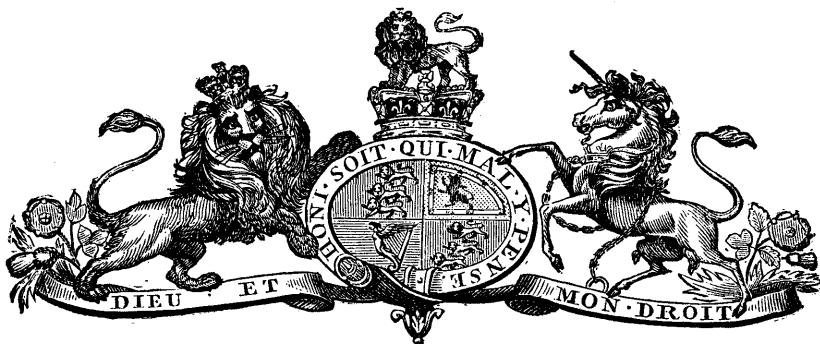


NEW ZEALAND.



TRICESIMO SECUNDO ET TRICESIMO TERTIO

VICTORIÆ REGINÆ.

No. XI.

ANALYSIS.

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AN ACT to enable the Superintendent of the Province of Otago to establish certain Settlements for Colonization in the said Province. [6th August 1869.]

WHEREAS the formation of special Settlements at Martin's Bay and Preservation Inlet in the said Province of Otago for Colonization would tend to advance the prosperity of the said Province and it is therefore expedient that the Superintendent of the said Province should be empowered to take the necessary steps for the formation of such Settlements

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled and by the authority of the same as follows—

1. The Short Title of this Act shall be "The Otago Settlements Act 1869."

2. The Superintendent of the Province of Otago may at any time hereafter upon a Resolution to that effect being passed by the Provincial Council of the said Province by Proclamation in the *Gazette* of the said Province set apart at Martin's Bay and Preservation Inlet respectively eligible sites for Settlements for Colonization not exceeding in extent however in each case one hundred thousand acres of land.

3. Within each of the Settlements so constituted the lands set apart for the same respectively shall be held and disposed of under the provisions of this Act and not otherwise.

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Town suburban and rural lots to be laid out.

4. The Superintendent of the said Province may cause a town and suburban and rural allotments respectively to be laid out in each of the said Settlements.

Regulations for sale of land to be made by Superintendent subject to approval of the Governor in Council.

5. Such town suburban and rural lands shall be granted without payment of any purchase-money therefor or shall be sold or disposed of for such prices in such manner upon such terms and conditions as hereinafter contained. Provided that it shall be lawful for the Superintendent of the said Province with the advice of the Executive Council to make such further Regulations in accordance with this Act as may be requisite for carrying into execution the provisions hereof. And provided further that no such regulations shall have any force or effect until the same shall have been approved by the Governor in Council.

Reserves for Provincial Government purposes.

6. The Superintendent of the said Province with the advice and consent of the Executive Council thereof may reserve for the uses of the Provincial Government and for other public purposes any parts of the land set apart in each such Settlement as aforesaid either before or after the same may have been laid out as town rural or suburban lands respectively.

Before alienation of lands certain blocks to be set apart.

7. Before any grant sale or other dispositions of land in such Settlements shall be made the Superintendent of Otago shall with the advice of his Executive Council set apart three blocks of land in each such Settlement which shall be divided into classes and be respectively described as Classes A. B. C. and D. and such lands shall be granted or sold in accordance with the provisions following that is to say—

A. The amount of land which shall be comprised in Class A. shall not exceed in each Settlement ten thousand acres and of lands comprised in such block free grants shall be made subject to the provisions of this Act and of any Regulations made hereunder. Provided that no more than one hundred rural acres shall be granted to any one person and no such free grant shall be made to any person under the age of fifteen years.

(a.) No person shall be entitled to a free grant of land under this Act until he shall have proved to the satisfaction of the Superintendent that he has occupied such land for a period of two years out of a period of three years from the date of such occupation having been authorized. Provided nevertheless that if at any time after one year of continued residence such occupant shall purchase the said land at a price of ten shillings an acre he shall upon the receipt of such money being certified by a Receiver of Land Revenue duly authorized to receive the same be entitled to a Crown Grant thereof.

B. The whole amount of land which may be comprised in Class B. shall not exceed in each Settlement thirty thousand acres and such land shall be sold at five shillings per acre and no more than one hundred acres shall be sold to any one person at five shillings per acre or at any price less than ten shillings per acre.

C. The whole amount of land which may be comprised in Class C. shall not exceed sixty thousand acres in each Settlement and such land shall be sold either at public auction at an upset price of not less than five shillings per acre or may be declared open for selection and be sold without being submitted for sale at public auction to any applicants for the same at a fixed price of ten shillings per acre but no more than five hundred acres of this class

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shall be sold either at auction or otherwise to any one person.

- D. All mineral lands shall be sold or otherwise disposed of in accordance with the provisions of "The Otago Waste Lands Act 1866."

No land in either of the said Settlements shall except such as may have been comprised in either of the said classes be sold or disposed of except upon payment of one pound per acre.

8. The provisions contained in "The Otago Waste Lands Act 1866" relating respectively to sales of land at auction and fixed price shall be followed with respect to sales under this Act so far as applicable hereunto. Provisions as to sales of land.

9. The money to arise from the sale and disposal of any lands within either of the said Settlements shall be applied in the first place for the following purposes— Disposal of proceeds of sales.

- (1.) In defraying the expenses incident to the formation and laying out of each such Settlement.
- (2.) In the making and construction of roads and any other necessary public works within each such Settlement.
- (3.) In establishing endowing and maintaining public schools and any other necessary public institutions within each such Settlement.
- (4.) In promoting immigration for the purpose of securing the efficient colonization of each such Settlement.

10. Before any grants sales or reserves shall be made as aforesaid it shall be lawful for the Governor to make such reserves in such Settlements as he may think necessary for purposes connected with the public service of the Colony and before any such sale of land in any town in each such Settlement shall take place a plan of such town shall be sent to the Governor. Reserves for General Government purposes.

11. Notwithstanding anything in this Act contained the moneys to arise from the sale or disposal of any of the lands within the said Settlements shall be deemed and taken to be revenue arising from the disposal of Waste Lands of the Crown in the Colony of New Zealand and the specific appropriation of the same authorized by this Act shall be subject to the provisions of any laws for the time being in force whereby the revenue arising from Waste Lands of the Crown in New Zealand shall be in any manner charged or chargeable. Revenue to be deemed Waste Land Revenue.

12. This Act shall expire and cease to have any effect on the first day of January one thousand eight hundred and seventy-four except as to rights acquired actions commenced and things done and completed thereunder. Duration of Act.

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