



A BILL

For regulating the management of certain Lands reserved for public purposes in the several Provinces of New Zealand.

WHEREAS in the several Provinces of New Zealand, Lands have been heretofore reserved for various purposes of public utility, the legal title whereto is vested in Her Majesty. *And whereas* it is expedient to establish in each of the said Provinces, a system of local management of such of the said Lands as are or may be held for purposes of local concern :

BE IT ENACTED by the General Assembly of New Zealand, as follows:—

1. It shall be lawful for the Governor of New Zealand with the advice of His Executive Council at any time, and from time to time after the passing of this Act, in the name and on the behalf of Her Majesty to grant to the Superintendent of each Province in New Zealand, all such estate and interest as Her Majesty now hath or may have in all or any of the lands within such Province, forming part of the demesne lands of the Crown, which shall have been at any time heretofore, and now are, or may may hereafter be reserved or set apart for purposes of public utility, within the said Province, except such of the said Lands as shall have been and now are or may hereafter be reserved for purposes of Military defence, the service of any office or department of the General Government, or for the benefit of the Native Inhabitants of the said Colony.

2. Every such grant shall be sealed with the public Seal of the Colony, and shall be valid and effectual as against Her Majesty, Her Heirs, and Successors, and shall have the same force and effect as a direct Grant from the Crown and for the purposes of Registration shall be deemed to be a Grant from

the Crown, and every such Grant shall declare the purposes for which such lands shall be held whether general or specific as the case may be.

3. The Superintendent of each of the said Provinces and his successors shall for the purpose of this Act be deemed and taken to be a body corporate in law, able and capable to take and hold such lands so to be granted as aforesaid, and to grant, convey, and dispose of the same; and by the name of such his office, shall and may sue and be sued, plead and be impleaded, in all Courts of Law and Equity within the said Colony.

4. Every Superintendent of a Province in whom any such lands shall become vested, shall hold the same upon trust for the public service of such Province, for the purposes specified in such grant, with as full power to dispose of and manage the same for such purposes as if the same were vested absolutely in such Superintendent, subject nevertheless to the Provisions hereinafter contained.

5. The management and administration of such lands within each Province so to be vested in the Superintendent thereof, shall be carried on and conducted by such Superintendent, with the advice of his Executive Council, in case there shall be such Council. And such management and administration shall continue until other provision be made in that behalf by some Ordinance of the Provincial Council of such Province to be passed in manner hereinafter mentioned.

6. No lands so to be granted as aforesaid within any Province shall be alienated by way of sale or mortgage, or for any longer term than three years, except by authority of some Ordinance of the Provincial Council of such Province to be passed in that behalf, nor except by Deed, sealed with the public seal of the Province.

7. The specific purposes for which any such lands, within any Province shall be held, may be changed, and the same lands may be appropriated to other and different purposes of public utility for the public service of such Province. *Provided* that no such change or new appropriation shall be made without the authority of an Ordinance of the Provincial Council of such Province to be duly passed in that behalf.

8. The Superintendent of each Province shall regularly lay before the Provincial Council thereof full and true particulars of all transactions, matters, and things whatsoever in any way relating to the management and administration of the said lands so to be vested in him as aforesaid.

9. All the rents, issues, profits, and proceeds arising from such Lands within each Province, and from the sale, mortgage, or other disposition thereof shall be from time to time paid and accounted for to the Provincial Treasurer of such Province, or other person acting in that behalf, and shall be appropriated in such manner as the Superintendent and Provincial Council of such Province shall by any Ordinance to be duly passed in that behalf direct.

10. The Superintendent and Provincial Council of any Province may by any Ordinance duly passed in that behalf regulate the management and administration of the lands, so to be vested in the Superintendent of such Province.

11. Nothing herein contained shall in any way prejudice or affect the right of any person or body corporate in, to, or over any such Lands, except the right of her Majesty, her Heirs, and Successors;

12. In case any Grant shall have been made by the Governor of the said Colony of any Land which but for such Grant would have come within the provisions of this Act to any trustee or trustees for any purpose of public utility within the said Colony, and such Grant shall not have been accepted and acted on by such trustee or trustees, such Grant shall be and is hereby declared to be void and of no effect, and the lands included therein may be granted and disposed of according to the provisions of this act, in like manner as if no such Grant had been made.

13. The term "Governor of the Colony" throughout this Act shall be held to include the Officer Administering the Government of this Colony for the time being.

14. This Act shall be entitled the "Public Reserves Act, 1854," and may be cited and referred to by that title.

*Passed the House of Representatives
this seventh day of July in
the year of our Lord one thousand
eight hundred and fifty four.*

Alexander Stewart
Clerk -

signed *Chas Clifford*
Speaker

A true Copy -

J. Campbell
Clerk of Sec. of Rep.

SCHEDULE.

Memorandum of the Choice and Appointment of New Trustees of the following Properties, viz.— (*Description of Property*), situate at a Meeting of (*description of Congregation, Society, or Body of Persons*) duly convened and held for that purpose at or in (*name of Place*) on (*date*) and of which (*name of Chairman or President, A. B.*) was Chairman and President.

Names and Descriptions of all the Trustees on the Constitution, or last appointment of Trustees made _____ day of _____ A.D.

Adam Bell, of
Charles Dixon, of
Edward Foster, of

Names and Descriptions of all the Trustees in whom the said Property now becomes legally vested,—

First,—Old continuing Trustees,—

Charles Dixon, of
Edward Foster, of

Second,—New Trustees now chosen and appointed,—

Benjamin Adams, of
Jonathan Edmonds, of

Dated this _____ day

Signed A. B. L. S.
Chairman or President of the said Meeting.

Signed, Sealed, and Delivered, by the said A. B., as Chairman or President of the said Meeting, at and in the presence of the said Meeting on the day and year aforesaid, in the presence of

C. D.

E. F.