



Immigration and Public Works Act 1870

1870

Citation: 33 & 34 V. No 77
Date of Assent: 12 September, 1870
Commencement: Date of Assent

Repeal: Repealed 1878, No 28

Amendments: **1871, No 75:** Amends the original Act and includes a specific reference to the acquisition of Native land for public purposes.
1873, No 50: s6 repeals s36. Governor to proclaim lands to be waste lands when satisfied that they are “free from Native claims and all difficulties in connection therewith.”
1874, No 26: Large amendment dealing mainly with railways and roads. See s3 – Dealings with lands leased by Crown from Natives with option to purchase, prohibited. This affects the workings of s34 original Act.
1875, No 94: General amendments.

Type of Legislation: Public

Subject: Public Works
Confiscated Lands
Waste Lands

Relevant Sections: s22: Governor may declare confiscated lands to be Waste Lands of the Crown.
s34: Power to acquire any land in the North Island, which the owners may be willing to sell, to be dealt with as waste lands.

Commentary: Provides for the compulsory acquisition of land for public works including roading and railways. This may have affected Maori land generally. Certain lands, including confiscated lands, are to be dealt with as waste lands for the purpose of settlement. The 1871 Amendment Act s42 explicitly provides that where Native lands are required for gold mining, special settlements or railway construction, the Governor may enter into negotiations for the land even though the land had not passed through the NLCT.

Cross Reference: AJHR (1874) C - 4, C - 4a
(*Area of Lands Purchased or Leased*)
AJHR (1877) C - 8
(*Lands Purchased Under Immigration and Public Works Act*)

Cross Reference continued over page



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AJHR (1879) Sess II C - 4

(Lands Purchased and Leased From Natives in North Island)

AJHR (1880) C - 3

(Lands Purchased and Leased From Natives in North Island)

AJHR (1881) C - 6

(Lands Purchased and Leased From Natives in North Island)

AJHR (1882) C - 4

(Lands Purchased and Leased From Natives in North Island)

NZPD vol 16 (1874) 633, 958 - 966

Waitangi Tribunal *The Pouakani Report* Wai 33

(Brooker & Friend, Wellington, 1993) 57 - 60

Waitangi Tribunal *The Te Roroa Report* Wai 38

(Brooker & Friend, Wellington, 1992) 55, 184 - 186, 287.