



NEW ZEALAND
GOVERNMENT GAZETTE
(PROVINCE OF NELSON).

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 may relate, and are to be obeyed accordingly.

By his Honor's command,

S. L. MULLER, *Provincial Secretary.*

VOL. III.

NELSON, WEDNESDAY, APRIL 11, 1855.

No. 6.

PROCLAMATION.

By his Honor EDWARD WILLIAM STAFFORD, Esquire, Superintendent of the Province of Nelson, in the Islands of New Zealand.

I, THE SUPERINTENDENT of the Province of Nelson, do hereby proclaim that the Allotments of Land specified in the accompanying Schedule will, in accordance with the terms of the Land Regulations of the Tenth day of March, 1853, be put up to Auction, at the Crown Lands Office, Nelson, on SATURDAY, the Twelfth day of May next, at Twelve o'clock.

Ten per cent. of the purchase money may be deposited at the time of sale, and the remainder paid within one month, or the deposit forfeited.

Given under my hand at Nelson aforesaid, this Tenth day of April, in the year of our Lord, one thousand eight hundred and fifty-five.

E. W. STAFFORD,
Superintendent.

SCHEDULE.

LANDS WITHIN HUNDREDS.

Hundred of Nelson.

District and Section.	Contents.			Upset Price. £ s. d.
	A.	R.	P.	
<i>District of Maitai, situated near the Sources of the Wairoa and Maitai Rivers.</i>				
No. 1	632	0	0	* 575 0 0
2	423	0	0	381 0 0
3	104	0	0	93 10 0
4	104	0	0	93 10 0
5	104	0	0	93 10 0
6	320	0	0	288 0 0

* Subject to an agreement for a lease for 21 years to the Cook's Straits Mining Company.

M. RICHMOND,
Commissioner Crown Lands.

Land Office, Nelson,
April 10, 1855.

PROCLAMATION.

By His Honor EDWARD WILLIAM STAFFORD, Esquire, Superintendent of the Province of Nelson, in the Islands of New Zealand.

WHEREAS, by an Act of the Imperial Parliament, passed in the Session holden in the fifteenth and sixteenth years of the reign

of Her Majesty, Queen Victoria, intituled "An Act to grant a Representative Constitution to the Colony of New Zealand," it was, amongst other things, enacted, that no Bill passed by the Provincial Council of any Province established under the authority of the said Act, which shall be reserved for the signification of the assent of the Governor, shall have any force or authority within the Province until the Superintendent shall signify, either by speech or message to the Provincial Council, or by proclamation in the *Government Gazette*, that such Bill has been laid before the Governor, and that the Governor has assented to the same: AND WHEREAS an Ordinance was passed by the Provincial Council of the Province of Nelson, Session II., No. 7, intituled "An Ordinance to increase the Number of Members of the Provincial Council, and to alter the Electoral Districts of the Province of Nelson," and the same was reserved by me for the assent of His Excellency the Governor: NOW THEREFORE I, the said Superintendent of the Province of Nelson, do hereby proclaim and declare that the aforesaid Ordinance has been laid before His Excellency the Governor, and that His Excellency has assented to the same.

Given under my hand, and issued under the Public Seal of the Province, at Nelson, this seventh day of April, in the year of our Lord one thousand eight hundred and fifty-five.

E. W. STAFFORD,
Superintendent.

By His Honor's command,
HENRY ADAMS,
Provincial Solicitor.

GOD SAVE THE QUEEN!

Provincial Secretary's Office, Nelson,
April 10th, 1855.

HIS Honor the Superintendent directs the publication of the following Ordinance for general information.

By His Honor's command,
S. L. MULLER,
Provincial Secretary.

PROVINCIAL COUNCIL ENLARGEMENT ORDINANCE.

In the Eighteenth Year of the Reign of Her Majesty, Queen Victoria.

SESSION II., No. 7.

Title.—"An Ordinance to increase the Number of Members of the Provincial Council, and to alter the Electoral Districts of the Province of Nelson."

