

Hon. Mr. Carroll.

NATIVE LAND CLAIMS ADJUSTMENT.

ANALYSIS.

Title.	Second Schedule of the Horowhenua Block Act Amendment Act, 1906.
1. Short Title.	12. Public Trustee empowered to transfer Section 394, Whareama Block, to the Natives or their successors who sold Tupapakurua to the Crown.
2. Application under section 26 of the Maori Land Claims Adjustment and Laws Amendment Act, 1907, may be completed notwithstanding the repeal of that section.	13. Owners of Section 97A, Borough of Foxton, empowered to convey same by way of gift to the Council of the borough.
3. Public Trustee empowered to survey, subdivide, and lay off roads on Native reserves vested in him.	14. Governor may authorize issue of certificate of title to members of Ngatimatepu Tribe, of Tauranga, for Lot 80, Block X, Tauranga Survey District.
4. Jurisdiction conferred on Native Land Court in respect of (a) Matahiia, (b) Waipiro 8 or 2B, and (c) Te Reureu No. 1 Blocks.	15. Governor may authorize issue of certificate of title to members of the Whanauakai Tribe, Poverty Bay, for Section 91, Block VII, Parutahi Survey District.
5. Native Land Court authorized to exercise jurisdiction under Part V of the Native Land Act, 1909, in respect of certain lands.	16. Authorizing cancellation of titles of Subdivisions 3, 4, and 5, Carnarvon Section 361, and issue of certificates of title to Donald Fraser, on his conveying certain lands to Natives.
6. Chief Judge authorized to amend orders relating to Opanake 1C and 1D Blocks, in order to give effect to an agreement between the parties interested.	17. Section 4 of the Native Land Claims Adjustment Act, 1895, amended.
7. Chief Judge may grant leave to appeal to Native Appellate Court <i>in re</i> (a) succession to Matenga Te Rapa in Lot 22, Kaiapoi Native Reserve, (b) succession to Wiremu Tahana Tirarau or Tabana Marupo in Pakia No. 1A, and (c) succession to Heni Te Paakamutu in Rotokautuku No 2.	18. Lots 16A to 22B of Section 382, Okotuku, vested in Public Trustee.
8. Native Appellate Court authorized to rehear orders in respect of Mangabauini Block.	19. Chief Judge authorized to amend orders of Appellate Court relating to Kohumaru Block, Mangonui.
9. Native Appellate Court authorized to rehear orders in respect of Taraira 1 and 2 Blocks.	20. Validating orders of the Court <i>in re</i> Lot 99, Parish of Onewhero, and Lot 201, Parish of Karamu.
10. Order of Native Appellate Court in respect of succession to Wiremu Kingi Matakatea in Ngatikahumate Block amended so far as it relates to definition of relative interests.	21. Chief Judge may refer matters mentioned in the Third Schedule to Court, or a Judge, or Commissioner; and Native Minister may refer matters in the Fourth Schedule to a Board for investigation and report.
11. Native Appellate Court authorized to rehear orders affecting lands described in the	22. Repeal Schedules.

A BILL INTITLED

AN ACT to determine Certain Claims and Disputes in relation to Native Lands, and to confer Jurisdiction upon the Native Land Court and the Native Appellate Court, and for other Purposes.

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

1. This Act may be cited as the Native Land Claims Adjustment Act, 1910.

Application under section 26 of the Maori Land Claims Adjustment and Laws Amendment Act, 1907, may be completed notwithstanding the repeal of that section.

Public Trustee empowered to survey, subdivide, and lay off roads on Native reserves vested in him.

Jurisdiction conferred on Native Land Court in respect of
(a) Matahiia,
(b) Waipiro 8 or 2B,
and (c) Te Reureu No. 1 Blocks.

