

SUPPLEMENTARY ORDER PAPER.

HOUSE OF REPRESENTATIVES.

Tuesday, the 1st day of June, 1886.

JUSTICES OF THE PEACE ACT 1882 AMENDMENT BILL.

Sir G. GREY to move the insertion of the following new clauses after clause 2:—

2A. Sections four and five of "The Justices of the Peace Act, 1882," are hereby repealed.

2B. Any Commission of the Peace which may be in existence at the time of the coming into operation of this Act shall cease to be of any force and effect one month after the publication in the *Gazette* by the Colonial Secretary of the names of the persons who have been elected Justices of the colony under this Act.

2C. Any elector of the Colony of New Zealand shall be capable of being elected or appointed a Justice, but in addition to the disqualifications named in section (7) seven of "The Justices of the Peace Act, 1882," any person who shall be convicted of any felony or infamous offence shall thereupon cease to be a Justice.

2D. "The Regulation of Local Elections Act, 1876," is hereby incorporated with, and shall be read as part of, this Act for the purposes of the elections hereunder.

2E. The Governor shall, on or before the first day of January, one thousand eight hundred and eighty-seven, and on the same day in every third year thereafter, publish a Proclamation assigning the number of Justices for each electorate of the colony which the electors of the several electorates shall be entitled under the provisions of this Act to choose and elect to be Justices of the said colony for the space of three years from the date of such election; and such Justices shall hold office until the result of the next elections is notified in the *Gazette*, as herein prescribed: Provided always that any duly-qualified Justice may be re-elected.

2F. The Returning Officers shall notify the result of the elections to the Colonial Secretary, who shall thereupon notify in the *Gazette* the names of the Justices elected.

2G. If the Governor shall at any time be satisfied that a sufficient number of Justices has not been assigned to any electorate, or if, from the isolation or remoteness of any district from the centre of any electorate, additional Justices are necessary, or if vacancies occur which reduce the number of Justices below the number which the Governor thinks necessary for any electorate, he may from time to time appoint additional persons in any such electorate to be Justices by commissions under his hand, and the notification in the *Gazette* of such appointments shall be sufficient evidence of the appointment of such a person to be a Justice; and such appointments so made by the Governor shall last and have force and effect until the election of Justices next after the date of such appointments.

2H. Any Justice may at any time, by writing under his hand addressed to the Minister of Justice, resign his position as Justice, which resignation shall be notified in the *Gazette*.

LAW PRACTITIONERS BILL.

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

Clause 2. That all the words after the word "Act," in the third line, be struck out and the following substituted, that is to say, "No person shall be entitled to be admitted as a barrister of the said Court unless he shall come within one of the several descriptions in subsections one, two, and three of section six of "The Law Practitioners Act, 1882," or unless he shall have been *bonâ fide* exclusively engaged in the study of the law as a pupil of some barrister on the roll of the said Court as such for three years at least before he shall apply to be admitted, and shall have passed such an examination in general knowledge and law as is provided by the said Act."

New clause.

From and after the passing of this Act no person shall be entitled to be admitted as a solicitor of the said Court unless he shall come within one of the several descriptions in subsections one, two, and three of section sixteen of the said Act, or unless he shall have been bound by a contract in writing to serve as a clerk, and shall have duly served under such contract as clerk to a practising solicitor in New Zealand, or to a practising attorney, solicitor, writer, or proctor in England or Wales, Ireland, Scotland, Australia, or Tasmania, for and during the term of five years, and shall, also within three years after the expiration of such term of five years, have passed such an examination in general knowledge and law as is provided by the said Act.

COUNTIES BILL.

Mr. IVESS, in Committee, to move,—

Clause 8. After the word "Boroughs" the addition "and Town Boards;" and in the second line of the same clause, after the word "Borough," the further addition of the words "or Town Board."

MUNICIPAL CORPORATIONS BILL.

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

Clause 124. To substitute—

124. On the first day of June, one thousand eight hundred and eighty-seven, of the two auditors then in office one shall retire, and another auditor shall be elected in his stead. The auditor to retire shall be determined by the Council by resolution; the remaining auditor shall continue in office for another year. On each succeeding first day of June in each year, or, if such day shall fall upon a Sunday or any public holiday, then upon the day following, the auditor having been the longer in office shall retire, and the burgesses shall elect another person to be auditor of the borough or city. Every auditor elected under this clause shall hold office for two years.