Preamble.—Whereas, by an Act of the Session of the Imperial Parliament, holden in the fifteenth and sixteenth years of the reign of her Majesty Queen Victoria, entitled "An Act to grant a Representative Constitution to the Colony of New Zealand," it is amongst other things enacted that it should be lawful for the Governor of New Zealand, by proclamation, to constitute within each of the Provinces, by the said Act established, convenient Electoral Districts for the election of the Superintendent and of members of the Provincial Council, and to appoint and declare the number of members to be elected for each such district for the Provincial Council: and whereas the Governor did accordingly, by proclamation dated the 5th day of March, 1853, constitute certain districts for the election of the Superintendent and members of the Provincial Council of the Province of Nelson, and did appoint and declare the number of members to be elected for each such district for the Provincial Council: and whereas it is expedient that the number of members of the Provincial Council for the Province of Nelson should be increased, and that the province should be divided into new and additional electoral districts, and that the provisions made by the Governor under the authority of the said recited Act, so far as they are inconsistent with the provisions of this Ordinance, should be amended: *Be it therefore enacted*, by the Superintendent of the Province of Nelson, with the advice and consent of the Provincial Council thereof, as follows:—

1. *Provisions made by Proclamation of Governor, where repugnant to this Ordinance, to be void.*—The provisions made by the Governor of New Zealand, under the authority of the said recited Act of the Imperial Parliament, so far as the same are repugnant to or would interfere with the operation of this Ordinance, shall be and they are hereby declared to be void and of no effect.

2. *Number of Members.*—The Provincial Council of the Province of Nelson shall, until the next dissolution thereof, consist of Twenty-four Members.

3. *Superintendent to issue Writs for the Election of additional Members.*—The Superintendent shall, as soon as conveniently may be after he shall have received notice that the Governor has assented to this Ordinance, provided the Electoral Roll for the Year 1855 shall have been completed, and if such Roll shall not have been completed, then as soon as conveniently can be after the completion of such Roll, cause Writs to be issued for the election of Nine Members to serve in the present Provincial Council, who shall be elected for the undermentioned electoral districts respectively, as follows:—

For the Town of Nelson District . . .	1 Member
Suburban District	2 Members
Waimea-east District	2 "
Waimea-south District	1 Member
Motueka District	1 "
Massacre Bay District	1 "
Amuri District	1 "

4. *Boundaries of Districts until next Dissolution of Council.*—Until the next dissolution of the Provincial Council, the Districts of the Town of Nelson, Suburban, Waimea-east, and Waimea-west, shall continue as constituted by the aforesaid proclamation, and the boundaries of the Districts of Waimea-south, Motueka, Massacre Bay, Wairau, and Amuri, shall be those particularly described and set forth in the Schedule hereunto annexed.

5. *After Dissolution of Council, Province to be divided into New Districts.*—The Province of Nelson, for the purposes of the election of Superintendent and the Members of the Provincial Council thereof, shall, after the next dissolution of the Provincial Council, be divided into Nine Electoral Districts, to be named as follows:—

1. The Town of Nelson.
2. Suburban North.
3. Waimea East.
4. Waimea South.
5. Waimea West.
6. Motueka.
7. Massacre Bay.
8. Wairau.
9. Amuri.

and the boundaries of the said districts shall be those particularly set forth and described in the Schedule hereunto annexed: provided always, that at the election of Superintendent no elector shall be required to vote in the district for which he is registered.

6. *Number of Members to be returned for each District.*—The number of members to be elected to serve in the Provincial Council after the next dissolution thereof, shall be twenty-five, who shall be elected for the said several Electoral Districts as follows:—

1. For the Town of Nelson	Six members.
2. " Suburban North District	Two members.
3. " Waimea East District	Five members.
4. " Waimea South District	Three members.
5. " Waimea West District	One member.
6. " Motueka District	Three members.
7. " Massacre Bay District	One member.
8. " Wairau District	Three members.
9. " Amuri District	One member.