2. Notwithstanding the repeal by the Native Land Act, 1909, of section twenty-six of the Maori Land Claims Adjustment and Laws Amendment Act, 1907, and of sections twenty-six and twenty-eight of the Maori Land Laws Amendment Act, 1908, any recommendation duly made by a Maori Land Board under those sections, before the repeal thereof, may be proceeded with and acted upon, and for this purpose all powers conferred by those sections upon the Native Minister, the Maori Land Board, and the Governor in Council, or any other person may be exercised in the same manner, and the exercise thereof shall have the same effect, as if those sections were still in force; and for the purposes of this section every reference in those sections to a Board shall be construed as a reference to the Maori Land Board having for the time being jurisdiction in the district in which the land is situated to which the recommendation relates. 5 10 15

3. (1.) For the purpose of enabling the Public Trustee to more profitably utilize Native reserves vested in him, the following special provisions shall apply in the case of every such reserve:—

(a.) The Public Trustee may from time to time survey and subdivide any reserve into suitable allotments, and, with the consent of the local authority, lay off, form, and dedicate such roads thereupon as he thinks fit. 20

(b.) Every such road shall be deemed to be a public road vested in His Majesty.

(c.) The expenses incurred by the Public Trustee in carrying out the aforesaid works in connection with any reserve shall be a first charge against that reserve and the rents and profits thereof. 25

(d.) If such rents and profits are not sufficient to pay the expenses, the Public Trustee may advance moneys out of the Common Fund of the Public Trust Office to pay such expenses, and all such advances, with interest thereon at the current rate charged by the Public Trustee on advances, shall be paid out of the rents and profits as they accrue. 30 35

(2.) In carrying out the aforesaid works the Public Trustee shall conform to the survey regulations for the time being in force, and also to the statutory provisions in force relating to the subdivision of lands and the laying-off of roads.

(3.) This section shall be construed in aid, and not in derogation, of any other statutory powers conferred upon the Public Trustee with respect to roads. 40

(4.) For all the purposes of this section the term "roads" includes streets where the land is within a borough, but in such case the street shall vest in the Corporation of the borough as provided by the Municipal Corporations Act, 1908. 45

4. (1.) The Native Land Court shall have jurisdiction and power, on the application of any person interested, or of the Native Minister,—

(a.) To cancel the division order made on the second day of September, eighteen hundred and eighty-five, in respect of Matahiia Block, situated in the Gisborne Native Land Court District, and the definition of the relative interests then made, and to determine the relative interests of the owners. The Court shall have power upon such determination to order, for the purpose of the payment of rent 50 55

to the owners, from what date payment upon the basis of such determination shall commence, and to make such consequential amendments in the title as the Court thinks fit :

5 (b.) To amend the partition order dated the twenty-fourth day of August, eighteen hundred and ninety-four, in respect of Waipiro 8 or 2B Block, forming part of Waipiro Native Township, in the Gisborne Native Land Court District, so as to give effect, with such modifications as the Court thinks fit, to a deed of covenant, dated the twenty-
10 seventh day of July, nineteen hundred and four, now in the possession of the Tairawhiti Maori Land Board, signed by the owners, and undertaking to vest a part of the said land in other Natives named in that deed, but who are not included in the title ; and to make such consequential amendments in the title as the Court thinks fit :

15 (c.) To inquire into the allegations made by Te Rangihouapu Henare and others in Petition Number 424, of nineteen hundred and ten, in respect of Te Reureu Number 1 Block, in the Wanganui Native Land Court District, and, if
20 necessary, to amend the list of owners of the said land and the definition of relative interests, and to make such consequential amendments in the title as the Court thinks fit :

(2.) The power of the Court to cancel or amend any order in
25 pursuance of this section may be exercised although that order has been already registered or provisionally registered under the Land Transfer Act, 1908, and in such case the District Land Registrar shall make all necessary consequential amendments of the Register or Provisional Register, as the case may be.

30 (3.) No appeal shall lie to the Native Appellate Court from any order made under this section.

(4.) No order made by the Native Land Court under this section shall invalidate any valid alienation made in respect of the land before the making of that order.

35 5. (1.) Notwithstanding the provisions of sections one hundred and three, one hundred and seven, and four hundred and thirty-two of the Native Land Act, 1909, the Native Land Court is hereby authorized and directed, on the application within three months after the passing of this Act of any person interested, and on such terms
40 as to costs, security for costs, or otherwise as the Chief Judge thinks fit, to exercise in respect of—

(a.) Manawatu Number 6 Block, known as Te Whitiatara Reserve, in the Wellington Native Land Court District ;

45 (b.) Tatua East, Pakuri, and Otuhounga Blocks, in East Taupo County ;

(c.) Opoutama Reserve, at Mahia, in the Gisborne Native Land Court District ;

(d.) Puketotara or Carnarvon Section 336, in the Wellington Native Land Court District ;

50 (e.) Whenuakura, in the Wellington Native Land Court District—

the jurisdiction conferred upon the Court by Part V of the Native Land Act, 1909.

