof, for the space at least of twenty-eight days, nor until fourteen days after the commencement of the Session in which the same shall be proposed: Provided always that it shall be competent for the Provincial Council at their pleasure to alter or amend any regulations which shall be so proposed to them as aforesaid. Such regulations shall be previously published in the Provincial Government Gazette.

4. The term "Governor" in this Act shall include the Officer Administering the Government for the time being. Interpretation.

5. This Act shall be entitled and may be cited as "*The Waste Lands Act, 1854.*" Short Title.