



THE  
GOVERNMENT GAZETTE  
PROVINCE OF HAWKE'S BAY.

Published by Authority.

*All Public Notifications which appear in this Gazette, with any Official Signature thereunto annexed, are to be considered as Official Communications made to those persons to whom they relate, and are to be obeyed accordingly.*

J. C. LAMBTON CARTER,  
Superintendent.

VOL. 2. ] MONDAY, OCT. 14, 1861. [ No. 56.

\* Superintendent's Office,  
Napier, Oct. 5, 1861.  
THE following Warrant, together  
with the Regulations referred to  
therein, are published for general infor-  
mation.

J. C. LAMBTON CARTER,  
Superintendent.

By His Excellency Colonel Thomas  
Gore Browne, Companion of  
the most honorable order of the  
Bath, Governor and Comman-  
der-in-Chief in and over Her  
Majesty's Colony of New Zea-  
land and its Dependencies, and  
Vice Admiral of the same, &c.

WHEREAS by the "Diseased  
Cattle Act, 1861," it was pro-  
vided that the Governor in Council  
might by warrant under his hand from  
time to time delegate to the Superin-

tendent of any Province within the  
said Colony, all or any of the Powers  
vested in the Governor or Governor in  
Council by the said Act, subject to  
such Regulations as he might think fit,  
and might from time to time rescind  
such delegation. Now, therefore, I,  
Thomas Gore Browne, the Governor of  
the said Colony of New Zealand, with  
the advice and consent of the Execu-  
tive Council thereof and in pursuance  
and exercise of the said Power and  
Authority, do, by this Warrant under  
my hand, delegate to John Chilton  
Lambton Carter, Esq., so long as he  
shall hold the office of Superintendent  
of Hawke's Bay in the said Colony, the  
several powers vested in me by the  
second, fourth, fifth, seventh, and tenth  
Sections of the said Act, subject to be  
rescinded as in the said Act provided,  
and subject to the Regulations of even

date herewith, and to any other Regulations to be from time to time duly made.

Given under my hand at the Government House at Auckland, this sixth day of September, in the year of our Lord One thousand eight hundred and sixty-one.

T. GORE BROWNE.

By His Excellency's command,  
WILLIAM FOX.

ORDER IN COUNCIL.

*Regulations respecting delegation of powers to Superintendents under "Diseased Cattle Act, 1861."*

AT THE GOVERNMENT HOUSE AT AUCKLAND, THE SIXTH DAY OF SEPTEMBER, 1861.

Present:—

HIS EXCELLENCY THE GOVERNOR IN COUNCIL.

WHEREAS by Warrants under the hand of His Excellency the Governor, bearing date the sixth day of September, One thousand eight hundred and sixty-one, the Governor did with the advice and consent of the Executive Council of New Zealand, delegate to the Superintendents respectively of the Provinces of Auckland, Taranaki, Wellington, Hawke's Bay, Nelson, Canterbury, Otago, and Southland, certain powers conferred on him by the "Diseased Cattle Act, 1861," subject to certain Regulations to be made by the Governor in Council, under the recited Act:

Now, therefore, His Excellency the Governor, with the advice and consent of the Executive Council of New Zealand, by virtue of the authority given to him by the 14th section of the above-recited Act, doth hereby make and ordain the following Regulations:—

1. The Delegation of Powers under the said Warrants shall continue to be in force for the period of one year from this date, subject to be rescinded according to the provisions of the above-recited Act.

2. Each Superintendent shall, immediately after exercising any of the Delegated Powers, notify the same to the Governor, and he shall transmit to the Governor particulars of all Appointments, and copies of all Regulations made by him.

3. He shall, so soon as conveniently can be, notify all Regulations made by him to the Colonial Secretary, or Chief Secretary of each of the Australian Colonies, and cause the same to be published in England in the *Times* newspaper.

4. In the exercise of powers delegated under the 9th Section of the said Act, the Superintendent of any Province may either in the first instance, or afterwards from time to time by Proclamation in the *Government Gazette* of the Province except out of any District proclaimed as infected under the said Act, any Port or Place within the limits of such District. And every such excepted Port and Place shall be deemed not to be within the proclaimed

District; and the Superintendent may also from time to time by Proclamation as aforesaid rescind any Proclamation of an infected District wholly or as to any part thereof, and also the Proclamation of any such exception as aforesaid.