(2.) This section shall not affect the sale to the Crown by, or
55 the purchase by the Crown from the present owners, or any of them,

Native Land Court authorized to exercise jurisdiction under Part V of the Native Land Act, 1909, in respect of certain lands.

of the land mentioned in paragraph (a) of the last preceding subsection, except—

- (a.) That three-fourths of the purchase-money of the said land shall be paid to the Public Trustee, to be held by him pending and subject to the determination of the Court, and in the meantime shall be invested by him in such manner as he thinks fit; and 5
- (b.) That no claim shall be made against the Crown in respect of purchase-money paid to any owner, or against any owner, in respect of any money received by him for the said land prior to the determination of the Court. 10

6. Whereas the Native Affairs Committee of the House of Representatives recommended that the petition (Number 239/1908) of Raniera Te Rore Taoho and another be referred to the Government for inquiry: And whereas, in pursuance of that recommendation, an inquiry was held by the Chief Judge, who reported that the parties interested have arrived at an agreement and that such agreement should be carried into effect: Be it therefore enacted that the Chief Judge may, without further authority than this Act, order the cancellation or amendment of any existing instrument of title affecting Opanake 1c and Opanake 1d Blocks, and the issue of such new instruments of title as he may deem necessary for the purpose of giving effect to the agreement, that Netana Patuawa or his successors give up all their claims or interests in Opanake 1d Block to Te Rore Taoho or his successors, and give up four hundred and fifty acres out of the total area to which they are entitled under the orders of the Native Land Court in Opanake 1c, to the said Te Rore Taoho or his successors; and the District Land Registrar is hereby directed on the application of the Chief Judge to make all necessary consequential amendments of the Register or Provisional Register, as the case may be, in respect of the said lands. 15 20 25 30

7. (1.) The Chief Judge may, on such terms as to costs, security for costs, or otherwise, as he thinks fit, and on the application of any person interested, within six weeks after the passing of this Act, grant leave to the applicant to appeal to the Native Appellate Court— 35

- (a.) Against the order of the Native Land Court, made at Kaiapoi on the thirteenth day of September, eighteen hundred and eighty-three, appointing successors to Matenga Te Rapa in Lot 2', Kaiapoi Native Reserve: 40
- (b.) Against an order of the Native Land Court, dated the ninth day of September, eighteen hundred and seventy-two, appointing a successor to Wiremu Tahana Tirarau, *alias* Tahana Marupo, in the Pakia Block, situated at Hokianga, in the Auckland Native Land Court District: 45
- (c.) Against an order of the Native Land Court, dated the sixth day of April, eighteen hundred and eighty, appointing successors to Heni te Paakamutu, in Rotokautuku Number 2 Block, in the Gisborne Native Land Court District. 50

(2.) The Native Appellate Court shall have power to hear and determine any appeal under this section, and to exercise in respect of any such appeal all or any of its powers under Part II of the Native Land Act, 1909; and all proceedings in respect of such appeal shall be taken as if the same were an appeal by leave of the Chief Judge under section fifty of that Act. 55

Chief Judge authorized to amend orders relating to Opanake 1c and 1d Blocks, in order to give effect to an agreement between the parties interested.

Chief Judge may grant leave to appeal to Native Appellate Court *in re* (a) succession to Matenga Te Rapa in Lot 22, Kaiapoi Native Reserve, (b) succession to Wiremu Tahana Tirarau or Tahana Marupo in Pakia No. 1A, and (c) succession to Heni Te Paakamutu in Rotokautuku No. 2.

8. (1.) The Native Appellate Court is hereby authorized and directed to rehear its previous orders made in February and March, nineteen hundred, in respect of Mangahauini Block and its subdivisions, situated in the Gisborne Native Land Court District.

Native Appellate Court authorized to rehear orders in respect of Mangahauini Block.