7. *Persons claiming right to Vote to deliver Claim at the Clerk of the Magistrates' Office, or at such other place as the Superintendent shall appoint.*—Every person claiming a right to vote for the election of the Superintendent, or of members of the Provincial Council, shall deliver his claim, or cause the same to be

delivered, at the Clerk of the Magistrates' Office, Nelson, or at such other place as the Superintendent shall, by public notice, direct or appoint.

8. *Claims and Roll to be published as provided by Proclamation.*—The List of Claims and the Electoral Roll shall be made up and published at the times and in manner provided by the said recited proclamation.

9. *Interpretation of "Governor."*—The word "Governor" shall be taken to include the person, for the time being, lawfully administering the Government of New Zealand.

DONALD SINCLAIR,
Speaker.

Passed the Provincial Council this seventh day of February, 1855.

GEORGE WHITE,
Clerk of the Council.

I reserve this Bill for the signification of the Governor's pleasure thereon, this thirteenth day of February, 1855.

E. W. STAFFORD,
Superintendent.

On this seventeenth day of March, 1855,
I hereby signify my assent to this Bill.

R. H. WYNYARD,
Officer administering the Government.

SCHEDULE.

1. The Town of Nelson comprises the site of the town and the Town Belt, or Wakatu District.

2. The Suburban North District comprises the Suburban North, Maitai, and Brook-street Valley Districts.

3. The Waimea East District comprises the Suburban South, Waimea East, and Aniseed Valley Districts.

4. The Waimea South District comprises the Waimea South, Wai-iti, Upper Motueka, Motupiko, and Lake Arthur Districts.

5. The Waimea West District comprises the Waimea West District.

6. The Motueka District comprises the Moutere, Motueka, Riwaka, Sandy Bay, and Astrolabe Districts.

7. The Massacre Bay District comprises the Taitapu, Motupipi, Takaka, Aorere, Pakawau, and West Wanganui Districts.

8. The Wairau District comprises the Pelorus, Queen Charlotte's Sound, Waitohi, Kaituna, Wairau, and Awatere Districts.

9. The Amuri District comprises all that portion of the Province south of the Clarence River, being the Waipapa, Kaikora, Kautere, Amuri, Conway, Waiiau-ua, and Hurunui Districts.

All which districts are more particularly defined and delineated on the Plan hereunto annexed.

Provincial Secretary's Office, Nelson,
April 10th, 1855.

HIS Honor the Superintendent directs it to be notified, that every person claiming a right to vote for the election of the Superintendent, or of the Members of the Provincial Council of the Province of Nelson, shall deliver his claim, or cause the same to be delivered, during the month of April, at the Clerk of the Magistrates' Office, Nelson, or at either of the following places, viz:—The Black Bull Inn, Suburban North; Mr. STANTON'S, Constable, Richmond; The Travellers' Rest, Appleby; Mr. WALKER'S, Constable, Waimea Village; Mr. THOMAS ANDREWS', Constable, Waimea South; Mr. BAIGENT'S, Wakefield; Mr. JOHN BOYES', Constable, Motueka; Mr. J. P. ROBINSON'S, Motupipi; Mr. WATTS'S, Pakawau; Mr. GODFREY'S, Wairau Hotel; Mr. SINCLAIR'S, Beaver Station; Mr. F. MACDONALD'S, Wairau River; Mr. G. M'RAE'S, Awatere; Messrs. CLIFFORD and WELD'S, Flaxbourne; Mr. E. JOLLIE'S, Mount Parnassus; and Mr. H. J. LE CREN'S, Lyttelton.

By his Honor's command,
S. L. MULLER,
Provincial Secretary.

Provincial Secretary's Office, Nelson,
April 10th, 1855.

HIS Honor the Superintendent directs the publication for general information of the following Despatch from the Colonial Secretary relative to the natives being supplied with Arms and Ammunition, and further directs it to be notified that the necessary steps will be taken for the conviction of all persons violating the provisions of the Arms Importation Ordinance, whereby a penalty of £500, and the forfeiture of all Arms, Gunpowder, or other Warlike Stores, and the vessel from which the same are landed, is incurred, for each offence.

