

New Zealand.

ANNO TRICESIMO PRIMO

V I C T O R I Æ . R E G I N Æ .

No. 46.

AN ACT to validate certain Proceedings Title.
relating to lands in the Tauranga
District. [10th October 1867.]

WHEREAS by an Order in Council made the eighteenth day of Preamble.
 May one thousand eight hundred and sixty-five and therein referred to
 as a proclamation it was declared that all the lands of the tribe
 Ngaiterangi described in the Schedule thereto being the lands
 described in the Schedule to this Act should be a district within the
 provisions of "The New Zealand Settlements Act 1863" and should
 be designated by the name mentioned in such Schedule and it was
 declared that the said lands were required for the purposes of the said
 Act and ordered that the said lands should be and the same were
 thereby set apart as sites for settlement and colonization agreeably
 to the provisions of the said Act And it was expressed to be
 ordered that in accordance with the promise made by His Excellency
 the Governor at Tauranga on the sixth day of August one thousand
 eight hundred and sixty-four three-fourths in quantity of the said
 lands should be set apart for such persons of the tribe Ngaiterangi
 as should be determined by the Governor after due inquiry should
 have been made And whereas pursuant to the terms of the said
 Order in Council inquiry has been made on behalf of the Crown
 by officers thereunto appointed and various arrangements have
 been entered into with persons of the said tribe concerning
 portions of the said lands And whereas questions have arisen as to
 the effect of the said Order in Council and as to the validity of the
 said arrangements and it is expedient that the same should be carried
 out and that the estates and interests of the Crown under the said
 Order in Council and of persons claiming under such arrangements
 should be confirmed

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

1. The Short Title of this Act shall be "The Tauranga District Short Title.
 Lands Act 1867."

2. All grants awards contracts or agreements of or concerning any Grants &c. of land
 comprised in Schedule
 to Act validated.
 of the land described in the Schedule to this Act made or purporting
 to have been made pursuant to and in accordance with the terms of
 the said Order in Council of the eighteenth day of May one thousand
 eight hundred and sixty-five and all grants awards contracts or agree-
 ments of or concerning any of the said lands hereafter to be made or
 entered into by the Governor or by any person or persons authorized
 by the Governor in that behalf which shall be consistent with the
 terms of the said Order in Council are hereby declared to have been

Tauranga District Lands.

and to be absolutely valid and none of them shall be called in question by reason of any uncertainty in the said Order in Council or of any omission or defect or departure of or from any of the forms, matters or things provided by "The New Zealand Settlements Act 1863" "The New Zealand Settlements Amendment and Continuance Act 1865" and "The New Zealand Settlements Acts Amendment Act 1866" or either of the said Acts and it is hereby declared that notwithstanding anything in the said Order in Council to the contrary the whole of the lands specified in the Schedule to the said Order in Council or in the Schedule hereto were by the said Order in Council duly and effectually declared to be a District within the provisions of "The New Zealand Settlements Act 1863" and that the whole of the said land was duly and effectually set apart reserved and taken under the said Act as sites for settlements for colonization and was duly and effectually declared to be required for the purposes of the said Act and to be subject to the provisions thereof.

Construction of
Order in Council.

3. For the purposes of this Act the words "due inquiry" in the said Order in Council shall be deemed and taken to extend to inquiries made and carried through by persons thereunto appointed by the Governor.

Land comprised in
Order in Council.

4. The lands described in the Schedule to this Act shall be taken to be the lands comprised in or defined by the said Order in Council.

SCHEDULE.**TAURANGA DISTRICT.**

ALL that land estimated to contain two hundred and fourteen thousand acres known as the Tauranga Block Bounded on the north-east by the sea from the mouth of Wairakei Creek to Ngakuri-a-whare Point on the south-east by a line bearing south forty-five degrees west (true) sixteen miles thence on the south-west by a line bearing north forty-five degrees west (true) to the summit or watershed of the dividing range of hills between the East Coast and the Thames Valley and thence following the said watershed northward to the summit of the Aroha Mountain and on the north-west by a straight line from the summit of the Aroha Mountain to Ngakuri-a-whare Point.

Together with the Island of Tuhua or Mayor Island and such portions of Motiti or Flat Island as shall be adjudged to belong to the Ngaiterangi tribe or to individual members thereof.

WELLINGTON, NEW ZEALAND;

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