5 (2.) This section shall be deemed to be an order under section fifty of the Native Land Act, 1909, made with the precedent consent of the Governor in Council, for the complete rehearing of the orders referred to in subsection *one* hereof, and shall operate and be dealt with accordingly.

10 (3.) Nothing in this section shall invalidate the order of incorporation made on the sixteenth day of September, nineteen hundred and ten, in respect of the owners of the said lands.

15 (4.) This section shall operate as a caveat against all alienations of the said lands (except as to the parts thereof included in the Tuatini Native Township) until the determination of the Native Appellate Court on the rehearing is made.

9. (1.) The Native Appellate Court is hereby authorized and directed to rehear its previous orders made on the thirty-first day of March, nineteen hundred and eight, in respect of Taraira Numbers 1 and 2 Blocks, situated at Kaikohe, in the Auckland Native Land Court District.

Native Appellate Court authorized to rehear orders in respect of Taraira 1 and 2 Blocks.

25 (2.) This section shall be deemed to be an order under section fifty of the Native Land Act, 1909, made with the precedent consent of the Governor in Council, for the complete rehearing of the orders referred to in subsection *one* hereof, and shall operate and be dealt with accordingly.

(3.) This section shall operate as a caveat against all alienations of the said lands until the determination of the Native Appellate Court on the rehearing is made.

30 10. (1.) The order of the Native Appellate Court, made at a sitting of that Court on the sixth day of December, eighteen hundred and ninety-five, in respect of the succession to the interest of Wiremu Kingi Matakatea in Ngatikahumate Block, situated in the Wanganui Native Land Court District, is hereby amended, so far as it relates to the definition of relative interests, by awarding to 35 Ngawahakaka one-half share, and to Akinihi Himiona and Ruhe Hakopa one-fourth share each.

Order of Native Appellate Court in respect of succession to Wiremu Kingi Matakatea in Ngatikahumate Block amended so far as it relates to definition of relative interests.

40 (2.) The rents and moneys now held by the Public Trustee in respect of the interest of the said Wiremu Kingi Matakatea in the said land shall be held by him subject to the provisions of section four hundred and twenty-four of the Native Land Act, 1909, and all the provisions of that section shall accordingly apply to those rents and moneys.

45 11. (1.) On the appeal of any person interested made within six weeks after the passing of this Act, the Native Appellate Court shall have jurisdiction to hear and determine an appeal from the orders of the Native Land Court, made under section two of the Horowhenua Block Act Amendment Act, 1906, in respect of the lands described in the Second Schedule of that Act, and to exercise 50 in respect of that appeal all or any of its powers under Part II of the Native Land Act, 1909.

Native Appellate Court authorized to rehear orders affecting lands described in the Second Schedule of the Horowhenua Block Act Amendment Act, 1906.

(2.) For the purposes of the proceedings under this section the Court shall proceed as if the judgment of the Native Land Court,

given in the year eighteen hundred and seventy-three on the investigation of title of Horowhenua Block, did not affect the lands referred to in the *last preceding* subsection, and shall give due weight to the occupation of such lands since eighteen hundred and forty by any claimant or the ancestor of any claimant thereto. 5

(3.) Any order made by the Native Appellate Court under this section shall have the same force and effect as an order of that Court under the Native Land Act, 1909.

(4.) The District Land Registrar shall make all necessary consequential amendments in the register or provisional register to give effect to the provisions of this section and to the determination of the Native Appellate Court. 10

Public Trustee
empowered to
transfer Section
394, Whareama
Block, to the
Natives or their
successors who sold
Tupapakurua to the
Crown.