By his Honor's command,
S. L. MULLER,
Provincial Secretary.

Colonial Secretary's Office,
28th March, 1855.

SIR—As it appears that the Natives in various parts of New Zealand have been supplied with arms and ammunition in violation of the "Arms Importation Ordinance" (No. 1. Session VI.), and that thereby the peace of the Colony is seriously endangered, I am directed by his Excellency the Officer administering the Government urgently to request you to use your utmost efforts to prevent the infringement of that Ordinance and bring the offenders to punishment, so that the Natives may no longer thus be furnished by unprincipled persons with

the means of carrying on wars amongst themselves, and of disturbing the tranquillity of the country. I have, &c.,

(Signed) ANDREW SINCLAIR,
Colonial Secretary.

To his Honor the Superintendent,
Nelson.

Provincial Secretary's Office, Nelson,
April 10th, 1855.

HIS Honor the Superintendent has been pleased to appoint—

DAVID MONRO, Esq., M.H.R.
FRED. ALOYSIUS WELD, Esq., M.H.R.
CHARLES ELLIOTT, Esq., M.P.C.
JNO. DAMFORTH GREENWOOD, Esq., J.P.
and

WILLIAM WELLS, Esq.

to be Commissioners pursuant to the provisions of the Education Ordinance, Session II., No. 6., to inquire into and consider, what system of Education should be adopted for the Province.

By his Honor's command,
S. L. MULLER,
Provincial Secretary.

Provincial Secretary's Office,
Nelson, April 10, 1855.

HIS Honor the Superintendent directs that the following Harbour Regulations for the Province, approved by his Excellency in Council, be published for general information.

By his Honor's command,
S. L. MULLER,
Provincial Secretary.

HARBOUR REGULATIONS.

PILOTS AND MASTERS OF VESSELS.

1. No person shall be deemed a Pilot unless he be duly licensed by his Excellency the Governor, or by his Honor the Superintendent.
2. All persons so licensed shall be provided with a License, according to the Form hereto annexed.
3. Every Pilot shall carry his License with him, and shall produce it to the Master of any ship or vessel, on its being demanded, or forfeit a sum not exceeding Forty Shillings.
4. Pilots are not bound to conduct any vessel to sea until payment of the pilotage has been satisfactorily secured.
5. Every Pilot detained on board a vessel longer than forty-eight hours, whether by stress of weather, quarantine, or otherwise, is to be paid Eight Shillings per day, in addition to the regular pilotage.
6. Pilots refusing or neglecting their duty, to forfeit a sum not exceeding Twenty Pounds.

7. The Master of every vessel shall anchor or moor where the Harbour Master or Pilot may direct, and he shall not unmoor or quit the anchorage until notice be given in writing at the Harbour Master's Office, or forfeit a sum not exceeding Five Pounds.

PILOTAGE.

8. Every vessel entering any harbour in the Province of Nelson, where a Pilot is stationed, excepting Coasters belonging to New Zealand, and Mail Packets or others (regular traders, which may be provided with a certificate of exemption from the Governor of the colony, or from the Superintendent of the province), shall be placed in charge of the first duly licensed Pilot who may offer his services; and Masters of vessels neglecting to heave to and take the Pilot on board, or refusing to accept of his services when offered, shall be liable to the same amount of pilotage as if the services of a Pilot had been accepted.

9. When a Pilot offers his services outside the Bar, he shall be entitled to the full amount of pilotage after the vessel is safely anchored in the Harbour. When the Pilot offers his services inside of the Bar, he shall be entitled to half the amount of pilotage.

10. When the services of a Pilot are required to move a vessel from one inside anchorage to another, not being at first entrance, or for the purpose of final departure, he shall be entitled to half pilotage.

