

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Thursday, the 23rd day of July, 1885.

REPORT OF STANDING ORDERS COMMITTEE.

17TH JULY, 1885.

THE Standing Orders Committee have the honour to report that they have carefully considered the proposed amendments in the Standing Orders referred to them by the House on the 25th June last, and they recommend the following alterations:—

1. That in lieu of the Standing Order No. 306 the following be substituted: "On the Order of the Day being read for the Committee on a Bill, a motion is made, and Mr. Speaker puts the question, 'That I do now leave the Chair,' but no amendment or debate shall be permitted on such motion; but, where the Committee has reported progress, the Speaker leaves the Chair without putting any question."

2. That Standing Order No. 307 be expunged.

3. That, except by leave of the House, no Order of the Day for the second reading of any Bill, save Government measures of an urgent nature, be called on unless the Bill has been distributed for forty-eight hours previously.

4. That Orders of the Day for Local Bills should be proceeded with on Thursday after 7.30 p.m., if not disposed of by 5.30 p.m.

5. That Orders of the Day for Wednesday be not called on till 9 p.m., unless Notices of Motion have been disposed of.

6. That Bills which have not passed through all their stages shall be considered concluded on prorogation of Parliament.

7. That these proposed alterations shall not take effect till the commencement of next session.

G. MAURICE O'ROKKE,
Chairman.

17th July, 1885.

SCHEDULE.

Amendments in Standing Orders necessary for the carrying out of the above Resolutions.

No. 306. From the word "which," in the fourth line, to the word "Bill," in the seventh line, inclusive, struck out, and the words "but no amendment or debate shall be permitted on such motion" inserted in lieu thereof.

No. 307 struck out.

New Standing Order, No. 300A, inserted: "Except by leave of the House, no Order of the Day for the second reading of any Bill, save Government measures of an urgent nature, shall be called on unless the Bill has been distributed for forty-eight hours previously."

No. 80. The following words inserted after the word "Thursdays:" "and shall be proceeded with after 7.30 p.m., if not disposed of by 5.30 p.m."

No. 49. The following words inserted after the word "Day," in the last line but one from the foot of the page: "except on Wednesdays, when Orders of the Day are not called on till 9 p.m., unless Notices of Motion have been disposed of."

REPORT OF THE GOLDFIELDS COMMITTEE.

I AM directed by the Goldfields and Mines Committee to report:—

The Committee recommend that additional clauses be inserted in "The Mines Act 1877 Amendment Act, 1885," now before the House, as follows:—

Whenever in any case it is not expedient that the provisions of "The Public Works Act, 1882," relating to the proclamation and construction of water-races should be put in force, or whenever any rights to the use of water held under Acts relating to goldfields or mining districts, or for the construction of works connected therewith, have heretofore been, or may hereafter be, acquired by or on behalf of the Council of any county under "The Public Works Act, 1882," or "The Mines Act, 1877," and have by Order in Council been vested, or which may hereafter be vested, in the County Council of any county situated within a gold-mining district, or partly within and without any gold-mining district, the following provisions shall have effect:—

- (1.) The County Council may in any mining district apply for, receive, and hold any license or other authority to cut, construct, and use any water-race, sludge-channel, tail-race, dam, reservoir, or for any other purpose and in any manner authorized under "The Gold-Mining Districts Act, 1873," or "The Mines Act, 1877" (which Acts and any regulations for the time being in force thereunder respectively are hereinafter included in the expression "the said Acts").
- (2.) Every such license or other authority shall confer upon the County Council all rights, powers, remedies, and authorities, and it shall be subject to the same liabilities in respect thereof as if such license or authority had been issued to it as a private person, except that the same shall not be liable to forfeiture for any cause whatever.
- (3.) (a.) The County Council may from time to time appoint some person or persons in any mining district under the said Acts or either of them, on behalf of the County Council, to apply for and obtain the issue of any license or other authority as aforesaid under the said Acts or either of them, or for the issue of any renewal of any such license or authority;
 - (b.) And the County Council may in like manner appoint such person or persons or some other person or persons to exercise on behalf of the County Council all such rights, remedies, and authorities, execute all instruments or documents, and to perform all such conditions in respect of any such license or other authority in the name and on behalf of the County Council, as it might have or exercise, or could be called upon to perform, if it were a private person holding such license or authority.
 - (c.) Every such appointment may be limited to some particular power or purpose hereinbefore mentioned, to be specified in the appointment, or may include all such powers or purposes.
- (4.) A notification in the *Gazette* signed or purporting to be signed by the Chairman and Clerk of any County Council shall be deemed to be sufficient evidence that such person has been duly appointed with all the powers and for all the purposes hereinbefore mentioned, unless in such notification there shall be expressed some limitation of the authority conferred upon him.
- (5.) Every Warden, registrar, clerk, or other officer whose duty it may be to issue any license or other authority under the said Acts or either of them shall, upon application made to him for that purpose, either upon an Order in Council or by the County Council, transfer or renew any license, right, or easement to and for the County Council.