12. Whereas by deed dated the thirty-first day of January, eighteen hundred and sixty, Piripi Iharaira, Karauria Ngawhara, Riwai Tamati, Anaru Tuhokairangi, Raharubi Anaru, Rawinia Te Piki, Terei Rahui, and Haira Hori (hereinafter in this section referred to as the "vendors") sold the block of land known as Tupapakurua to the Crown, subject to the reservation in the said deed expressed as follows—namely, "One piece of land within these boundaries is to be reserved for Piripi and all of us, the boundaries of which have been pointed out by Piripi to Mr. Searancke. The Puna Kotukutuku is the name": And whereas a Crown grant dated the first day of April, eighteen hundred and sixty-five, was issued under the provisions of the Crown Grants Act (No. 2), 1862, for Section 394, Whareama Block, containing eleven hundred and fifty acres, being the land so reserved, to Piripi Iharaira and Riwai Tamati, two of the vendors jointly, impliedly in trust for the whole of the vendors: And whereas the said Riwai Tamati died on or about the twelfth day of August, eighteen hundred and seventy-five, and the said Piripi Iharaira thereupon became the sole owner to the exclusion of all the other vendors, and his heirs thereafter took out a certificate of title under the Land Transfer Act for the said Section 394, Whareama Block: And whereas, for the purposes of securing a mortgage held by the Crown, the said section has been transferred to the Public Trustee, who is now the registered proprietor thereof, subject to the condition that upon the release of the said mortgage he shall retransfer the land to the heirs and successors of the said Piripi Iharaira: And whereas it is just and equitable that all the vendors or their successors should become the registered proprietors of the said Section 394, Whareama Block, on the release of the mortgage aforesaid: Be it therefore enacted that, notwithstanding any agreement entered into by the Crown or the Public Trustee in relation to the said mortgage, the Public Trustee shall, on the release thereof, transfer the said Section 394, Whareama Block, to the whole of the vendors as tenants in common or to their successors (to be ascertained by the Native Land Court) in such shares as the Native Land Court may determine; and the District Land Registrar may, upon the registration of such transfer, issue free of charge a certificate of title to the persons so ascertained and in the shares so determined, and the Public Trustee and the District Land Registrar shall thereupon be indemnified against all manner of claims in respect of their compliance with the provisions of this section. 15 20 25 30 35 40 45 50

13. (1.) The owners, or their trustees in the case of owners under disability, of Section 97A, in the Borough of Foxton, are hereby authorized to convey by way of gift to the Corporation of the said borough, and the said Corporation is hereby authorized to acquire, 5 the said land or any part thereof, notwithstanding the provisions of the Native Land Act, 1909.

(2.) The deed of gift shall be executed in conformity with the requirements of section two hundred and fifteen of the said Act (relating to formalities of execution).

10 (3.) Such deed shall be subject to confirmation by the Maori Land Board of the district in which the said land is situated, and the Board shall, without fee, grant a certificate of confirmation, if satisfied that the provisions of the *last preceding* subsection have been complied with.

15 (4.) Such certificate of confirmation shall have the same force and effect as a certificate of confirmation under Part XIII of the said Act.

14. (1.) The Native Land Court is hereby authorized and directed to inquire and ascertain what members of the Ngatimatepu Tribe, of Tauranga, shall be included in the certificate of title (hereinafter referred to) of Lot 80, Block X, Tauranga Survey District, to determine the relative interests of the persons so ascertained, and to report its findings to the Governor.

25 (2.) For the purposes of such inquiry the Court shall give due weight to the claims of such members of the said tribe as have occupied the said land, either by themselves or their parents, or grand-parents, since the year eighteen hundred and seventy.

30 (3.) The Governor is hereby authorized and empowered to execute a warrant for the issue of a certificate of title for the said land to the persons so ascertained by the Court, as tenants in common in the shares determined by the Court.

35 (4.) The said land shall, upon the issue of the certificate of title, become Native land within the meaning of the Native Land Act, 1909, and shall, without any other authority than this section, be subject to Part XVI of that Act.

15. (1.) The Governor is hereby authorized and empowered to execute a warrant for the issue of a certificate of title for Section 91, Block VII, Patutahi Survey District, in the Hawke's Bay Land District, to members of the Whanauakai Tribe of Poverty Bay, to be ascertained as hereinafter provided.

40 (2.) The Native Land Court is hereby authorized and directed to inquire and ascertain what members of the said tribe should be included in the certificate of title, to determine the relative interests of the persons so ascertained, and to report its findings to the Governor.

45 (3.) For the purposes of such inquiry the Court shall take into consideration the recommendation of Mr. Commissioner Clarke, printed in Parliamentary Paper G.-4, eighteen hundred and eighty-four, Session II.

