

Hon. Mr. Carroll.

MAORI REAL ESTATE MANAGEMENT ACT 1888 AMENDMENT.

ANALYSIS.

Title.	
1. Short Title.	charge, and amounts not exceeding ten pounds may be paid to trustee direct.
2. Amendment to section 5 of "The Maori Real Estate Management Act, 1888."	5. Chief Judge to make rules, &c.
3. Amendment to section 6 of "The Maori Real Estate Management Act, 1888."	6. Amendment to subsection (5) of section 8 of "The Maori Real Estate Management Act, 1888."
4. Moneys paid to Public Trustee to be free from	7. Declaration of age to be made and registered.

A BILL INTITULED

AN ACT to amend "The Maori Real Estate Management Act, 1888."

BE IT 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 is "The Maori Real Estate Management Act 1888 Amendment Act, 1893." Short Title.
2. The first proviso to section five of "The Maori Real Estate Management Act, 1888," shall be read and construed as if the words, "of the Supreme Court," were omitted therefrom; and the last proviso to the aforesaid section shall not be deemed to apply, as regards the limitation of the term of lease, to any arrangement heretofore or hereafter entered into by trustees with Her Majesty for the cession or lease of any land for mining or other purposes. Amendment to section 5 of "The Maori Real Estate Management Act, 1888."
3. Money payable to the Public Trustee under the provisions of section six of "The Maori Real Estate Management Act, 1888," shall not be paid out except on the order of a Judge of the Native Land Court, who may direct that any such moneys or any part thereof may from time to time be paid for the maintenance, education, or advancement of any Native under disability entitled to such moneys, or for any other purpose which may appear necessary or beneficial in the interests of such person. Amendment to section 6 of "The Maori Real Estate Management Act, 1888."
4. Moneys paid to the Public Trustee under the provisions of the aforesaid section shall not be liable to any charge or deduction for commission or agency fees; and any sum not exceeding ten pounds, being the total consideration for any estate or interest, may, with the consent of a Judge of the Native Land Court, be paid to a trustee without the intervention of the Public Trustee. Moneys paid to Public Trustee to be free from charge, and amounts not exceeding ten pounds may be paid to trustee direct.

Chief Judge to
make rules, &c.

5. It shall be lawful for the Chief Judge of the Native Land Court from time to time to make rules, and such rules to alter and revoke, for regulating the mode of procedure on application for consent to a sale or other disposition of the trust estate vested in any trustee under the aforesaid Act, or any Act repealed thereby, and also for regulating the practice to be observed on sanctioning the appropriation of moneys which may become payable on sales by trustees of any such lands. 5

Amendment to
subsection (5) of
section 8 of "The
Maori Real Estate
Management Act,
1888."

6. Subsection five, of section eight, of "The Maori Real Estate Management Act, 1867," is hereby amended as follows: All real or personal estate heretofore vested in any trustee, either original or substituted, appointed under the said Act shall be deemed to have vested without any conveyance or assignment thereof in the *cestui qui trustent* on whose behalf the estate was held on their respectively attaining the age of twenty-one years; and for this purpose the definition of the term hereditaments in the aforesaid Act shall be deemed to have included Native land held under memorial of ownership or certificate of title under any Native Land Act. 10 15

Declaration of age
to be made and
registered.

7. For the purpose of determining the actual age of a *cestui qui trust* claiming to have attained the age of twenty-one years, proof shall be furnished by a declaration of age certified by a Judge of the Native Land Court, and such declaration shall be entitled to registration under the Deeds Registration Act or the Land Transfer Act, and shall be registered in the Lands and Deeds registry office of the district in which the real estate is situate. 20 25

Timi Kara.

TURE WHAKAHAERE I NGA WHENUA TUTURU O NGA MAORI,
1888.

WHAKAWHAITITANGA.

HE PIRE I HUAINA

HE TURE hei Whakatikatika i "Te Ture Whakahaere i nga Whenua Tuturu o nga Maori, 1888."

NA KA MEINGA hei Ture e te Runanga Nui o Niu Tireni e noho huihui ana i roto i te Paremete i runga ano hoki i tona mana, ara :—

1. Ko te Ingoa Poto o tenei Ture ko "Te Ture Whakatikatika 1893 i te Ture Whakahaere i nga Whenua Tuturu o nga Maori, 1888."

2. Ko nga tikanga tuatahi o te tekiona rima o "Te Ture Whakahaere i nga Whenua Tuturu o nga Maori, 1888," me korero me whakamarama ano i patua nga kupu nei na "o te Hupirimi Kooti," a ko nga tikanga whakamutunga o taua tekiona kua kiia ake nei ekore e kiia kia pa i runga i nga whakamutunga o nga tikanga o te kupu rihi mo runga i tetahi whakahaere o mua a muri ake nei ranei whakahaerea ai ki waenganui i nga kaitiaki me te Kuini mo te tuku mo te rihi ranei i tetahi whenua hei mahi maina mo etahi atu tikanga ranei.

3. Ko nga moni e tika ana kia utua ki te Kaitiaki mo te Katoa i raro i nga tikanga o te tekiona ono o "Te Ture Whakahaere i nga Whenua Tuturu o nga Maori, 1888," me kaua e utua atu ki te kore he ota a tetahi Tiati o te Kooti Whenua Maori, a ka ahei ano ia te tohutohu kia utua i ia wa etahi te katoa ano ranei o aua moni hei oranga hei akoranga ranei hei whakawhiwhi ora ranei mo tetahi Maori e pangai ana e tetahi mate a e whai take ana ki aua moni hei whakahaere tikanga ranei i whakaarohia ai e tika ana hei painga mo taua tangata.

4. Ko nga moni e utua ana ki te Kaitiaki o te Katoa i raro i nga tikanga o te tekiona kua kiia ake nei ekore e ahei te whakaeke i tetahi tono i tetahi whakahokinga iho ranei hei utu mo te tangata whakahaere i aua moni, a kei nga moni kihai i neke ake i te kotahi tekau pauna ara mehemea heoi rano nga moni e puta mai ana mo tena whenua, ka ahei i runga i te whakaae a te Tiati o te Kooti Whenua Maori te utu ki tetahi kaitiaki me te kore ano e araia taua tikanga e te Kaitiaki mo te Katoa.

5. Ka ahei e te Tiati Tumuaki o te Kooti Whenua Maori i ia wa te whakatakoto tikanga whakahaere a i runga i aua tikanga whakahaere ka ahei te whakarereke te whakakore hei huarahi whakahaere mo runga i nga tono kia whakaaetia te hoko tetahi atu tuku ranei mo tetahi whenua i tukua ki tetahi kaitiaki i raro i te Ture kua kiia ake nei, i raro ranei i tetahi Ture i whakakorea e taua Ture me te hanga tikanga whakahaere ano hoki i runga i nga whakaaetanga mo te tukunga o nga moni e ahei ana kia utua i runga i nga hoko a nga kaitiaki mo tetahi

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