- (6.) It shall not be necessary for the County Council or any person on its behalf to take out and hold any miner's right or business license under the said Acts or either of them in order to enable it to hold any such license or authority as aforesaid; nor shall it be necessary that any such license or authority be renewed in any way, or that any annual or other fee in respect thereof be paid by or on behalf of the County Council; but such license or authority shall, during the term for which it was granted, subsist until relinquished by the County Council, or the original term for which it was granted has expired.
- (7.) Expressions and terms used in this section of this Act shall have the like meanings as expressions and terms used in the said Acts or either of them, or in any regulations made under the said Acts or either of them.

Clause seventeen of "The Mines Act, 1877," is hereby repealed, and the following substituted in lieu thereof:—

If any person being the holder of a miner's right shall hire himself for wages to an employer, the right to hold and occupy any claim by virtue of such miner's right, and to any gold therein, shall be vested in such employer: Provided always that, in the event of non-payment of such wages, any person so employed shall have a lien upon the claim whereon he has been employed to the extent of the amount of wages due to him, such sum not exceeding three months' wages; and, until the said lien be satisfied, the person so working as wages-man shall be deemed to be in possession of the said claim until the wages are paid and the said lien fully satisfied; and the wages man shall, within seven days after ceasing to work in the claim, register such lien in the Warden's Court in the district in which the claim is situated.

VINCENT PYKE,
Chairman.

22nd July, 1885.

LICENSING ACT AMENDMENT BILL.

Hon. Mr. TOLE, in Committee, to move the following new clauses:—

Section three of the said Amendment Act is hereby amended by the addition of the words "unless such town district contains less than one hundred ratepayers."

Sections six, seven, and eight of the said Amendment Act are hereby repealed, and in lieu thereof it is enacted as follows:—

For every licensing district which forms the whole or any part of a Native licensing district, the Governor may appoint from time to time such persons as he may think fit to be Assessors for such licensing districts, who shall hold office during the Governor's pleasure.

An Assessor may resign his office at any time.

Every Assessor now holding office shall continue to hold office until the *thirty-first* day of *January*, one thousand eight hundred and eighty-six.

ALIENATION OF LAND BILL.

Mr. CONOLLY, in Committee, to move,—

In clause 2, line 11, after "deed" to insert "made." To strike out all the words after "land" in line 13 to "restriction" in line 16.

In clause 3 to strike out all the words down to "but" in line 19 inclusive, and in line 20 to strike out "the" and insert "any."

LAND BILL.

Mr. BRADSHAIGH-BRADSHAW, in Committee, to move the following new clause:—

No judgment of any Court shall affect any land held on agricultural or pastoral deferred payments, or agricultural or perpetual lease, before the issue of the Crown grant or certificate of title (conditions of license or lease having been fulfilled), nor shall any such land either before or after the issue of the Crown grant or certificate of title be taken in execution for any debt or liability contracted prior to the issue of the said Crown grant or certificate of title.

MINES ACT AMENDMENT BILL.