11. Any Pilot detained on board a vessel longer than forty-eight hours, whether by stress of weather, quarantine, or otherwise, shall be entitled to Eight Shillings per diem, in addition to the regular pilotage. Rate of full pilotage the same as at Nelson Harbour, viz., Three Shillings per foot in the Harbour, and One Shilling per foot in any outer Roadstead.

12. Vessels provided with certificates of exemption shall carry a "Blue Peter" at the main, without any flag at the fore; and Masters of such vessels, neglecting this precaution, shall be liable to the same amount of pilotage as other vessels, when the services of a Pilot are tendered.

POST OFFICE AND MAILS.

13. The Master of every vessel shall give notice at the Post Office, at least twenty-four hours before clearing at the Custom House, except Masters of Coasters, who are exempted from this regulation, unless when bound from one port of entry to another, or forfeit a sum not exceeding Ten Pounds; and no Master of a vessel shall receive his Clearance from the

Customs until he has received all mails made up for such vessel, and given a receipt to the Collector of Customs for the same.

14. Every Master of a vessel is also to deliver to the Custom House Officer, or other authorized persons, his Cockets and Clearances from the last port, also all public despatches, letters, parcels, and all Post Office mails and letters, whether in parcels or loose, obtaining a receipt for the same; and repairing to the Post Office, he is there to make a declaration, as per Schedule B., of his having duly delivered up all letters as before mentioned, and is to produce the said declaration at the Custom House before making his Report at these places, under a penalty of a sum not exceeding Five Pounds.

GUNPOWDER.

15. The Master of every vessel arriving with Gunpowder on board, exceeding the quantity necessary as ship's stores, shall give immediate notice thereof to the Pilot, on his boarding the vessel, and shall land the same at the Powder Magazine before anchoring at the usual anchorage ground, or forfeit a sum not exceeding Twenty Pounds.

16. No Gunpowder is to be either received or issued by the Keeper of the Magazine, except between the hours of Seven in the morning and Five in the afternoon.

17. The Master of every vessel shall cause all Gunpowder to be conveyed to the Magazine immediately after its being landed, or forfeit a sum not exceeding Ten Pounds.

18. All Gunpowder so landed to be packed in barrels, containing not more than One Hundred weight each, closely joined and hooped without any iron about the packages, and so secured, that no portion of the Gunpowder be in danger of being scattered in the passage, under a penalty of any sum not exceeding Ten Pounds.

NOTE.—The principal Officer of Customs and Harbour Masters, at different ports, are specially authorized, in accordance with the provisions of the Arms Importation Ordinance, Session VI., No. 1, to permit the landing of Powder by Masters of vessels.

HARBOURS.

19. No rubbish or filth is to be landed on any lands belonging to the Crown, except in such places as the Harbour Master may point out, under a penalty of any sum not exceeding Five Pounds.

20. No timber or any bulky article is to be left on any public Wharf or Landing Place, under a penalty of any sum not exceeding Five Pounds.

21. No ballast, rubbish, gravel, earth, stone, or filth, is to be thrown overboard from any vessel or boat, but is to be landed at any place the Harbour Master may direct, under a penalty of any sum not exceeding Twenty Pounds.

22. Any person removing, wilfully injuring or destroying, any Buoy, Beacon, or Sea Mark, shall forfeit the sum of Twenty Pounds.

23. Any person throwing a dead animal into the Harbour (within the limits of the anchorage), without attaching to it sufficient weight to sink it, is liable to a penalty of not more than Twenty nor less than Five Shillings.

24. Vessels are prohibited from firing guns between the hours of sunset and sunrise, and on the Sabbath, except in case of distress, under a penalty of any sum not exceeding Five Pounds.

25. Any person removing shingle, stone, shells, or any part of the soil below high water mark, from any lands belonging to the Crown, without permission from the Harbour Master, or, in the absence of the Harbour Master, the Resident Magistrate, shall forfeit a sum not exceeding Ten Pounds.