50 (4.) The said land shall, upon the issue of the certificate of title, become Native land within the meaning of the Native Land Act, 1909, and shall, without any other authority than this section, be subject to Part XVI of that Act.

Owners of Section 97A, Borough of Foxton, empowered to convey same by way of gift to the Council of the borough.

Governor may authorize issue of certificate of title to members of Ngatimatepu Tribe of Tauranga, for Lot 80, Block X, Tauranga Survey District.

Governor may authorize issue of certificate of title to members of the Whanauakai Tribe, Poverty Bay, for Section 91, Block VII, Patutahi Survey District.

Authorizing cancellation of titles of Subdivisions 3, 4, and 5, Carnarvon Section 361, and issue of certificates of title to Donald Fraser, on his conveying certain lands to Natives.

16. (1.) The District Land Registrar of the Wellington District is hereby authorized and directed, on the application of the Chief Judge of the Native Land Court, to cancel all existing instruments of title affecting Subdivisions 3, 4, and 5, of Carnarvon Section 361 (otherwise known as Poutu Block), and in lieu thereof to issue certificates of title to Donald Fraser, of Pukuhé, Bulls. 5

(2.) Before making such application, the Chief Judge shall satisfy himself that the said Donald Fraser has duly executed and registered at his own cost valid conveyances or transfers of the lands described in the *First* Schedule hereto to the persons and in the respective shares or interests set out in that Schedule. 10

Section 4 of the Native Land Claims Adjustment Act, 1895, amended.

17. Section four of the Native Land Claims Adjustment Act, 1895, is hereby amended by omitting from subsection three thereof the words "upon Section Seventy-six, Block Two, and," and the said section shall be construed as if those words were omitted therefrom at the date of the passing of the said Act. 15

Lots 16B to 22B of Section 382, Okotuku, vested in Public Trustee.

18. Whereas in Schedule "C" of the West Coast Commissioner's Report (Parliamentary Paper A-5B, 1883) an area of land was set aside as a Native reserve, known as Otuhuia, and recommended to be subsequently granted to the Public Trustee in trust for the beneficial owners: And whereas on the thirtieth day of August, nineteen hundred, the Crown sold to one Jessie McL'Dowie a portion (now known as Section 14, Block V, Nukumarū Survey District) of the said area, comprising one hundred and nineteen acres three roods and sixteen perches: And whereas by Order in Council dated the twenty-fourth day of October, nineteen hundred and ten, Otuhuia Block (Block V, Nukumarū Survey District), containing four hundred and thirty-six acres, more or less, was vested in the Public Trustee under and subject to the provisions of the West Coast Settlements Reserves Act, 1892: And whereas it is desirable that other Crown lands shall be vested in the Public Trustee by way of exchange for the area sold as aforesaid by the Crown: Be it therefore enacted,— 20

(a.) Lots 16B, 17B, 18B, 19B, 20B, 21B, and 22B, of Section 382, Okotuku Survey District, are hereby vested in the Public Trustee in fee-simple, under and subject to the provisions of the West Coast Settlements Reserves Act, 1892, upon trust for the beneficial owners of the said Otuhuia Block. 35

(b.) For the purpose of ascertaining the beneficial owners of the said Otuhuia Block, the said lots of Section 382, Okotuku Survey District, shall be deemed to form part of and be dealt together with that block. 40

Chief Judge authorized to amend orders of Appellate Court relating to Kohumarū Block, Mangonui.

19. (1.) The Chief Judge of the Native Land Court is hereby authorized and directed to amend the orders of the Native Appellate Court, dated the twenty-fourth day of June, nineteen hundred and two, in respect of Kohumarū Block, Mangonui, in the Auckland Native Land Court District, so far as those orders relate to the division of that land and the definition of relative interests. 45

(2.) For the purposes of this section the Chief Judge may refer any matter, relating to the said land, to the Native Land Court for inquiry and report. 50

Validating orders of the Court *in re* Lot 99, Parish of Onewhero, and Lot 201, Parish of Karamu.

