

## New Zealand.



### ANALYSIS.

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| <p style="text-align: center;">Title.</p> <ol style="list-style-type: none"> <li>1. Short Title.</li> <li>2. Interpretation.</li> <li>3. Trustees incorporated.</li> <li>4. Appointment of new Trustees.</li> <li>5. Trustees may manage land as a commonage.</li> </ol> | <ol style="list-style-type: none"> <li>6. License fees, how applied.</li> <li>7. Trustees to keep account.</li> <li>8. Management of land to become vested in town when incorporated.</li> <li>9. Land subject to provisions of goldfields laws.</li> <li>10. Repeal.</li> </ol> <p style="text-align: center;">Schedule.</p> |
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### 1905, No. 7.—*Local.*

**Title.** AN ACT to consolidate certain Enactments of the General Assembly relating to the Havelock Commonage.

[7th September, 1905.]

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

**Short Title.** 1. The Short Title of this Act is “The Havelock Commonage Act, 1905.”

**Interpretation.** 2. In this Act “the Trustees” means the existing Town of Havelock Commonage Trustees and their successors in office.

**Trustees incorporated.** 3. The Trustees are hereby declared to be a body corporate by the name of “The Town of Havelock Commonage Trustees,” by which name they shall have perpetual succession and a common seal, and may sue and be sued, and may do and suffer all such acts and things as bodies corporate may do and suffer; and all property now vested in them shall continue to be so vested.

**Appointment of new Trustees.** 4. (1.) If any of the Trustees resigns, or is absent from the Provincial District of Otago for twelve consecutive months, or becomes bankrupt, or is convicted of an offence punishable by imprisonment for two years or upwards, or becomes insane, or refuses to act in the execution of the Trust hereby created, he shall cease to be a member of the Trust, and the Governor may from time to time appoint another person in his place.

(2.) The appointment of such new Trustee shall be conclusive evidence that the person in whose stead he has been appointed has ceased to be a member of the Trust.

**Trustees may manage land as a commonage.** 5. (1.) The Trustees shall manage the lands described in the Schedule hereto as a commonage for the inhabitants of the Town of Havelock in such manner as they think most expedient, and may

issue licenses authorising any of the said inhabitants to depasture cattle thereon, on payment of such fee as the Trustees from time to time fix and determine.

(2.) The Trustees may also cause to be planted such portions of the said lands as they deem expedient, and may fence off such portions from the remainder :

Provided that the powers hereby conferred shall be exercised subject to the provisions hereinafter contained for the use or occupation of the said lands for gold-mining purposes.

6. All moneys received by the Trustees for the rents, issues, license fees, or profits of the said lands shall be used and employed for improving and beautifying the said land or any other lands held in trust for the inhabitants of the said Town of Havelock.

License fees, how applied

7. The Trustees shall keep a half-yearly account of all money received in respect of the said lands, and of the manner in which the same has been expended, and shall deposit one copy thereof in the Athenæum in the said town, and another copy in the Schoolhouse in the said town, to be there open for public inspection.

Trustees to keep account.

8. If at any time the Town of Havelock becomes a borough, the management of the said lands shall become vested in the Council of the borough upon the same trusts as are herein expressed, and thereafter all the powers conferred on the Trustees by this Act shall become vested in such Council, and the corporate body hereby created shall become dissolved.

Management of land to become vested in town when incorporated.

9. Notwithstanding anything in this or any other Act, the said lands shall be and remain subject to the provisions of the laws for the time being in force relating to or affecting goldfields, in the same manner as if they had continued to be Crown land forming part of a goldfield ; and all moneys to be derived from the issue of any miners' rights or business licenses, or otherwise for or in respect of the use or occupation of the same for gold-mining purposes, shall be paid to the same persons or authorities, and by them applied in the same manner as moneys derived from a goldfield are for the time being applied.

Land subject to provisions of goldfields laws.

10. "The Havelock Commonage Act, 1877," and "The Havelock Commonage Act 1877 Amendment Act, 1894," are hereby repealed :

Repeal.

Provided that all licenses issued under any Act hereby repealed shall be deemed to have been issued under this Act.

## SCHEDULE.

Schedule.

ALL that parcel of land, containing three thousand (3,000) acres, more or less, being Sections 44 and 45, Block X., Waitahuna East District, and Section 4, Block XI., Table Hill District, in the Provincial District of Otago.