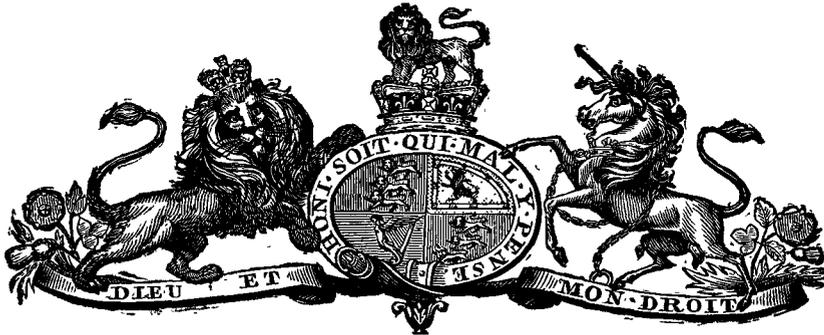


NEW ZEALAND.



TRICESIMO SEPTIMO

VICTORIÆ REGINÆ.

No. LXVI.

ANALYSIS.

<p>Title. Preamble. 1. Short Title. 2. Date of Proclamation of hundred to be deemed</p>	<p>the date from and after which the lease of pastoral land included in such hundred should cease and determine. 3. Legal proceedings already commenced not to be prejudiced.</p>
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AN ACT to validate certain Proclamations of Hundreds in the Province of Otago. [2nd October, 1873.] Title.

WHEREAS by the ninety-fourth section of the Regulations in force in the Province of Otago for the sale occupation and disposal of the waste lands of the Crown, made on the twelfth day of February, one thousand eight hundred and fifty-six, by Proclamation of the then Governor of New Zealand, and validated by "The Waste Lands Act, 1858," it was provided that if at any time during the currency of a license to depasture stock the land comprised therein, or any part thereof, should be included within the boundaries of any hundred, the said license should cease and determine as to so much of the land as should be included within such boundaries, from and after a day to be named in the Proclamations by which such hundred should be constituted: Preamble.

And whereas the said Proclamations were repealed by "The Otago Waste Lands Act, 1866;" and by the eighty-second section of the said Act it was enacted that if at any time during the currency of any lease of pastoral lands granted under the provisions of the said last-mentioned Act, the lands comprised in such lease, or any part thereof, should be included within the boundaries of any hundred to be thereafter proclaimed by the Governor, such lease should cease and determine as to so much of the lands as should be included within such boundaries from and after a day to be named in the Proclamation by which such hundred should be constituted:

And whereas divers Proclamations of hundreds were made during the period in which the said Regulations were in force, including lands

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comprised in licenses to depasture stock, and no day was named in such Proclamations other than the day of the date thereof :

And whereas divers Proclamations of hundreds were made during the period in which the said eighty-second section of "The Otago Waste Lands Act, 1866," remained in force, including lands comprised in certain pastoral leases granted under the provisions of the said Act, and no day was named in such Proclamations other than the day of the date thereof :

And whereas the Waste Lands Board of the said Province for the time being, and other officers acting in the execution of the said Regulations and Acts, acted under such Proclamations :

And whereas large quantities of such lands as aforesaid have been sold and granted by the Crown on the assumption that such licenses and leases as to the lands included in such hundreds ceased and determined on the day of the date of the Proclamation proclaiming the hundred :

And whereas, until lately, the holders of such licenses and leases respectively also acted on the same assumption, and did not object to such sales :

And whereas it has lately been decided by the Court of Appeal that, according to the true construction of the said Regulations and Acts respectively, a day ought to have been named in the Proclamations of such hundreds as aforesaid :

And whereas it is expedient that each of the said Proclamations should have effect given to it, as if the day of the date thereof were named in such Proclamation :

BE IT THEREFORE 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 shall be "The Otago Hundreds Proclamations Validation Act, 1873."

Date of Proclamation of hundred to be deemed the date from and after which the lease of pastoral land included in such hundred should cease and determine.

2. Every Proclamation of a hundred in the Province of Otago at any time heretofore made during the currency of any license or lease to depasture stock, and including in the boundaries of such hundred any land comprised in any such license or lease, shall have and be deemed, from and after the day of the date thereof, to have had the same force and effect as if the day of the date of such Proclamation had been named in the Proclamation as the day from and after which every license or lease comprising any lands included in such hundred should as to so much of the said lands as were included in such hundred cease and determine.

Legal proceedings already commenced not to be prejudiced.

3. Nothing in this Act contained shall affect any rights of any persons which have been the subject of legal proceedings actually commenced before the first day of August last, or any judgment of the Supreme or any other Court given in reference to any guarantee affecting such rights.

WELLINGTON, NEW ZEALAND :

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