20. (1.) The orders of the Native Land Court, ascertaining the Natives who are beneficially entitled respectively to the lands described in the *Second* Schedule hereto, and defining their shares,

which orders were made in pursuance of the jurisdiction conferred upon the Court by Orders in Council, dated respectively the twenty-second day of October, nineteen hundred and six, and the seventh day of October, nineteen hundred and seven, shall be deemed to be
 5 freehold orders under the Native Land Act, 1909, and shall be capable of registration as such.

(2.) The District Land Registrar is authorized and directed, on the application of the Chief Judge, to cancel the original certificate of title or Crown grant, as the case may be, and to issue new
 10 instruments of title in accordance with the aforesaid orders of the Court.

(3.) The provisions of this section shall not invalidate any valid alienation made in respect of the said lands before the passing of this Act.

15 21. (1.) The Chief Judge is hereby authorized to refer to the Native Land Court, or to any Judge, or Commissioner thereof, for inquiry and report, the claims and allegations made by the respective petitioners in the petitions set out in the *Third* Schedule hereto.

(2.) The Chief Judge may, upon such inquiry and report, make
 20 to the Native Minister such recommendations as appear to accord with the equities of each case.

(3.) The Native Minister may refer to a Maori Land Board, for inquiry and report, the claims and allegations made by the respective petitioners in the petitions set out in the *Fourth* Schedule hereto,
 25 and the Board may make such recommendations as appear to accord with the equities of each case.

(4.) Every report and recommendation under this section shall be laid before Parliament on as early a date as possible, and shall be referred to the Native Affairs Committee of that House of Parliament
 30 which dealt with the petition the subject of such recommendation.

22. (1.) The Acts referred to in the *Fifth* Schedule hereto are hereby repealed to the extent indicated in that Schedule.

(2.) All proceedings pending in the Native Land Court or the Native Appellate Court, or before the Chief Judge, or before a Maori
 35 Land Board, or before the Governor, or the Governor in Council, at the date of the passing of this Act under any enactment hereby repealed may be continued and completed in the same manner as if this Act had not been passed.

Chief Judge may refer matters mentioned in the Third Schedule to Court, or a Judge, or Commissioner; and Native Minister may refer matters in the Fourth Schedule to a Board for investigation and report.

Repeal.

Schedules.

SCHEDULES.

FIRST SCHEDULE.

THE lands to be conveyed by Donald Fraser to the undermentioned Natives are—

1. Whaiti-Kuranui No. 2c West, being the whole of the land described in Volume 127, folio 117, of the Register - book in the Auckland Deeds Registration Office, containing 39 acres 2 roods 22 perches, to be transferred and conveyed to Timiuhā Taiporutu.

2. Whaiti-Kuranui No. 2c West, being the whole of the land described in Volume 82, folio 61, of the said Register-book, containing 101 acres: 107 shares to be transferred and conveyed to Mere Timiuhā, and 10 shares each to her children Kerehama Miriama, Ihiroa, Wereta, Mauriohooho, Tiemi Erina, Tohunga, and Atareta.

3. Rangitikei-Manawatu C Block No. 7A, being the whole of the land in Volume 37, folio 215, of the Register - book of the Wellington Deeds Registration Office: 54 shares to be transferred and conveyed to Wereta Kimate and 10 shares to each of his children Ngakuku, Te Waenga, Tima, and Rewi.

SECOND SCHEDULE.

1. ALL that piece or parcel of land, containing 4,314 acres, more or less, being allotment 99, of the Parish of Onewhero, and being the whole of the land comprised in certificate of title, Volume 20, folio 39, of the Register - book of the District Land Registrar, at Auckland.

2. All that piece or parcel of land, containing 551 acres, more or less, and numbered 169N, being allotment 201 of the Parish of Karamu, or Whatawhata, and being the land comprised in a Crown grant dated the second day of August, 1866, in favour of Hami Ngaropi and others, excepting thereout the land comprised in conveyances numbered 1,219, 71,183, 73,463, 73,639, and 77,606, in the office of the Registrar of Deeds, at Auckland.

THIRD SCHEDULE.

PETITIONS TO BE REFERRED TO THE NATIVE LAND COURT, OR A JUDGE OR COMMISSIONER THEREOF.

1. PETITION No. 260, of 1897.—Wi Kingi Hori and others: Praying that legislation may be passed to enable them to obtain their rights in Pourewa Island, near Tologa Bay.