Add to clause 193 (at end of subsections),—

The Council of the City of Christchurch may borrow the sum of six thousand pounds, at interest, for the purpose of defraying the cost of municipal offices, now in course of erection upon Reserve number ten, Oxford Terrace West, City of Christchurch, and of furnishing and fitting such offices. Such principal and interest shall be repayable within ten years, and the Council may repay such principal moneys, with interest, out of the ordinary revenue of the city, and may issue debentures for such principal moneys and interest having a currency not exceeding ten years, chargeable upon general revenue.

Clause 234. At end of subsection defining "Private street" add—
"And every street not a public street shall be deemed a private

street until taken over as a public street, by special order, pursuant to section two hundred and sixty-six."

Clause 413. To insert word "particularly" after word "and" in third line.

Clause 420, page 88. Add "To define who shall be deemed to be carriers of persons and carriers of goods respectively."

Same clause, Pedlars and Hawkers. Add "To define who shall be deemed to be pedlars and hawkers respectively."

ALIENATION OF LAND BILL.

Mr. GARRICK, in Committee, to propose the following amendments:—

Section 2, subsection (1). After word "granted," in last line, to add words "or the Public Trustee."

Subsection (2). After word "whatsoever" to add "including incorporeal hereditaments and any estate or interest in reversion or remainder."

Subsection (3). After "interests," in last line, to add "and shall include tenant in tail and tenant *pur autre vie*, but shall not include the assignee or transferee of any tenant for life."

Subsection (4). To strike out in lines 3 and 4 the words "the guardian of the estate of a minor, cases of implied and constructive trusts."

Subsection (5). To strike out, in lines 3 and 4, the words "by way of succession."

New subsection—

"Court" means the Supreme Court of New Zealand or a Judge thereof.

Section 3. To precede by inserting words "Subject as hereinafter mentioned." Subsection (1), line 5, to strike out words "to get" and substitute "entitled to the;" to strike out word "or," before word "control;" to add, after word "control," "or beneficial interest."

After word "that," in first line of second proviso, to add "no trustee shall sell freehold land except and so far as shall be necessary for the purpose of paying duties or debts without the sanction of the Court to be obtained upon petition: And provided further that."

After word "may," in line 3, same proviso, to insert "with the consent of the persons beneficially entitled, and not otherwise."

Section 4, line 3. To strike out word "Supreme;" after word "provided," to add, "and may accept the surrender of any lease wholly or in part, and the rent reserved by any lease may be apportioned."

Subsection 4, last line. To strike out words "for life" and substitute "in reversion or remainder."

Subsection 6. To add, "and may provide and direct that the proceeds of sale may, in the first place, be applied in payment of any mortgage or encumbrance affecting the land sold."

Subsection 7. After word "may," in second line, to insert "with the consent of the persons beneficially entitled or interested."

Section 5. To add "For the purposes of this section an estate or interest limited to continue so long only as a person abstains from exercising any power shall be and take effect as an estate or interest to continue for the period for which it would continue if that person were to abstain from exercising the power, discharged from liability to determination or cesser by or on his exercising the same."

New clauses:—

. Any moneys arising on sales under this Act may be invested upon Government securities or upon other securities authorized by law in respect of the investment of trust moneys or on real estate in New Zealand, with power to vary such investments.

. On or in connection with a sale under this Act any trustee, administrator, or tenant for life—

- (1.) May cause or require any parts of the land to be appropriated and laid out for streets, roads, paths, squares, gardens, or other open spaces, for the use, gratuitously or on payment, of the public or of individuals, with sewers, drains, water-courses, or other works necessary or proper in connection therewith; and
- (2.) May provide that the parts so appropriated shall be conveyed to or vested in any public body, or dedicated to the public, subject to provisions for securing the continued appropriation thereof to the purposes aforesaid; and
- (3.) May execute any general or other deed necessary or proper for giving effect to the provisions of this section.