



Crown Titles Ordinance 1849

Citation: Sess X, 13 V. No 4
Date of Assent: 25 August, 1849
Commencement: Date of Assent

Repeal: Repealed 1856, No 2
Amendments: –
Type of Legislation: Public
Subject: Status of Land
 Validation
 Wahi Tapu & Non Tangible Resources

Relevant Sections: *s1:* All Crown Grants within the province of New Ulster prior to the passing of this Ordinance are deemed valid.
s2: Compensation to be made to Native claimants in cases where Native title was not fully extinguished prior to the Crown Grant.
s12: Reservations of “sacred places” for Maori to be endorsed upon the Crown Grant.

Commentary: There were doubts relating to the validity of certain Crown Grants in New Ulster, as well as uncertainty relating to Crown Grants made under the Land Claims Ordinance 1841 regarding the purchase of Maori land. A number of cases had been submitted to the Court on this issue. This Ordinance was passed for the “speedy removal of such doubts”.
 Maori are given compensation for the unjustified taking of land only if they approach the Court prior to 1 January, 1853. However, there is no provision for the land to be returned (see Royal Commission on Surplus Lands 1948).

Cross Reference: BPP NZ6: 1850 [1280] 66 - 73
 AJHR (1948) G - 8 pp.49 - 50
 (*Royal Commission on Surplus Lands*).