26. To the Master of every vessel not required to take a Pilot, or, in the absence of the Master, to the principal Officer on board, a copy of the Harbour Regulations shall be delivered by the Harbour Master, provided, however, that it shall not be necessary in any case to issue a second copy of the Regulations to the Master or Officer in charge of the same vessel, unless on demand of such Master or Officer, and in such case only on the payment of a fee of Two Shillings and Sixpence, to be accounted for as other fees collected by the Harbour Master.

27. Every Master or other Officer of a ship or vessel to whom a copy of the Harbour Regulations shall have been delivered shall give, on demand, an acknowledgment thereof to the Pilot or other Officer delivering the said copy, and any Pilot failing to demand, or any Master of a ship or vessel refusing, on demand, to give such acknowledgment, shall forfeit and pay a fine of not more than Five Pounds.

28. The Passengers' Act, 5 and 6 Victoria, cap. 107, has been extended to this colony by proclamation, dated the 29th day of June, 1849.

POWER TO RESIDENT MAGISTRATE IN CERTAIN CASES.

The Resident Magistrate, at any port for which no Harbour Master is appointed, shall have all such powers as are hereinbefore given to Harbour Masters. All penalties hereby

imposed shall be recoverable in a summary way.

SCHEDULE A.

Questions required to be answered by the Master or other Person in command of any Ship or Vessel arriving in the Port of place:—

1. What is the name of the vessel and tonnage?

Answer.

2. What is the Master's name, and are you the Master?

Answer.

3. From whence do you come, and when did you sail?

Answer.

4. At what ports have you touched on your passage?

Answer.

5. What vessels have you had intercourse or communication with on your passage, and from whence did they come?

Answer.

6. Have you any and what Bills of Health?

Answer.

7. Did the Cholera or any other highly infectious and dangerous disease prevail at the place from which you sailed, or at any of the places at which you have touched, or on board of any vessel with which you have had communication? If so, state when and where?

Answer.

8. In the course of your voyage, have any persons on board suffered from sickness of any kind, what was the nature of such sickness, and when did it prevail? How many persons were affected by it, and have any of them died in the course of the voyage?

Answer.

9. What number of Officers, Mariners, and Passengers have you on board?

Answer.

10. Have you any Immigrants on board, and, if so, what are their names?

Answer.

11. What was the whole number of persons on board your vessel when you sailed?

Answer.

12. What is the whole number of persons now ill on board your vessel?

Answer.

13. If there be no sickness now on board, when did the last attack of disease appear, and when did it entirely disappear?

Answer.

PILOT'S LICENCE.

By virtue of the power in me vested, you are hereby authorized and directed to act as Pilot for the Port of _____ and you are enjoined to use your best skill and knowledge in all duties appertaining to that office, strictly conforming to the regulations of the Harbour aforesaid, and obeying such orders and instructions as you may from time to time receive from me.

Given under my hand this
day of _____ in the year of
our Lord 185 , at

SCHEDULE B.—DECLARATION.

I, *A. B.*, of the _____ do solemnly declare that I have delivered all Public Despatches, Letters, Parcels, Newspapers, and all Post Office Mails and Letters, both in parcels and loose, which were on board my vessel.

Signature of Master.

Witness

RATES OF PILOTAGE.

Three shillings per foot in any harbour.
One shilling per foot in any outer roadstead.

Provincial Secretary's Office,
Nelson, April 11th, 1855.

TENDERS will be received at this Office on or before the 25th instant, from parties desirous of contracting for the following works:—

To supply 5,970 feet of **SAWN TIMBER**; either Heart of Totara, Red Pine, or Black Birch, part to be delivered at Richmond, and part at Stoke.

To erect a **BRIDGE** of Sawn Timber, with brick abutments, at Dartnall's corner, Richmond.

To erect a **BRIDGE** of Sawn Timber near Ellis's, Stoke.

To **CART** about 70 cubic yards of **GRAVEL** from the Maitai River on to the Waimea Road, near Nelson.

Specifications of these works and plans of the Bridges, may be seen on application at the Office of the Commissioner of Public Works.

By his Honor's command,
S. L. MULLER,
Provincial Secretary.