Mr. SEDDON, in Committee, to move the following amendments:—

Clause 7. After the word “the” in the first line, to strike out the words “said Act,” and insert in lieu thereof “Mines Act, 1877;” and after the figures “1873,” in the second line, to insert the following words: “From and after the commencement of this Act the words ‘one pound’ in the fifth line of clause twelve and in the seventeenth line of clause thirteen of ‘The Mines Act, 1877,’ are hereby repealed, and the words ‘ten shillings’ substituted in lieu thereof; and the word ‘three’ in the fifth line of clause twenty-five of ‘The Mines Act, 1877,’ is hereby repealed, and the word ‘one’ substituted in lieu thereof. In the sixth line of the same clause of the said Act the word ‘five’ is hereby repealed, and the word ‘two’ substituted in lieu thereof.”

New clauses.

That after the word “man,” in the eighth line of clause 18 of “The Mines Act, 1877,” the words “who shall also be the holder of a miner’s right,” shall be read and construed as being inserted in that part of the said clause.

That in clause 31 of “The Mines Act, 1877,” after the word “Registrar” in the second line, that the words “or Warden” be read and construed as if originally inserted therein.

That after the word “solicitor” in line 22 of clause 118 of “The Mines Act, 1877,” the words “or registered agent” shall be read and construed as though inserted thereafter in the said clause.

New clause.

On and after the passing of this Act the words “of whom shall be received” in line 9 of clause 159 of the said Act are hereby repealed, and the following substituted therefor:—

On the issues submitted shall be final and conclusive; but if, after the expiration of two hours from the time at which the issues shall have been left to the Assessors, they shall intimate to the Judge that a majority of them cannot agree upon a finding to the said issues, then such Judge shall himself decide such issues.

That after the word “mentioned” in line 20 of clause 159, all other words are hereby repealed.

That the words “when required by the parties, by notice in writing to be filed with him before any sitting of such Court, or,” after the word “shall” in line 2 of clause 160 of “The Mines Act, 1877,” are hereby repealed.

New clauses.

It shall be lawful for the Governor in Council to authorize the Council of any county in any mining district to appoint Inspectors of Miners’ Rights and Business Licenses, and Receivers of Gold-fields Revenue.

All certificates heretofore issued by any Clerk of the Warden’s Court, as provided by section 115 of “The Mines Act, 1877,” shall be valid, although the same may not have been sealed and stamped as therein provided; and all summonses, certificates, warrants, and other process issued, or to be hereafter issued, may be stamped at any time after issue of the same.

CHRISTCHURCH MARKET RESERVES BILL.

Mr. GARRICK, in Committee, to move the following proviso to clause 4 :—

Provided always that any such lease may, in addition to all usual covenants, conditions, and provisions at the option of the Council, contain provisions to the following effect :—

- (a.) That three months previous to the expiration of the term of any such lease two separate valuations shall be made by three indifferent persons, one of whom shall be appointed by the Council, one by the lessee, his executors, administrators, or assigns, and the third by the two valuers to be appointed as aforesaid; and that the decision of such valuers, or of any two of them, shall be binding on all parties.
- (b.) That one of such valuations shall be made of all buildings and improvements then on the lands demised, and the other of the fair annual ground rent of the said lands only, without any building or improvements, for a further term not exceeding thirty-three years from the expiration of the term granted by such original lease as aforesaid.
- (c.) That before the expiration of such original lease a new lease of the said land and premises for a further term not exceeding thirty-three years, containing similar covenants and provisions to those contained in such original lease as aforesaid, including such right of renewal for a further term of thirty-three years, shall be put up to public auction at the upset price of the annual rent of the said land so valued as aforesaid without buildings and improvements, subject to the payment by the purchaser of the value of the said buildings and improvements so fixed by the valuers as aforesaid.
- (d.) That in the event of any person or persons other than the original lessee, his executors, administrators, or assigns becoming entitled to such new lease, such person or persons shall forthwith pay in cash to the said Council for the benefit of the lessee entitled the value of the buildings and improvements so fixed as aforesaid, and the said Council shall pay over to the said lessee so entitled, his executors, administrators, or assigns the amount so paid to them by the purchaser of such new lease, after deducting therefrom all rent and other charges due and payable to the Council in respect of the said demised land by such lessee, his executors, administrators, or assigns.