2. Petition No. 1212, of 1901.—Ripeka Tiria and others: Praying for readjustment of succession to certain deceased owners in Okaunga and Opou Blocks.

3. Petition No. 916, of 1904.—Karaitiana Ruru and others: Praying for a readjustment of the partition of Tangutuhanui Block.

4. Petition No. 768, of 1907.—Te Karukoura and others: Praying for inquiry into their claims with regard to the Patutahi Block.

5. Petition No. 827, of 1907.—Heneriata Haeata: Praying that the present documents of title to Whakapaupakihi No. 4 Block be cancelled, and that legislation be passed remedying the wrong suffered by the petitioner, so that she may be sole owner in the said block.

6. Petition No. 225, of 1908.—Te Haenga Paretipua and others: Praying for relief on account of not having been included as part owners of Ohuia No. 1 Block.

7. Petition No. 500, of 1908.—Eruera Te Kura and others: Alleging that on the subdivision of Whangara Block and the definition of relative interests, and on the adjustment as between owners who had sold to one Seymour and those who had not sold, and in the allocation of shares, the non-sellers suffered injury.

8. Petition No. 501, of 1908.—Raunateri Patuone and others: Praying that the partition order of Whakanekeneke Block, situated at Hokianga, may be set aside, and that other orders may be made in accordance with facts.

THIRD SCHEDULE—*continued.*

9. Petition No. 548, of 1908.—Kararaina Kaimoana and others: Praying for legislation to amend the list of owners and the definition of relative interests in Hereheretau No. 2 Block.

10. Petition No. 224, of 1909.—Mere Horomona and others: Praying for inclusion in the title of Tutuotekaha No. 1 Block.

11. Petition No. 525, of 1909.—Taare Mete and others: Praying that a will regarding Mahanga No. 2 Block be not given effect to.

12. Petition No. 258, of 1910.—Materua te Ngaio and others: Praying that the grantees be declared trustees on behalf of persons not included in the title of Nuku-aurua Block.

13. Petition No. 272, of 1910.—Ruku Hinaki and others: Praying that the succession orders made appointing successors to the interests of Paraire Whakatere in Kaiti and other blocks be amended so as to include other persons entitled to succeed.

14. Petition No. 273, of 1910.—Tieki Peka: Praying for inclusion in the title of Ngamoe Block.

15. Petition No. 357, of 1910.—H. Kereama and others: Praying for an inquiry into Matamata North Block.

16. Petition No. 611, of 1910.—Rangitaniwha Pihama: Praying for legislation to enable an appeal *re* succession to Hone Pihama in Mangamingi No. 1 Block.

FOURTH SCHEDULE.

PETITIONS TO BE REFERRED TO A MAORI LAND BOARD.

1. PETITION No. 395, of 1909.—Henry Cook: Praying for validation of sale of Section 21 of Opau Native Reserve, Block II, Port Nicholson Survey District.

2. Petition No. 397, of 1909.—Christina Prouse: Praying for validation of a sale to her of Horowhenua 3E No. 2.

3. Petition No. 132, of 1910.—Thomas Bevan, senior: Praying for a Land Transfer certificate of title *re* Manawatu-Kukutauaki 4B No. 2 Block.

4. Petition No. 133, of 1910.—Arthur Drake: Praying for a Land Transfer certificate of title *re* Manawatu-Kukutauaki 4B No. 2 Block.

FIFTH SCHEDULE.

1894, No. 45.—The Native Land Claims and Boundaries Adjustment and Titles Empowering Act, 1894: Paragraphs (1) and (4) of section 5.

1898, No. 39.—The Reserves, Endowments, and Crown and Native Lands Exchange, Sale, Disposal, and Enabling Act, 1898: Sections 32 and 34.

1901, No. 65.—The Native Land Claims Adjustment and Laws Amendment Act, 1901: Sections 3, 23, and 29.

1904, No. 49.—The Maori Land Claims Adjustment and Laws Amendment Act, 1904: Section 16.

1906, No. 51.—The Maori Land Claims Adjustment and Laws Amendment Act, 1906: Sections 3 and 29.

1908, No. 253.—The Maori Land Laws Amendment Act, 1908: Sections 38 and 41.