
No. XXXVI.

AN ACT for the Relief of Settlers and others who have sustained Injuries in the Taranaki War.

TARANAKI SETTLERS'
RELIEF.

[3rd November, 1860.]

[Reserved for the signification of Her Majesty's pleasure. Assented to, *Gazette* 4th July, 1862.]

WHEREAS sundry persons have sustained losses or injuries in the recent Native insurrection at Taranaki, and it is just and expedient that relief should be afforded to such persons:

Preamble.

BE IT THEREFORE ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:—

1. The Short Title of this Act shall be "*The Taranaki Settlers' Relief Act, 1860.*"

Short Title.

2. Any person qualified as hereinafter enacted may apply in writing to the Governor of the Colony for relief under this Act, subject to the conditions hereinafter mentioned.

Person qualified may apply to Governor for relief.

Taranaki Settlers' Relief.

Declaration of particulars of qualification to accompany application.

3. Every such application shall be made on or before the first day of January, one thousand eight hundred and sixty-two, and shall be accompanied by a declaration, to be made before some Justice of the Peace for the Colony, in the form appointed for declarations authorized by law, stating the following particulars of qualification:—

- (a.) That such person is an adult male person of the age of twenty-one years, having been a resident inhabitant of Taranaki on the fifth day of April, one thousand eight hundred and sixty, or a widow having been so resident, or being the widow of some person having been so resident.
- (b.) Or that the applicant (whether such applicant shall be a settler or shall be or have been in Her Majesty's military or naval service) has sustained some grievous bodily injury in the said war.
- (c.) That the applicant has left or immediately intends leaving Taranaki and settling in some other Province, to be specified in such application.

Person making false declaration guilty of misdemeanour.

4. Any person guilty of making a false declaration under this Act shall be deemed to be guilty of a misdemeanour, and shall be punishable accordingly.

Governor to make inquiry into truth of declaration.

5. The Governor shall make such inquiries as to him shall seem fit for ascertaining the truth of such declaration.

Governor may issue order for waste land to applicant.

6. It shall be lawful for the Governor, after being satisfied of the truth of such declaration, to issue to such applicant an order entitling such applicant to select from the waste lands of the Crown within the Province specified in such declaration land of the value of forty pounds, estimated at the fixed or upset price of lands in such Province, and subject to the conditions hereinafter mentioned: Provided always that no such order shall be issued for any greater quantity of land than forty acres unless to applicants under sub-section (b), clause three, when such larger grant shall be made as shall be recommended by the Provincial Council and Superintendent of the Province in which such grant shall be applied for: Provided that no such order shall be issued with respect to any Province until the Superintendent thereof shall have declared by Proclamation in the *Government Gazette* of the said Province that this Act is in force in such Province.

To be selected according to local regulations.

7. Such lands shall be selected by the applicant at his own cost, within six months after the issue of such order, out of any lands open for sale as ordinary rural lands only within any Province, as nearly as may be subject to the regulation applicable in such Province to the selection of lands with reference to shape and other local particulars.

Crown Grant not to issue until death or five years' residence.

8. No Crown Grant of such land shall be issued until either the death of the party or until he or she shall have completed the full term of five years' residence within the Province in which the land shall be selected.

Occupants may purchase selected land within the five years.

9. Provided that any person who may have selected land under the provisions of this Act may, at any time before the expiration of such term of five years, purchase the land so selected at the original fixed price of such land, or, where such land would by the regulations in force respecting it be saleable by auction, then at the original upset price thereof.

When conditions complied with grant may issue.

10. Upon the conditions contained in the last section being complied with, the Governor shall issue a Crown Grant of the selected lands to the party entitled to the same, or his or her heirs, as the case may require.

Crown Grant to be valid and effectual.

11. Every Crown Grant so issued shall be valid and effectual, any law or regulation to the contrary notwithstanding.

Commencement of Act.

12. This Act shall not come into operation until Her Majesty's pleasure

Wellington, Hawke's Bay, and Taranaki Land Regulations.

pleasure shall have been taken thereon, and the same shall have been confirmed by Her Majesty, with the advice and consent of her Privy Council, and a Proclamation of such confirmation having been given shall have been made by the Governor.