5. In the exercise of powers delegated under the 10th Section of the Act, the Superintendent of any Province may prohibit the importation either by land or by sea of Cattle into such Province from any other Province or any particular Port or Place in any other Province, or across the borders of a Province or any particular part thereof.

6. In all such last-mentioned cases, such Superintendent shall cause notice as speedily as possible of such prohibition to be given to the Superintendent of the Province from which importation shall be prohibited, and also to the Governor.

7. The Superintendent of any Province may, in his discretion, suspend or forbear to exercise all or any of the powers delegated to him under the said Act.

8. The Superintendent of each Province shall, as soon as can be after the commencement of each sitting of the Provincial Council of such Province, lay before such Council copies and particulars of all appointments, regulations, acts, and proceedings whatever issued, made, or done by him under the delegated powers of the said Act.

9. If the Provincial Council of any Province shall by resolution declare their dissent from all or any of such appointments, regulations, acts, and proceedings, such resolutions shall be forthwith transmitted by the Speaker to the Governor for his consideration.

F. G. STEWARD,  
Clerk of Executive Council.

Superintendent's Office,  
Napier, Oct. 11, 1861.

WHEREAS an Act, intituled "The Hawke's Bay Naval and Military Settlers' Act, 1861," was notified in the "New Zealand Gazette" of the 14th Sept., 1861, as having been assented to by His Excellency the Governor,—the public are hereby informed that the said Act is now in force in the Province of Hawke's Bay.

J. C. LAMBTON CARTER,  
Superintendent.

—o—  
"HAWKE'S BAY NAVAL AND MILITARY SETTLERS' ACT, 1861."

NOTICE.

WHEREAS the above-named Act was passed in the last session of the General Assembly, and whereas the said Act is now in force in the Province of Hawke's Bay. Notice is hereby given that applications will be received at this office, under the provisions of the said Act, and the Auckland "Waste Lands Act, 1858, (extracts from which are appended hereto),

until the expiration of six months from the date of the Act coming into operation, as set forth in Section III.

*Extract.*

SECTION II.—The said hereinbefore recited provisions of the "Waste Lands Act, 1858," relating to naval and military settlers, shall relate to and include, and shall be deemed to have related to, and to have included the said Province of Hawke's Bay.

SECTION III.—No person shall be disqualified from obtaining a land order under the said Act by reason of his not having applied for the same before the 9th day of June, 1858: Provided that such person shall have made such application at any time before the passing of this Act, or shall make such application at any time within six months after the same shall have come into operation.

SECTION IV.—All grants of waste lands of the Crown heretofore made by or on behalf of Her Majesty to naval and military settlers within the Province of Hawke's Bay, under regulations in force or deemed to be in force within the said Province, shall be valid and effectual in the law—any law to the contrary notwithstanding.

*Extract from the Auckland "Waste Lands Act, 1858."*

Every naval and military officer, whether on full or half pay, and every non-commissioned of-

ficer and private, marine or seaman, whether belonging to Her Majesty's service or to the service of the East India Company, who may retire or obtain his discharge from the service to which he may belong, or who, having retired or obtained his discharge for the purpose aforesaid, has not selected land under any former law or regulation enabling naval and military settlers to select land free of cost, shall be entitled (in lieu of an allowance in respect of money expended in passages as hereinbefore provided in respect of settlers emigrating from the United Kingdom and elsewhere) to receive from the Commissioner a land order enabling him to acquire land free of cost after the following rate:—

Commissioned officers ..... 400 acres.  
Non-commissioned and warrant officers 80 acres.  
Private soldier, marine and seaman ... 60 acres.

Provided always that any such non-commissioned officer and private, and any marine and seaman, before he shall be entitled to receive any such land order, shall prove to the satisfaction of the Commissioner by certificate or otherwise that he retired or obtained his discharge for the purpose of settling in the Province of Auckland; and any non-commissioned officer or private, marine or seaman shall, at the same time produce to the Commissioner a certificate from the officer under whom he may have served of having during his period of service been of good character.

CHARLES LAMBERT,

Acting Commissioner of Crown Lands.

Crown Land Office,  
Napier, Oct. 11, 1861.